Memorandum

PREPARED FOR: Oregon State Senate DATE: April 18, 2023 BY: Leslie Porter, Analyst RE: Legislative Review of Executive Appointments



OREGON MEDICAL BOARD

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

New Appointees

Robby Azar of Oregon City Sheronne Blasi of Salem David Cook of Portland Katja Daoud of Portland

Reappointees

Alexandra Mageehon of Coos Bay Jill Shaw-Braem of Portland Katja Daoud of Portland

Terms

Azar: April 26, 2023 – February 28, 2026 Blasi: April 26, 2023 – February 28, 2026 Cook: April 26, 2023 – February 28, 2026 Daoud: April 26, 2023 – February 28, 2024 Daoud: March 1, 2023 – February 28, 2027 Mageehon: March 1, 2023 – February 28, 2026 Shaw-Braem: March 1, 2023 – February 28, 2026

Appointment/Confirmation Authority

ORS 677.235 (2021)

Statement of Economic Interest²

Not required.

Statutory Requirements³

¹ Or. Const. art. III sect. 4, ORS 171.562 (2021), ORS 171.565 (2021).

² ORS 244.050 (2021).

³ <u>ORS 182.100 (2021)</u> for affirmative action policy and <u>ORS 236.115 (2021)</u> for diversity criteria.

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 (AZAR, COOK, DAOUD, ESHRAGHI, LEE-VALKOV, TAKSALI, 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-BRAEM**). 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.

One member must have the degree of Doctor of Podiatric Medicine (EVANS). 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). These members 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 (**BLASI**, LOUIE, **MAGEEHON**). A public member 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, before entering upon their duties as members, shall take and subscribe an oath to support the Constitution and laws of the State of Oregon and of the

⁴ ORS 677.235 (2021).



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

- 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;

⁸ ORS 677.089 to 677.837 (2021).



⁵ ORS 677.240 (2021).

⁶ Oregon Medical Board, *Agency Overview and Mission*, <u>https://www.oregon.gov/omb/board/about/Pages/about-us-overview.aspx</u> (last visited April 1, 2023).

⁷ ORS 677.091 to 677.837 (2021).

- 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 licensee and assessment of civil penalties.



Medical Board, Oregon

Agency: **None** Authorization: **ORS 677.235, SB 905** Min Members: **14** Max Members: **14** Term Length: **3** Term Limit: **2** Senate Confirmation Required?: **Yes** Policy Area: Health Board Admin: Nicole Krishnaswami Address: 1500 SW First Avenue, Suite 620 Portland, OR 97201 971-673-2700

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Current Appointments

| Dr Poulsen, Christoffer "Chris" E | Term(s): | 3/1/2022 - 2/28/2025 |
|-----------------------------------|----------|-----------------------|
| Osteopathic Physician | | 3/1/2019 - 2/28/2022 |
| Position Number: 1 | | |
| Cook, David | Term(s): | 4/26/2023 - 2/28/2026 |
| Doctor of Medicine | | |
| Position Number: 2 | | |
| Dr Shaw, Jill M DO | Term(s): | 3/1/2023 - 2/28/2026 |
| Osteopathic Physician | | 3/1/2020 - 2/28/2023 |
| Position Number: 3 | | |
| Daoud, Katja | Term(s): | 3/1/2024 - 2/28/2027 |
| Doctor of Medicine | | 4/26/2023 - 2/28/2024 |
| Position Number: 4 | | |
| Dr Lee-Valkov, Paula M MD | Term(s): | 4/19/2021 - 2/29/2024 |
| Doctor of Medicine | | |
| Position Number: 5 | | |
| Dr Harder, Kathleen M | Term(s): | 3/1/2020 - 2/28/2023 |
| Doctor of Medicine, CD 5 | | 5/3/2017 - 2/29/2020 |
| Position Number: 6 | | |
| Azar, Robert "Robby" | Term(s): | 4/26/2023 - 2/28/2026 |
| Doctor of Medicine | | |
| Position Number: 6 | | |
| Ms Louie, Patrice "Patti" A PhD | Term(s): | 3/1/2021 - 2/29/2024 |
| Public Member | | 5/25/2018 - 2/28/2021 |
| Position Number: 7 | | |

| Dr. Eshragi, Niknam | Term(s): | 9/28/2022 - 2/28/2025 |
|-------------------------------------|------------|------------------------|
| | ieiiii(s). | 5/20/2022 - 2/20/2025 |
| Doctor of Medicine, CD 3 | | |
| Position Number: 9 | | |
| Dr Taksali, Sudeep | Term(s): | 3/1/2022 - 2/28/2025 |
| Doctor of Medicine | | 11/19/2021 - 2/28/2022 |
| Position Number: 10 | | |
| Ms Pereira, Cheryl B | Term(s): | 3/1/2020 - 2/28/2023 |
| Public Member | | 5/3/2017 - 2/29/2020 |
| Position Number: 11 | | |
| Blasi, Rae "Sheronne" | Term(s): | 4/26/2023 - 2/28/2026 |
| Public Member | | |
| Position Number: 11 | | |
| Dr. Evans, Eric | Term(s): | 9/28/2022 - 2/29/2024 |
| Podiatrist | | |
| Position Number: 12 | | |
| Mr Cramer, Erin L | Term(s): | 3/1/2022 - 2/28/2025 |
| Physician Assistant | | 3/1/2019 - 2/28/2022 |
| Position Number: 13 | | 9/28/2018 - 2/28/2019 |
| Dr Mageehon, Alexandria "Ali" N PhD | Term(s): | 3/1/2023 - 8/28/2026 |
| Public Member | | 3/1/2020 - 2/28/2023 |
| Position Number: 14 | | |

Vacant Positions

| Pos | Former Member | Appointed By | Term Begin | Term End |
|-----|-----------------------|--------------|------------|-----------|
| 8 | Goldstein, Rick | Governor | 3/1/2022 | 2/28/2025 |
| 8 | Dr Lyons, Jennifer MD | Governor | 3/1/2019 | 2/28/2022 |
| 8 | Dr Lyons, Jennifer MD | Governor | 6/1/2016 | 2/28/2019 |
| 8 | Dr Koval, George MD | Governor | 3/1/2013 | 2/29/2016 |
| 8 | Dr Koval, George MD | Governor | 3/1/2010 | 2/28/2013 |
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