

A-Engrossed
House Bill 2048

Ordered by the House March 23
Including House Amendments dated March 23

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Health Care for Representative Rob Nosse)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Directs Health Licensing Office to issue provisional registration to applicant for behavior analysis interventionist registration. **Becomes operative October 1, 2023.**

Requires office to contract with third party to study access to behavior analysis interventionists. Directs office to submit findings to interim committees of Legislative Assembly related to health care not later than September 15, 2024.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to behavior analysis interventionists; creating new provisions; amending ORS 676.815; and
3 prescribing an effective date.

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

5 **SECTION 1.** ORS 676.815 is amended to read:

6 676.815. (1) The Health Licensing Office shall establish by rule criteria for the registration of
7 behavior analysis interventionists. The criteria must include, but are not limited to, the requirement
8 that the applicant:

9 [(1)] (a) Have a high school diploma, a modified diploma, a certificate for passing an approved
10 high school equivalency test such as the General Educational Development (GED) test or a degree
11 from a post-secondary institution;

12 [(2)] (b) Be at least 18 years of age;

13 [(3)] (c) Have successfully completed a state and nationwide criminal records check that re-
14 quires fingerprinting;

15 [(4)] (d) Have completed at least 40 hours of professional training in applied behavior analysis
16 approved by the office by rule; and

17 [(5)] (e) Receive ongoing training and supervision by a licensed behavior analyst, by a licensed
18 assistant behavior analyst or by another licensed health care professional.

19 **(2) The office shall adopt rules to establish a process to issue a provisional registration**
20 **to an applicant for registration under subsection (1) of this section. The provisional regis-**
21 **tration:**

22 **(a) Must be issued to the applicant if the applicant meets the criteria for registration**
23 **under subsection (1) of this section;**

24 **(b) Must be issued within five business days of the date on which the office received the**
25 **completed application for registration under subsection (1) of this section if, within the**

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.

1 five-day period, the office has not issued to the applicant a registration under subsection (1)
2 of this section; and

3 (c) Expires on the date on which registration under subsection (1) of this section is issued
4 to the applicant or, if the applicant is denied registration, on the date on which the regis-
5 tration is denied.

6 **SECTION 2.** The amendments to ORS 676.815 by section 1 of this 2023 Act apply to ap-
7 plications received on and after the operative date specified in section 3 of this 2023 Act.

8 **SECTION 3.** (1) The amendments to ORS 676.815 by section 1 of this 2023 Act become
9 operative on October 1, 2023.

10 (2) The Health Licensing Office may take any action before the operative date specified
11 in subsection (1) of this section that is necessary to enable the office to exercise, on and
12 after the operative date specified in subsection (1) of this section, all of the duties, functions
13 and powers conferred on the office by the amendments to ORS 676.815 by section 1 of this
14 2023 Act.

15 **SECTION 4.** The Health Licensing Office shall contract with a third party to study access
16 to behavior analysis interventionists in this state. The office shall submit a report in the
17 manner provided by ORS 192.245, and may include recommendations for legislation, to the
18 interim committees of the Legislative Assembly related to health care no later than Sep-
19 tember 15, 2024.

20 **SECTION 5.** Section 4 of this 2023 Act is repealed on January 2, 2025.

21 **SECTION 6.** This 2023 Act takes effect on the 91st day after the date on which the 2023
22 regular session of the Eighty-second Legislative Assembly adjourns sine die.
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