

Secretary of State
STATEMENT OF NEED AND FISCAL IMPACT
A Notice of Proposed Rulemaking accompanies this form.

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ARCHIVES DIVISION
SECRETARY OF STATE

Board of Medical Imaging

337

Agency and Division

Administrative Rules Chapter Number

Add \$4 workforce data survey surcharge on renewals and add two new license specialty credentials

Rule Caption (Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.)

In the Matter of:

Rulemaking to add \$4 workforce data survey fee for renewals and to add two new license specialty credentials

Statutory Authority:

ORS 688.555(1)

Other Authority:

Statutes Implemented:

ORS 688.425; ORS 676.410[7];

Need for the Rule(s):

OBMI received requests from several licensees to add CCI's Advanced Cardiac Sonographer (ACS) credential and ARDMS' musculoskeletal (MSKS) sonographer credential to the list of OBMI-recognized credentials. The national registries periodically add credentials to their list of recognized specialties, and recently added ACS and MSKS. OBMI cannot place those credentials onto someone's state license until OBMI adds those new credentials to a listing in OBMI's rules.

In 2015, SB 230 added a number of health licensing boards (including OBMI) as participants in the health workforce data collection program. Under this program, the OBMI must collect workforce data from renewal applicants and provide that data to the Oregon Health Authority (OHA). The OHA will charge each participating agency a fee (currently \$4 per two-year renewal) to pay for gathering and analyzing the data. For OBMI, with 5,500 individuals with a license or permit, this would total \$22,000 transferred to OHA every two years. If OBMI absorbs the fee without passing it along to licensees, it will probably cause OBMI to consider a license fee increase within four years. So the OBMI chose instead to add OHA's fee as a surcharge on renewals.

Documents Relied Upon, and where they are available:

All available on OBMI's home page at www.oregon.gov/obmi:

--Excerpt of draft OBMI Board minutes, approving rulemaking;

--Copy of proposed rule amendments;

--Link to SB 230, legislation which adds OBMI to the statutory list of agencies that must participate in the health workforce data program.

Fiscal and Economic Impact:

This proposed rule raises the cost of renewing a license or permit by four dollars every two years, totaling about \$22,000 added revenue to the agency every two years; an equal amount will need to be transferred from OBMI to OHA. Each license and permit renewal applicant will be required to pay a total of \$124 for a two-year renewal, which includes OBMI's \$120 two-year renewal fee plus the four dollar surcharge the OHA charges OBMI (for each renewal) for the health workforce data program.

Statement of Cost of Compliance:

1. Impact on state agencies, units of local government and the public (ORS 183.335(2)(b)(E)):

The OBMI will have additional administrative duties to comply with the requirements of collecting and reporting the health workforce data to the OHA. The OBMI expects to handle these additional duties with existing resources, for minimal fiscal impact. No other compliance costs are anticipated for units of local government or the public.

2. Cost of compliance effect on small business (ORS 183.336):

a. Estimate the number of small business and types of businesses and industries with small businesses subject to the rule:

No costs of compliance are anticipated for small businesses.

b. Projected reporting, recordkeeping and other administrative activities required for compliance, including costs of professional services:

No administrative costs to small businesses are anticipated.

c. Equipment, supplies, labor and increased administration required for compliance:

No costs to small businesses anticipated.

How were small businesses involved in the development of this rule?

Small businesses were not involved in development of this rule, because small businesses are not impacted by this rule.

Administrative Rule Advisory Committee consulted?:No

If not, why?:

Adding the ACS and MSKS specialty credentials is a benefit to licensees and is expected to draw no opposition. Regarding the workforce data collection surcharge, the OBMI is mandated to pay the OHA four dollars per renewal. The only question is whether to collect the four dollars as a surcharge on license renewals, or for OBMI to absorb the cost which would probably trigger a license fee increase in about four years. OBMI will consider all comments received in making a final decision as to whether to charge the fee to renewal applicants, or absorb the fee and pay OHA from existing revenue sources.

07-08-2016 4:30 p.m.	Ed Conlow	ed.conlow@state.or.us
Last Day (m/d/yyyy) and Time for public comment	Printed Name	Email Address