

# DRAFT

## SUMMARY

Directs Oregon Health Authority and specified professional regulatory boards to require licensees regulated by authority or board to complete six hours of continuing education related to suicide risk assessment, treatment and management every six years and to report completion of continuing education to authority or board. Allows authority and boards to establish minimum requirements that licensee must meet to be exempt from requirement to complete continuing education.

Takes effect on 91st day following adjournment sine die.

## A BILL FOR AN ACT

Relating to continuing education for professionals; creating new provisions; amending ORS 676.860; and prescribing an effective date.

### **Be It Enacted by the People of the State of Oregon:**

**SECTION 1.** ORS 676.860 is amended to read:

676.860. (1) As used in this section:

(a) "Board" means:

(A) Occupational Therapy Licensing Board;

(B) Oregon Board of Licensed Professional Counselors and Therapists;

(C) Oregon Board of Naturopathic Medicine;

(D) Oregon Medical Board;

(E) Oregon State Board of Nursing;

(F) Oregon Board of Physical Therapy;

(G) State Board of Chiropractic Examiners;

(H) State Board of Licensed Social Workers;

(I) Oregon Board of Psychology; *[and]*

(J) Teacher Standards and Practices Commission[.]; **and**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

**(K) Traditional Health Workers Commission.**

(b) “Licensee” means a person authorized to practice one of the following professions:

(A) Clinical social worker, as defined in ORS 675.510;

(B) Licensed marriage and family therapist, as defined in ORS 675.705;

(C) Licensed professional counselor, as defined in ORS 675.705;

(D) Licensed psychologist, as defined in ORS 675.010;

(E) Occupational therapist, as defined in ORS 675.210;

(F) Regulated social worker, as defined in ORS 675.510;

(G) School counselor, as defined by rule by the Teacher Standards and Practices Commission;

(H) Certified registered nurse anesthetist, as defined in ORS 678.245;

(I) Chiropractic physician, as defined in ORS 684.010;

(J) Clinical nurse specialist, as defined in ORS 678.010;

(K) Naturopathic physician, as defined in ORS 685.010;

(L) Nurse practitioner, as defined in ORS 678.010;

(M) Physician, as defined in ORS 677.010;

(N) Physician assistant, as defined in ORS 677.495;

(O) Physical therapist, as defined in ORS 688.010; *[and]*

(P) Physical therapist assistant, as defined in ORS 688.010; **and**

**(Q) The following professions as authorized by the Oregon Health Authority:**

**(i) Qualified mental health associate;**

**(ii) Qualified mental health professional;**

**(iii) Certified alcohol and drug counselor;**

**(iv) Prevention specialist;**

**(v) Problem gambling treatment provider;**

**(vi) Recovery mentor;**

**(vii) Community health worker;**

**(viii) Personal health navigator;**

**(ix) Personal support specialist;**

- 1     **(x) Peer wellness specialist;**
- 2     **(xi) Doula;**
- 3     **(xii) Family support specialist; and**
- 4     **(xiii) Youth support specialist.**

5     **(2)(a)(A)** *[In collaboration with the Oregon Health Authority,]* A board  
6 shall **require a licensee regulated by the board to complete six hours**  
7 **every six years of continuing education related to suicide risk assess-**  
8 **ment, treatment and management and shall** *[adopt rules to]* require a  
9 licensee *[regulated by the board]* to report to the board*[, upon reauthorization*  
10 *to practice,]* the licensee's completion of *[any]* **the** continuing education *[re-*  
11 *garding suicide risk assessment, treatment and management]* **described in**  
12 **this paragraph.**

13     **(B) A board shall approve continuing education opportunities that**  
14 **are applicable and relevant to the licensees regulated by the board.**

15     **(b) The authority shall require a licensee regulated by the authority**  
16 **to complete six hours of the continuing education described in para-**  
17 **graph (a) of this subsection.**

18     **(3)** A licensee shall report the completion of *[any]* **the** continuing educa-  
19 tion described in subsection (2) of this section to the board that regulates  
20 the licensee **or to the authority if the licensee is regulated by the au-**  
21 **thority.**

22     **(4)(a) The authority and** a board shall document completion of *[any]* **the**  
23 continuing education described in subsection (2) of this section by a licensee  
24 regulated by the **authority or a** board. *[The board shall document the fol-*  
25 *lowing data:]*

26     **[(A) The number of licensees who complete continuing education described**  
27 **in subsection (2) of this section;]**

28     **[(B) The percentage of the total of all licensees who complete the continuing**  
29 **education;]**

30     **[(C) The counties in which licensees who complete the continuing education**  
31 **practice; and]**

1 *[(D) The contact information for licensees willing to share information*  
2 *about suicide risk assessment, treatment and management with the authority.]*

3 *[(b) The board shall remove any personally identifying information from the*  
4 *data submitted to the board under this subsection, except for the personally*  
5 *identifying information of licensees willing to share such information with the*  
6 *authority.]*

7 *[(c) For purposes of documenting completion of continuing education under*  
8 *this subsection,]*

9 **(b) In consultation with the authority,** a board *[may]* **shall** adopt rules  
10 requiring licensees to submit documentation of completion to the board.

11 **(c) The authority shall adopt rules requiring licensees regulated by**  
12 **the authority to submit the documentation of completion to the au-**  
13 **thority.**

14 **(5) The authority and a board may adopt rules to identify the ex-**  
15 **perience and training that a licensee regulated by the authority or the**  
16 **board must have in order to be exempt from the requirements of**  
17 **subsection (2) of this section.**

18 *[(5)]* **(6)** A board, on or before March 1 of each even-numbered year, shall  
19 report to the authority on the *[data documented under]* **information de-**  
20 **scribed in** subsection (4) of this section, as well as information about *[any*  
21 *initiatives by the board to promote suicide risk assessment, treatment and*  
22 *management among its licensees]* **the implementation of the continuing**  
23 **education described in subsection (2) of this section.**

24 *[(6)]* **(7)** The authority, on or before August 1 of each even-numbered year,  
25 shall report to the interim committees of the Legislative Assembly related  
26 to health care on the information submitted to the authority under sub-  
27 section *[(5)]* **(6)** of this section **and information collected by the authority**  
28 **under subsection (4) of this section. The authority shall remove any**  
29 **personally identifying information collected by or submitted to the**  
30 **authority under subsections (4) and (6) of this section.** *[The authority*  
31 *shall include in the report information about initiatives by boards to promote*

*awareness about suicide risk assessment, treatment and management and information on how boards are promoting continuing education described in subsection (2) of this section to licensees.]*

[(7)] (8) The authority may use the information submitted to the authority under subsection [(5)] (6) of this section **and information collected by the authority under subsection (4) of this section** to *[develop continuing education opportunities related to suicide risk assessment, treatment and management for licensees and to]* facilitate improvements in suicide risk assessment, treatment and management efforts in this state.

(9)(a) **The authority and a board may adopt rules to carry out this section.**

(b) **The authority may adopt rules to define and regulate the professions listed in subsection (1)(b)(Q) of this section.**

**SECTION 2. The amendments to ORS 676.860 by section 1 of this 2021 Act apply to applicants for initial authorization and to licensees applying for renewal of authorization on and after the operative date specified in section 3 of this 2021 Act.**

**SECTION 3. (1) The amendments to ORS 676.860 by section 1 of this 2021 Act become operative on January 1, 2022.**

(2) A board, as defined in ORS 676.860 as amended by section 1 of this 2021 Act, and the Oregon Health Authority may take any action before the operative date specified in subsection (1) of this section that is necessary to enable the board and the authority to exercise, on and after the operative date specified in subsection (1) of this section, all of the duties, functions and powers conferred on the board and the authority by the amendments to ORS 676.860 by section 1 of this 2021 Act.

**SECTION 4. This 2021 Act takes effect on the 91st day after the date on which the 2021 regular session of the Eighty-first Legislative Assembly adjourns sine die.**