



MEMORANDUM

Prepared for: Oregon State Senate
Date: March 23, 2021
By: Leslie Porter, LPRO Analyst
Re: Legislative Review of Executive Appointments

OREGON MEDICAL BOARD

The Governor has appointed the following individual to the Oregon Medical Board subject to Senate confirmation.¹

Appointees

Paula Lee-Valkov of The Dalles; New Appointment

Term

Lee-Valkov: April 19, 2021 – February 29, 2024

Appointment/Confirmation Authority

[ORS 677.235](#)

Statement of Economic Interest²

Not required.

Statutory Requirements³

The board consists of 14 members appointed by the Governor and subject to confirmation by the Senate.⁴ All members of the board must be residents of this state. Members who are physicians and the member who is a physician assistant, or a retired physician assistant, must have been in the active practice of their profession for at least five years immediately preceding their appointment. Members serve three-year terms and at the pleasure of the Governor.

Seven members must have the degree of Doctor of Medicine (CAHN, GUPTA, HARDER, **LEE-VALKOV**, LIN, LYONS, VACANT). These members may be selected by the Governor from a list of three to five candidates submitted by the Oregon Medical Association. At least one member must be appointed from each federal congressional district.

Two members must have the degree of Doctor of Osteopathic Medicine (POULSEN, SHAW). These members may be selected by the Governor from a list of three to five candidates submitted by the Osteopathic Physicians and Surgeons of Oregon, Inc.

¹ See [Or. Const. art. III sect. 4](#), [ORS 171.562 \(2019\)](#), [ORS 171.565 \(2019\)](#).

² See [ORS 244.050 \(2019\)](#).

³ See [ORS 182.100 \(2019\)](#) for affirmative action policy and [ORS 236.115 \(2019\)](#) for diversity criteria.

⁴ [ORS 677.235 \(2019\)](#).

One member must have the degree of Doctor of Podiatric Medicine (DOMENIGONI). These members may be selected by the Governor from a list of three to five candidates submitted by the Oregon Podiatric Medical Association.

One member must be a licensed physician assistant or a retired physician assistant (CRAMER). This member may be selected by the Governor from a list of three to five candidates submitted by the Oregon Society of Physician Assistants.

Three members must be members of the public who represent health consumers (LOUIE, MAGEEHON, PEREIRA). Public members may not be otherwise eligible for appointment. A public member, or the spouse, domestic partner, child, parent or sibling of a public member, may not be a licensed health care professional in this state.

The chairperson must select at least one but no more than three former board members to serve as emeritus board members, who are subject to approval by the Governor. An emeritus member may serve for up to three years after the date on which the person's term as a board member ended, and at the pleasure of the Governor.

Board members must, before entering upon their duties as members, take and subscribe an oath to support the Constitution and laws of the State of Oregon and of the United States and to perform well and faithfully and without partiality the duties of such office according to the best of their knowledge and ability.⁵

Duties and Authority

The board protects the health, safety, and wellbeing of Oregonians by regulating the practice of medicine in a manner that promotes access to quality care.⁶ The board must:⁷

- elect annually from its members a chairperson, vice chairperson, and secretary;
- hold meetings as determined by the board, and at least twice each year for the examination of applicants for licenses;
- provide notice to the practitioners authorized to prescribe opioids or opiates of any guidelines or recommendations established by any association of practitioners whose members are regulated by the board;
- establish by rule the dimension and design for the printing and posting of the signage required for physicians participating in the Medicare assignment program; and,
- determine by rule what constitutes medical incompetence, unprofessional conduct, physical incapacity, or impairment.

The board may:⁸

⁵ [ORS 677.240 \(2019\)](#).

⁶ Oregon Medical Board, *Agency Overview and Mission*, <https://www.oregon.gov/omb/board/about/Pages/about-us-overview.aspx> (last visited July 23, 2020).

⁷ [ORS 677.091 to 677.837 \(2019\)](#).

⁸ [ORS 677.089 to 677.837 \(2019\)](#).

- adopt necessary and proper rules for administration of the board's statutory authority, including licensing standards and tests for the practice of medicine and podiatry, fees and charges to carry out its legal responsibilities, and for the general supervision of the practice of medicine and podiatry within the state;
- issue, deny, suspend, and revoke licenses and limited licenses, assess costs of proceedings and fines and place licensees on probation;
- make its personnel and facilities available to other regulatory agencies of this state, or other bodies interested in the development and improvement of the practice of medicine or podiatry in this state, upon terms and conditions for reimbursement as are agreed to by the board and the other agency or body;
- appoint examiners and employ or contract with organizations, agencies, and persons to prepare examination questions and score examination papers;
- determine the schools, colleges, universities, institutions, and training acceptable in connection with licensing administered by the board;
- prescribe the time, place, method, manner, scope, and subjects of examinations;
- prescribe all forms that it considers appropriate for the purposes of its work, and require the submission of photographs and relevant personal history data by applicants for licensure;
- require the fingerprints of a person who is applying for a license that is issued by the board, applying for renewal of a license that is issued by the board, or under investigation by the board;
- administer oaths, issue notices, and subpoenas in the name of the board, enforce subpoenas, hold hearings and perform such other acts as are reasonably necessary to carry out its duties;
- apply to any circuit court of this state, or the judge thereof, to compel obedience if any licensee fails to comply with any lawful rule or order of the board, or fails to obey any subpoena issued by the board, or refuses to testify concerning any matter on which the licensee may lawfully be interrogated by the board;
- employ consultants, investigators, and staff for the purpose of enforcing the laws administered by the board;
- maintain a revolving account in a sum not to exceed \$50,000 for the purpose of receiving and paying pass-through moneys relating to peer review and in administering programs relating to the education and rehabilitation of licensees in the areas of chemical substance abuse, inappropriate prescribing, and medical competence;
- maintain a petty cash fund in the amount of \$5,000;
- investigate any alleged violation of the statutes and rules administered by the board;
- maintain a suit for an injunction against any person practicing medicine without a license issued by the board;
- investigate any evidence that appears to show that a licensee licensed by the board is or may be medically incompetent or is or may be guilty of unprofessional or dishonorable conduct or is or may be a licensee with a physical incapacity or an impairment;

- direct and order a mental, physical, or medical competency examination or any combination thereof, and make such investigation, including the taking of depositions or otherwise in order to fully inform itself with respect to the performance or conduct of a licensee;
- request any medical organization to assist the board in preparing for or conducting any medical competency examination that the board may consider appropriate;
- release information concerning the revocation or restriction of a physician's activities at a health care facility to any other licensed health care facility licensed at which that physician holds or has applied for staff privileges or other right to practice medicine or podiatry at the facility;
- inspect records of receipt and distribution of prescription drugs; and
- discipline any person licensed, registered, or certified by the board, including action against the license and assessment of civil penalties.

Executive Appointments Board Roster

Medical Board, Oregon

Agency: None
Authorization: ORS 677.235, SB 905
Members: Min: 14 Max: 14
Term Length: 3 years Limit: 2
Senate confirmation required? Yes

Policy Area: Health

Board Contact:

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Current Appointments:

Member Name and Address (Alphabetical)

Robert M Cahn, MD Doctor of Medicine	Position Number: 2
Term(s): 03-01-2019 - 02-28-2022 06-01-2016 - 02-28-2019	

Erin L Cramer Physician Assistant	Position Number: 13
Term(s): 03-01-2019 - 02-28-2022 09-28-2018 - 02-28-2019	

Tony Domenigoni Podiatrist	Position Number: 12
Term(s): 03-01-2021 - 02-29-2024	

Saurabh Gupta Doctor of Medicine	Position Number: 10
Term(s): 03-01-2019 - 02-28-2022 03-15-2017 - 02-28-2019	

Kathleen M Harder Doctor of Medicine, CD 5	Position Number: 6
Term(s): 03-01-2020 - 02-28-2023 05-03-2017 - 02-29-2020	

James K Lace, MD Doctor of Medicine	Position Number: 5
Term(s): 03-01-2018 - 02-28-2021 04-01-2015 - 02-28-2018	

Paula M Lee-Valkov, MD Doctor of Medicine	Position Number: 5
Term(s): 04-19-2021 - 02-29-2024	

Executive Appointments Board Roster

Medical Board, Oregon

Member Name and Address (Alphabetical)

Policy Area: Health

Charlotte Lin Doctor of Medicine, CD2 Term(s): 03-01-2021 - 02-29-2024 03-01-2018 - 02-28-2021	Position Number: 4
Charlotte Lin Doctor of Medicine, CD2 Term(s): 03-01-2021 - 02-29-2024 03-01-2018 - 02-28-2021	Position Number: 4
Patti Louie, PhD Public Member Term(s): 03-01-2021 - 02-29-2024 05-25-2018 - 02-28-2021	Position Number: 7
Patti Louie, PhD Public Member Term(s): 03-01-2021 - 02-29-2024 05-25-2018 - 02-28-2021	Position Number: 7
Jennifer Lyons, MD Doctor of Medicine Term(s): 03-01-2019 - 02-28-2022 06-01-2016 - 02-28-2019	Position Number: 8
Ali Mageehon, PhD Public Member Term(s): 03-01-2020 - 02-28-2023	Position Number: 14
Cheryl B Pereira Public Member Term(s): 03-01-2020 - 02-28-2023 05-03-2017 - 02-29-2020	Position Number: 11
Chris Poulsen Osteopathic Physician Term(s): 03-01-2019 - 02-28-2022	Position Number: 1
Andrew Schink Podiatrist Term(s): 03-01-2018 - 02-28-2021	Position Number: 12
Jill M Shaw, DO Osteopathic Physician Term(s): 03-01-2020 - 02-28-2023	Position Number: 3