

SB 808-2
(LC 3862)
4/8/19 (SCT/ps)

Requested by SENATE COMMITTEE ON HEALTH CARE

**PROPOSED AMENDMENTS TO
SENATE BILL 808**

1 On page 1 of the printed bill, line 2, delete “676.860” and insert “675.330,
2 676.860, 677.290, 678.170, 684.171, 685.201 and 688.201”.

3 Delete lines 8 through 30.

4 On page 2, delete lines 1 through 8 and insert:

5 “(A) Oregon Board of Licensed Professional Counselors and Therapists;

6 “(B) State Board of Licensed Social Workers;

7 “(C) Oregon Board of Psychology; and

8 “(D) Teacher Standards and Practices Commission.

9 “(b) ‘Licensee’ means a person authorized to practice one of the following
10 professions:

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

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

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

14 “(D) Licensed psychologist, as defined in ORS 675.101;

15 “(E) Regulated social worker, as defined in ORS 675.510;

16 “(F) School counselor, as defined by rule by the Teacher Standards and
17 Practices Commission;

18 “(G) Administrator, as defined in ORS 342.120;

19 “(H) Teacher, as defined in ORS 342.120; and

20 “(I) Certified alcohol and drug counselor, as defined by rule by the
21 Oregon Health Authority.”.

1 In line 13, delete “, (H) or (I)” and insert “or (C)”.

2 In line 19, delete “A” and insert “The” and delete “(1)(a)(C) to (G) or
3 (J)” and insert “(1)(a)(D)”.

4 On page 3, delete lines 17 through 24 and insert:

5 **“SECTION 3.** ORS 675.330 is amended to read:

6 “675.330. (1) The Occupational Therapy Licensing Board Account is es-
7 tablished in the State Treasury, separate and distinct from the General Fund.
8 All moneys received by the Occupational Therapy Licensing Board under
9 ORS 675.210 to 675.340 shall be deposited into the account and are contin-
10 uously appropriated to the board to be used only for the administration and
11 enforcement of ORS 675.210 to 675.340, 675.990 (2)[,] **and** 676.850 [*and*
12 *676.860*]. Any interest or other income from moneys in the account shall be
13 credited to the account.

14 “(2) All civil penalties collected or received for violations of or in prose-
15 cutions under ORS 675.210 to 675.340 shall be deposited into the Occupa-
16 tional Therapy Licensing Board Account and shall be used only for the
17 administration and enforcement of ORS 675.210 to 675.340.

18 **“SECTION 4.** ORS 677.290 is amended to read:

19 “677.290. (1) All moneys received by the Oregon Medical Board under this
20 chapter shall be paid into the General Fund in the State Treasury and placed
21 to the credit of the Oregon Medical Board Account which is established.
22 Such moneys are appropriated continuously and shall be used only for the
23 administration and enforcement of this chapter and ORS 676.850 [*and*
24 *676.860*].

25 “(2) Notwithstanding subsection (1) of this section, the board may main-
26 tain a revolving account in a sum not to exceed \$50,000 for the purpose of
27 receiving and paying pass-through moneys relating to peer review pursuant
28 to its duties under ORS 441.055 (4) and (5) and in administering programs
29 pursuant to its duties under this chapter relating to the education and re-
30 habilitation of licensees in the areas of chemical substance abuse, inappro-

1 p r i a t e p r e s c r i b i n g a n d m e d i c a l c o m p e t e n c e . T h e c r e a t i o n o f a n d d i s b u r s e m e n t
2 o f m o n e y s f r o m t h e r e v o l v i n g a c c o u n t s h a l l n o t r e q u i r e a n a l l o t m e n t o r a l -
3 l o c a t i o n o f m o n e y s p u r s u a n t t o O R S 2 9 1 . 2 3 4 t o 2 9 1 . 2 6 0 . A l l m o n e y s i n t h e
4 a c c o u n t a r e c o n t i n u o u s l y a p p r o p r i a t e d f o r p u r p o s e s s e t f o r t h i n t h i s s u b -
5 s e c t i o n .

6 “(3) Each year \$10 shall be paid to the Oregon Health and Science Uni-
7 v e r s i t y f o r e a c h i n - s t a t e p h y s i c i a n l i c e n s e d u n d e r t h i s c h a p t e r , w h i c h a m o u n t
8 i s c o n t i n u o u s l y a p p r o p r i a t e d t o t h e O r e g o n H e a l t h a n d S c i e n c e U n i v e r s i t y
9 t o b e u s e d i n m a i n t a i n i n g a c i r c u l a t i n g l i b r a r y o f m e d i c a l a n d s u r g i c a l b o o k s
10 a n d p u b l i c a t i o n s f o r t h e u s e o f p r a c t i t i o n e r s o f m e d i c i n e i n t h i s s t a t e , a n d
11 w h e n n o t s o i n u s e t o b e k e p t a t t h e l i b r a r y o f t h e S c h o o l o f M e d i c i n e a n d
12 a c c e s s i b l e t o i t s s t u d e n t s . T h e b a l a n c e o f t h e m o n e y r e c e i v e d b y t h e b o a r d
13 i s a p p r o p r i a t e d c o n t i n u o u s l y a n d s h a l l b e u s e d o n l y f o r t h e a d m i n i s t r a t i o n
14 a n d e n f o r c e m e n t o f t h i s c h a p t e r , b u t a n y p a r t o f t h e b a l a n c e m a y , u p o n t h e
15 o r d e r o f t h e b o a r d , b e p a i d i n t o t h e c i r c u l a t i n g l i b r a r y f u n d .

16 **“SECTION 5.** ORS 678.170 is amended to read:

17 “678.170. (1) All money received by the Oregon State Board of Nursing
18 u n d e r O R S 6 7 8 . 0 1 0 t o 6 7 8 . 4 4 8 s h a l l b e p a i d i n t o t h e G e n e r a l F u n d i n t h e S t a t e
19 T r e a s u r y a n d p l a c e d t o t h e c r e d i t o f t h e O r e g o n S t a t e B o a r d o f N u r s i n g
20 A c c o u n t . S u c h m o n e y s a r e a p p r o p r i a t e d c o n t i n u o u s l y a n d s h a l l b e u s e d o n l y
21 f o r t h e a d m i n i s t r a t i o n a n d e n f o r c e m e n t o f O R S 6 7 6 . 8 5 0 [, 6 7 6 . 8 6 0] a n d 6 7 8 . 0 1 0
22 t o 6 7 8 . 4 4 8 .

23 “(2) The board shall keep a record of all moneys deposited in the Oregon
24 S t a t e B o a r d o f N u r s i n g A c c o u n t . T h i s r e c o r d s h a l l i n d i c a t e b y s e p a r a t e c u -
25 m u l a t i v e a c c o u n t s t h e s o u r c e f r o m w h i c h t h e m o n e y s a r e d e r i v e d a n d t h e
26 i n d i v i d u a l a c t i v i t y o r p r o g r a m a g a i n s t w h i c h e a c h w i t h d r a w a l i s c h a r g e d .

27 “(3) The board may maintain a petty cash fund in compliance with ORS
28 293.180 in the amount of \$1,000.

29 **“SECTION 6.** ORS 684.171 is amended to read:

30 “684.171. All moneys received by the State Board of Chiropractic Exam-

1 iners under this chapter shall be paid into the General Fund in the State
2 Treasury and placed to the credit of the State Board of Chiropractic Exam-
3 iners Account which is hereby established and such moneys are appropriated
4 continuously and shall be used only for the administration and enforcement
5 of this chapter and ORS 676.850 [and 676.860].

6 **“SECTION 7.** ORS 685.201 is amended to read:

7 “685.201. The Oregon Board of Naturopathic Medicine Account is estab-
8 lished in the State Treasury, separate and distinct from the General Fund.
9 All moneys received by the Oregon Board of Naturopathic Medicine under
10 this chapter shall be deposited into the account and are continuously ap-
11 propriated to the board to be used only for the administration and enforce-
12 ment of this chapter and ORS 676.850 [and 676.860]. Any interest or other
13 income from moneys in the account shall be credited to the account.

14 **“SECTION 8.** ORS 688.201 is amended to read:

15 “688.201. (1) All moneys received under ORS 688.010 to 688.201 shall be
16 paid into an account established by the Physical Therapist Licensing Board
17 under ORS 182.470. The board may establish an additional account under
18 ORS 182.470 for the purpose of meeting financial obligations imposed on the
19 State of Oregon as a result of this state’s participation in the Physical
20 Therapy Licensure Compact established under ORS 688.240.

21 “(2) The moneys paid into the accounts established by the board under
22 ORS 182.470 are continuously appropriated to the board and may be used
23 only for the administration and enforcement of ORS 676.850[676.860] and
24 688.010 to 688.201 and for the purpose of meeting financial obligations im-
25 posed on the State of Oregon as a result of this state’s participation in the
26 Physical Therapy Licensure Compact established under ORS 688.240.

27 **“SECTION 9. (1) The amendments to ORS 675.330, 676.860, 677.290,**
28 **678.170, 684.171, 685.201 and 688.201 by sections 1 and 3 to 8 of this 2019**
29 **Act become operative on January 1, 2020.**

30 **“(2) A board and the Oregon Health Authority may take any action**

1 that is necessary to enable the board and the authority to exercise,
2 on and after the operative date specified in subsection (1) of this sec-
3 tion, all of the duties, functions and powers conferred on the board
4 and the authority by the amendments to ORS 676.860 by section 1 of
5 this 2019 Act.

6 “SECTION 10. This 2019 Act takes effect on the 91st day after the
7 date on which the 2019 regular session of the Eightieth Legislative
8 Assembly adjourns sine die.”.

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