

HB 2030-1  
(LC 345)  
2/1/19 (DRG/ps)

Requested by HOUSE COMMITTEE ON EDUCATION (at the request of Higher Education Coordinating Commission)

**PROPOSED AMENDMENTS TO  
HOUSE BILL 2030**

1 On page 1 of the printed bill, line 2, after “315.237,” insert “320.013,  
2 320.100, 341.522.”.

3 In line 4, after “401.910,” insert “418.205,” and delete “and 657.350” and  
4 insert “, 418.663, 657.350, 675.090 and 675.825”.

5 In line 5, delete “and”.

6 In line 6, after “348.695” insert “; and prescribing an effective date”.

7 On page 2, line 18, delete “Conservation”.

8 In line 23, delete “Conservation”.

9 In line 36, delete “Conservation”.

10 In line 39, delete “Conservation”.

11 On page 3, line 18, delete “Conservation”.

12 In line 20, delete “Conservation”.

13 In line 42, delete “Conservation”.

14 On page 4, line 37, delete “Conservation”.

15 In line 40, delete “Conservation”.

16 On page 15, after line 23, insert:

17 “(c) Notwithstanding paragraph (b) of this subsection, the commission  
18 may not exercise any authority, express or implied, statutorily provided to  
19 a governing board of a public university listed in ORS 352.002 or a commu-  
20 nity college operated under ORS chapter 341.”.

21 On page 18, after line 34, insert:

1 “(c) Notwithstanding paragraph (b) of this subsection, the commission  
2 may not exercise any authority, express or implied, statutorily provided to  
3 a governing board of a public university listed in ORS 352.002 or a commu-  
4 nity college operated under ORS chapter 341.”

5 On page 21, after line 18, insert:

6 “(c) Notwithstanding paragraph (b) of this subsection, the commission  
7 may not exercise any authority, express or implied, statutorily provided to  
8 a governing board of a public university listed in ORS 352.002 or a commu-  
9 nity college operated under ORS chapter 341.”

10 On page 25, after line 23, insert:

11 **“SECTION 26.** ORS 320.013 is amended to read:

12 “320.013. (1) In addition to the excise tax imposed by ORS 320.011, an ex-  
13 cise tax is imposed upon every person for the privilege of operating an  
14 amusement device within this state. The tax shall be \$10 for each amusement  
15 device operated during the tax year.

16 “(2) All moneys received from the tax imposed under subsection (1) of this  
17 section, not including penalties, shall be paid by the Department of Revenue  
18 into the State Treasury quarterly and are continuously appropriated to pay  
19 the expenses of the state and local programs of the Oregon Youth [*Conser-*  
20 *vation*] Corps established under ORS 418.650 to 418.663.

21 **“SECTION 27.** ORS 320.100 is amended to read:

22 “320.100. (1) All moneys received from the taxes imposed under ORS  
23 320.011 and 320.012, including penalties, shall be paid by the Department of  
24 Revenue in the following manner:

25 “(a) Seventy-five percent (75%) of the moneys shall be credited, appropri-  
26 ated or remitted as follows:

27 “(A) Forty-three and two-tenths percent (43.2%) thereof shall be credited  
28 to the General Fund to be available for payment of general governmental  
29 expenses.

30 “(B) Nine and seven-tenths percent (9.7%) is continuously appropriated

1 to pay the expenses of state and local programs of the Oregon Youth [*Con-*  
2 *servation*] Corps established under ORS 418.650 to 418.663.

3 “(C) Forty-seven and one-tenth percent (47.1%) thereof shall be remitted  
4 to the county treasurers of the several counties of the state. Each county  
5 shall receive such share of the moneys as its population, determined by  
6 Portland State University, bears to the total population of the counties of  
7 the state, as determined by the census last preceding such apportionment.

8 “(b) Twenty-five percent (25%) of the moneys shall be continuously ap-  
9 propriated to pay the expenses of the state and local programs of the Oregon  
10 Youth [*Conservation*] Corps established under ORS 418.650 to 418.663.

11 “(2) All revenues received under this section by the treasurers of the se-  
12 veral counties shall be placed in the general fund of each county to be ex-  
13 pended by the county courts or the board of county commissioners of the  
14 several counties for general governmental expenses.

15 **“SECTION 28.** ORS 418.205 is amended to read:

16 “418.205. As used in ORS 418.205 to 418.327, 418.470, 418.475, 418.950 to  
17 418.970 and 418.992 to 418.998, unless the context requires otherwise:

18 “(1) ‘Child’ means an unmarried person under 21 years of age who resides  
19 in or receives care or services from a child-caring agency.

20 “(2)(a) ‘Child-caring agency’:

21 “(A) Means any private school, private agency or private organization  
22 providing:

23 “(i) Day treatment for children with emotional disturbances;

24 “(ii) Adoption placement services;

25 “(iii) Residential care, including but not limited to foster care or resi-  
26 dential treatment for children;

27 “(iv) Residential care in combination with academic education and  
28 therapeutic care, including but not limited to treatment for emotional, be-  
29 havioral or mental health disturbances;

30 “(v) Outdoor youth programs; or

1 “(vi) Other similar care or services for children.  
2 “(B) Includes the following:  
3 “(i) A shelter-care home that is not a foster home subject to ORS 418.625  
4 to 418.645;  
5 “(ii) An independent residence facility as described in ORS 418.475;  
6 “(iii) A private residential boarding school; and  
7 “(iv) A child-caring facility as defined in ORS 418.950.  
8 “(b) ‘Child-caring agency’ does not include:  
9 “(A) Residential facilities or foster care homes certified or licensed by the  
10 Department of Human Services under ORS 443.400 to 443.455, 443.830 and  
11 443.835 for children receiving developmental disability services;  
12 “(B) Any private agency or organization facilitating the provision of re-  
13 spite services for parents pursuant to a properly executed power of attorney  
14 under ORS 109.056. For purposes of this subparagraph, ‘respite services’  
15 means the voluntary assumption of short-term care and control of a minor  
16 child without compensation or reimbursement of expenses for the purpose  
17 of providing a parent in crisis with relief from the demands of ongoing care  
18 of the parent’s child;  
19 “(C) A youth job development organization as defined in ORS 344.415;  
20 “(D) A shelter-care home that is a foster home subject to ORS 418.625 to  
21 418.645;  
22 “(E) A foster home subject to ORS 418.625 to 418.645;  
23 “(F) A facility that exclusively serves individuals 18 years of age and  
24 older; or  
25 “(G) A facility that primarily serves both adults and children but requires  
26 that any child must be accompanied at all times by at least one custodial  
27 parent or guardian.  
28 “(3) ‘Child-caring facility’ has the meaning given that term in ORS  
29 418.950.  
30 “(4) ‘Governmental agency’ means an executive, legislative or judicial

1 agency, department, board, commission, authority, institution or  
2 instrumentality of this state or of a county, municipality or other political  
3 subdivision of this state.

4 “(5) ‘Independent residence facility’ means a facility established or certi-  
5 fied under ORS 418.475.

6 “(6)(a) ‘Outdoor youth program’ means a program that provides, in an  
7 outdoor living setting, services to children who have behavioral problems,  
8 mental health problems or problems with abuse of alcohol or drugs.

9 “(b) ‘Outdoor youth program’ does not include any program, facility or  
10 activity:

11 “(A) Operated by a governmental entity;

12 “(B) Operated or affiliated with the Oregon Youth [*Conservation*] Corps;

13 “(C) Licensed by the Department of Human Services under other author-  
14 ity of the department; or

15 “(D) Operated by a youth job development organization as defined in ORS  
16 344.415.

17 “(7) ‘Private’ means not owned, operated or administered by any govern-  
18 mental agency or unit.

19 “(8) ‘Private residential boarding school’ means either of the following  
20 as the context requires:

21 “(a) A child-caring agency that is a private school that provides residen-  
22 tial care in combination with academic education and therapeutic care, in-  
23 cluding but not limited to treatment for emotional, behavioral or mental  
24 health disturbances; or

25 “(b) A private school providing residential care that is primarily engaged  
26 in educational work under ORS 418.327.

27 “(9) ‘Proctor foster home’ means a foster home certified by a child-caring  
28 agency under ORS 418.248 that is not subject to ORS 418.625 to 418.645.

29 “(10) ‘Provider of care or services for children’ means a person, entity or  
30 organization that provides care or services to children, regardless of whether

1 the child is in the custody of the Department of Human Services, and that  
2 does not otherwise meet the definition of, or requirements for, a child-caring  
3 agency. 'Provider of care or services for children' includes a proctor foster  
4 home certified by a child-caring agency under ORS 418.248.

5 "(11) 'Shelter-care home' has the meaning given that term in ORS 418.470.

6 "**SECTION 29.** ORS 418.663 is amended to read:

7 "418.663. (1) Projects selected under ORS 418.650 to 418.663 shall:

8 "(a) Result in an increase in employment opportunities for disadvantaged  
9 and at-risk youth over those opportunities which would otherwise be avail-  
10 able;

11 "(b) Not result in the displacement of currently employed workers, in-  
12 cluding partial displacement such as reduction in the hours of nonovertime  
13 work or wages or employment benefits;

14 "(c) Not impair existing contracts for services or result in the substi-  
15 tution of state for other funds in connection with work that would otherwise  
16 be performed;

17 "(d) Not substitute jobs assisted under ORS 418.650 to 418.663 for existing  
18 federally assisted jobs;

19 "(e) Not employ any person when any other person is on layoff by an  
20 employer from the same or any substantially equivalent job in the same area;  
21 and

22 "(f) Not be used to employ any person to fill a job opening created by the  
23 act of an employer in laying off or terminating employment of any regular  
24 employee, otherwise reducing the regular workforce not supported under  
25 ORS 418.650 to 418.663, in anticipation of filling the vacancy so created by  
26 hiring a person to be supported under ORS 418.650 to 418.663.

27 "(2) Where a labor organization represents employees who are engaged in  
28 similar work or a workers' cooperative is engaged in work in the same area  
29 to that proposed to be performed under the program for which an application  
30 is being developed, the organization or cooperative shall be notified and shall

1 be afforded a reasonable period of time prior to the submission of the appli-  
2 cation in which to make comments to the applicant and to the program di-  
3 rector of the Oregon Youth [*Conservation*] Corps.

4 **“SECTION 30.** ORS 341.522 is amended to read:

5 “341.522. (1) The Office of Student Access and Completion shall administer  
6 the Oregon Promise program as provided by this section.

7 “(2) Subject to subsections (7) to (10) of this section, the office shall pro-  
8 vide a grant for community college courses to a person who meets the cri-  
9 teria described in subsections (3) to (6) of this section. The grant shall be  
10 limited as provided by subsections (7) to (10) of this section.

11 “(3) A grant shall be awarded under this section to a person who meets  
12 the following criteria:

13 “(a) Is enrolled in courses that are:

14 “(A) Offered at a community college in this state; and

15 “(B) Determined by the office, in accordance with rules adopted by the  
16 Higher Education Coordinating Commission, to be required for completion  
17 of:

18 “(i) A one-year curriculum for students who plan to transfer to another  
19 post-secondary institution of education;

20 “(ii) An associate degree; or

21 “(iii) A program in career and technical education;

22 “(b) Has been a resident of this state for at least 12 months prior to en-  
23 rolling in the courses described in paragraph (a) of this subsection;

24 “(c) Attained the person’s highest level of education in this state prior  
25 to:

26 “(A) Receiving a diploma under ORS 329.451;

27 “(B) Receiving a certificate for passing an approved high school equiv-  
28 alency test such as the General Educational Development (GED) test as  
29 provided by ORS 350.175;

30 “(C) Completing grade 12 in compliance with the requirements of ORS

1 339.035; or

2 “(D) Completing grade 12 at a private or parochial school, as described  
3 in ORS 339.030 (1)(a);

4 “(d) Except as provided in subsections (4) and (5) of this section, attained  
5 the person’s highest level of education as described in paragraph (c) of this  
6 subsection within six months from the date that the person first enrolls in  
7 courses described in paragraph (a) of this subsection for the purpose of re-  
8 ceiving a grant under this section;

9 “(e) Earned a cumulative grade point average of 2.5 or better in high  
10 school or otherwise demonstrated an equivalent academic ability, as deter-  
11 mined by the office according to rules adopted by the commission;

12 “(f) Completed and submitted the Free Application for Federal Student  
13 Aid for each academic year and accepted all state and federal aid grants  
14 available to the person, if eligible to file the application; and

15 “(g) Has not completed either of the following:

16 “(A) More than a total of 90 credit hours, or the equivalent, at a post-  
17 secondary institution of education; or

18 “(B) A curriculum, degree or program, as described in paragraph (a)(B)  
19 of this subsection.

20 “(4)(a) If a person otherwise meets the required criteria and has been  
21 awarded a grant under subsection (3) of this section, but the person enters  
22 into service with a career and technical student organization relating to  
23 agriculture or farming that is approved by the Department of Education un-  
24 der ORS 344.077 within six months after the person attained the person’s  
25 highest level of education as described in subsection (3)(c) of this section, the  
26 person will continue to be eligible to receive the grant if the person first  
27 enrolls in courses described in subsection (3)(a) of this section within six  
28 months of finishing the person’s service with the career and technical stu-  
29 dent organization.

30 “(b) In addition to the situation described in paragraph (a) of this sub-



1 section, the commission may waive the requirement set forth in subsection  
2 (3)(d) of this section for a person who shows that the person was unable to  
3 timely enroll in courses described in subsection (3)(a) of this section due to  
4 a significant hardship. The commission may adopt rules to implement this  
5 paragraph.

6 “(5) A member of the Oregon National Guard who has completed initial  
7 active duty training is not required to comply with the criteria set forth in  
8 subsection (3)(d) of this section in order to receive a grant, provided that the  
9 member first enrolls in courses described in subsection (3)(a) of this section  
10 within six months after completing initial active duty training, as evidenced  
11 by an official form issued by the United States Department of Defense.

12 “(6)(a) A person continues to remain eligible to receive a grant under this  
13 section if the person, in addition to satisfying the criteria specified in sub-  
14 section (3) of this section, meets the following criteria:

15 “(A) Maintains at least the minimum cumulative grade point average  
16 prescribed by the commission based on federal aid grant requirements;

17 “(B) Makes satisfactory academic progress toward a curriculum, degree  
18 or program, as described in subsection (3)(a)(B) of this section, as prescribed  
19 by the commission based on federal aid grant requirements;

20 “(C) Enrolls in courses described in subsection (3)(a) of this section for  
21 a sufficient number of credit hours to be considered at least a half-time  
22 student each term for at least three terms in each consecutive academic year;  
23 and

24 “(D) Completes a first-year experience, as identified by the community  
25 college and reported by the community college to the commission.

26 “(b) A person who fails to meet an eligibility requirement described in  
27 paragraph (a) of this subsection becomes ineligible to receive a grant under  
28 this section for the term after which the person fails to meet the eligibility  
29 requirement, unless the eligibility requirement is waived by the office ac-  
30 cording to rules adopted by the commission.

1 “(7)(a) The total amount of a grant awarded under this section shall be  
2 based on each term that a person is enrolled in courses described in sub-  
3 section (3)(a) of this section. Except as provided in subsections (9) and (10)  
4 of this section, after the amount of tuition for the person for the term is  
5 reduced by any amounts received by the person in state and federal aid  
6 grants, the person shall be eligible for a grant under this section in an  
7 amount that equals:

8 “(A) Except as provided by paragraphs (b) and (c) of this subsection, not  
9 less than the greater of:

10 “(i) \$1,000; and

11 “(ii) The person’s actual cost for tuition.

12 “(B) Not more than the lesser of:

13 “(i) The average cost of tuition at a community college in this state, as  
14 determined by the office; and

15 “(ii) The person’s actual cost for tuition.

16 “(b) The amount of a grant, as calculated under paragraph (a) of this  
17 subsection, shall be reduced by \$50 for each term that the person receives a  
18 grant under this section.

19 **“(c)(A) If the office determines both that the person’s actual cost**  
20 **for tuition exceeds the amount set forth in paragraph (a)(A)(i) of this**  
21 **subsection and that the person’s actual cost for tuition exceeds the**  
22 **average cost of tuition at a community college in this state, the person**  
23 **shall be eligible for a grant in an amount that equals the average cost**  
24 **of tuition at a community college in this state.**

25 **“(B) If the office determines that the person’s actual cost for tui-**  
26 **tion is less than the amount set forth in paragraph (a)(A)(i) of this**  
27 **subsection, the person shall be eligible for a grant in an amount that**  
28 **equals the amount set forth in paragraph (a)(A)(i) of this subsection.**

29 “[*(c)*] **(d)** The minimum amount of a grant, as calculated under [*paragraph*  
30 *(a)*] **paragraphs (a) to (c)** of this subsection, may be prorated for a person

1 who is enrolled in courses described in subsection (3)(a) of this section for  
2 a sufficient number of credit hours to be considered at least a half-time  
3 student but not a full-time student.

4 “[(d)] (e) The commission may prescribe by rule whether to include fees,  
5 and any limitations related to the inclusion of fees, when determining the  
6 actual cost of tuition or the average cost of tuition under this subsection.

7 “(8) The commission may adopt by rule the priority by which grants are  
8 awarded, which may allow for preference to be given to persons enrolled in  
9 school districts or high schools that meet specified criteria.

10 “(9) Prior to the start of the fall term of each academic year, the com-  
11 mission shall determine whether there are sufficient moneys to award a  
12 grant under this section to each person who meets the criteria described in  
13 subsections (3) to (6) of this section. On the basis of this determination the  
14 commission may:

15 “(a) Limit eligibility to receive a grant under this section to a person  
16 whose family contribution, as determined by the commission by rule, is at  
17 or below the level the commission determines is necessary to allow the  
18 commission to operate the Oregon Promise program with available moneys;  
19 or

20 “(b) Reduce or eliminate any limitation on eligibility previously imposed  
21 by the commission under paragraph (a) of this subsection.

22 “(10)(a) If at any time the commission determines that there are insuffi-  
23 cient moneys to provide a grant to each person who has been awarded a  
24 grant under this section, the commission may:

25 “(A) Decrease the total amount of the grant awarded; or

26 “(B) Increase the amount that a person must pay under subsection (7)(b)  
27 of this section for each term that the person receives a grant under this  
28 section.

29 “(b) If at any time the commission determines that the amount of moneys  
30 available to operate the Oregon Promise program exceeds the amount deter-

1 mined under subsection (9) of this section, the commission may reduce or  
2 eliminate any limitation on eligibility to receive a grant under this section  
3 that was previously imposed by the commission under subsection (9)(a) of  
4 this section.

5 “(c) The commission shall promptly notify the interim committees of the  
6 Legislative Assembly responsible for higher education each time the com-  
7 mission takes any action under paragraph (a) or (b) of this subsection.

8 “(11) The commission shall adopt any rules necessary for the adminis-  
9 tration of this section, including any requirements related to:

10 “(a) Specifying the form and timelines for submitting an application for  
11 a grant under this section;

12 “(b) Determining whether a person is eligible for a grant under this sec-  
13 tion, including whether the person shall be given priority as allowed under  
14 subsection (8) of this section;

15 “(c) Implementing programs or policies that improve the academic success  
16 or completion rates for persons who receive a grant under this section;

17 “(d) Prescribing eligibility requirements and grant calculations for per-  
18 sons dually enrolled in a community college and a public university; and

19 “(e) Evaluating the impact of the program established under this section,  
20 including any requirements for reporting data needed for evaluations.

21 “(12) No later than December 31 of each even-numbered year, the com-  
22 mission shall submit to an interim legislative committee related to education  
23 a report that summarizes the commission’s findings on the impact of the  
24 program established under this section. The report shall include:

25 “(a) Student completion rates of curricula, degrees and programs de-  
26 scribed in subsection (3)(a)(B) of this section;

27 “(b) The amount of federal aid grants received by persons who received  
28 a grant under this section;

29 “(c) The financial impact of the program on school districts that had  
30 students receive a grant under this section;

1 “(d) The financial impact and the enrollment impact of the program on  
2 community colleges and public universities in this state; and

3 “(e) The overall success rate of the program and financial impact of the  
4 program.

5 **“SECTION 31.** ORS 675.825 is amended to read:

6 “675.825. (1) A person may not:

7 “(a) Attempt to obtain or obtain a license or license renewal by bribery  
8 or fraudulent representation.

9 “(b) Engage in or purport to the public to be engaged in the practice of  
10 professional counseling under the title ‘licensed professional counselor’ un-  
11 less the person is a licensee.

12 “(c) Engage in or purport to the public to be engaged in the practice of  
13 marriage and family therapy under the title of ‘licensed marriage and family  
14 therapist’ unless the person is a licensee.

15 “(d) Engage in the practice of professional counseling or marriage and  
16 family therapy unless:

17 “(A) The person is a licensee, registered intern or graduate student pur-  
18 suing a graduate degree in counseling or marriage and family therapy; or

19 “(B) The person is exempted from the licensing requirements of ORS  
20 675.715 to 675.835 by subsection (3) of this section.

21 “(e) Provide counseling or therapy services of a psychotherapeutic nature  
22 if the person’s license to practice as a professional counselor or as a mar-  
23 riage and family therapist has been revoked by the Oregon Board of Licensed  
24 Professional Counselors and Therapists because the person engaged in sexual  
25 activity with a client.

26 “(2) A licensed psychologist whose license, or a regulated social worker  
27 whose authorization to practice regulated social work, was issued prior to  
28 October 1, 1991, may use the title ‘marriage and family therapist.’

29 “(3) The licensing requirements of ORS 675.715 to 675.835 do not apply to  
30 a person who is:

1 “(a) Licensed, certified, registered or similarly regulated under the laws  
2 of this state and who is performing duties within the authorized scope of  
3 practice of the license, certification, registration or regulation.

4 “(b) A recognized member of the clergy, provided that the person is acting  
5 in the person’s ministerial capacity.

6 “(c) Employed by a local, state or federal agency, **a public university**  
7 **listed in ORS 352.002** or any agency licensed or certified by the state to  
8 provide mental health or health services, if the person’s activities constitut-  
9 ing professional counseling or marriage and family therapy are performed  
10 within the scope of the person’s employment.

11 “(d) Authorized to provide addiction treatment services under rules of the  
12 Department of Human Services.

13 “(4) Nothing in ORS 675.715 to 675.835 limits or prevents the practice of  
14 a person’s profession or restricts a person from providing counseling services  
15 or services related to marriage and family if the person:

16 “(a) Does not meet the requirements of ORS 675.715 (1)(b); or

17 “(b) Does not practice:

18 “(A) Marriage and family therapy as defined in ORS 675.705 (6)(a); or

19 “(B) Professional counseling as defined in ORS 675.705 (7)(a).

20 “(5) Each violation of this section is a separate violation.

21 “(6) The board may levy a civil penalty not to exceed \$2,500 for each  
22 separate violation of this section.

23 **“SECTION 32.** ORS 675.090 is amended to read:

24 “675.090. (1) ORS 675.010 to 675.150 do not apply to:

25 “(a) A person who teaches psychology, conducts psychological research  
26 or provides consulting services to an organization or institution, provided  
27 that the person does not supervise direct psychological services and does not  
28 treat any behavioral, emotional or mental disorder of an individual.

29 “(b) The provision of expert testimony by a person described in paragraph  
30 (a) of this subsection.

1 “(c) A graduate student enrolled in an approved psychology program who  
2 is pursuing a graduate degree in psychology, provided that the graduate  
3 student renders services only for academic credit as part of an organized and  
4 supervised training program.

5 “(d) A person pursuing certification, licensure or a graduate degree in any  
6 of the certified or licensed professions exempted from ORS 675.010 to 675.150.

7 “(e) A person who is licensed, certified or otherwise authorized by the  
8 State of Oregon to provide mental health services, provided that the services  
9 are rendered within the person’s lawful scope of practice and that the person  
10 does not use the title ‘psychologist’ in connection with the activities de-  
11 scribed in this paragraph.

12 “(f) A person who is employed by a local, state or federal government  
13 agency **or a public university listed in ORS 352.002**, or employed by a  
14 community mental health program or drug and alcohol treatment program  
15 licensed or certified by the State of Oregon, to the extent that the person’s  
16 activities and services are rendered within the person’s scope of employment  
17 and are performed within the confines of the employing agency and provided  
18 that the person does not use the title ‘psychologist’ in connection with the  
19 activities authorized under this paragraph.

20 “(g) A person who is a recognized member of the clergy, provided that the  
21 person is acting in the person’s ministerial capacity and does not use the  
22 title ‘psychologist.’

23 “(h) A person who has credentials as a school psychologist, provided that  
24 the person is an employee of an educational institution and practices only  
25 within a school setting. A person acting under this paragraph may use the  
26 title ‘school psychologist.’

27 “(2)(a) Notwithstanding subsection (1)(f) of this section, a person with a  
28 doctoral degree in psychology who is employed by and practicing psychology  
29 at a local, state or federal government agency, **a public university listed**  
30 **in ORS 352.002** or a community mental health program or drug and alcohol

1 treatment program licensed or certified by the State of Oregon may practice  
2 psychology without a license under ORS 675.010 to 675.150 for no more than  
3 24 months after the person begins practicing psychology at the agency or  
4 program.

5 “(b) Before the person obtains a license under ORS 675.010 to 675.150:

6 “(A) The person may practice psychology only within the scope of the  
7 person’s employment and within the confines of the employing agency or  
8 program; and

9 “(B) The person may not use the title ‘psychologist.’

10 “(3) A person performing the functions described in subsection (1)(a) and  
11 (b) of this section may use the title ‘psychologist’ only if the person holds  
12 a doctoral degree in psychology from an approved doctoral program in psy-  
13 chology.

14 “(4) A person described in subsection (1)(c) of this section may use the  
15 title ‘psychological intern’ or ‘psychological trainee,’ provided that the  
16 training program described in subsection (1)(c) of this section is under the  
17 supervision and responsibility of a licensed psychologist in accordance with  
18 rules adopted by the Oregon Board of Psychology.

19 “(5) Nothing in this section exempts from ORS 675.010 to 675.150 a person  
20 whose license to practice psychology is revoked or suspended because the  
21 person engaged in sexual activity with a client.”.

22 In line 24, delete “26” and insert “33”.

23 In line 26, delete “27” and insert “34”.

24 In line 27, delete “28” and insert “35” and delete “27” and insert “34”.

25 After line 29, insert:

26 **“SECTION 36. This 2019 Act takes effect on the 91st day after the**  
27 **date on which the 2019 regular session of the Eightieth Legislative**  
28 **Assembly adjourns sine die.”.**

29