

TO: ALL INTERESTED PARTIES

FROM: HOLLY MERCER
EXECUTIVE DIRECTOR

DATE: June 18, 2009

**SUBJECT: TEMPORARY ADMINISTRATIVE RULES REGARDING THE
ADOPTION OF RULE AMENDMENTS TO OAR 851-002-0010 AND
OAR 851-002-0040 (RULES REGARDING AGENCY FEES)**

On Thursday, June 18, 2009 at 9:00 a.m., the Oregon State Board of Nursing will take action to implement temporary rule amendments to OAR 851-002-0010 and 851-002-0040, which are scheduled to take effect July 1, 2009. These rule amendments reflect the increase in licensing fees for Registered Nurses, Licensed Practical Nurses, and Certified Nursing Assistants pertaining to House Bill 5031 which was passed in the Legislative Session 2009.

Attached is a copy of the Temporary Certificate and Order for Filing, as well as the Statement of Need and Justification. The Board is authorized by ORS 678.150, 678.410, 678.050, 678.101 and 678.442 to establish and amend such rules.

These rules are scheduled to have a rule hearing on September 17, 2009 to become permanent.

M.S.C. _____, _____
that the Temporary Rule Amendments to OAR 851-002-0010 and 851-002-0040 (be/not be) adopted as (presented/modified).

STATEMENT OF NEED AND JUSTIFICATION

A Certificate and Order for Filing Temporary Administrative Rules accompanies this form.

Oregon State Board of Nursing

851

Agency and Division

Administrative Rules Chapter Number

In the Matter of: the Amendments of OAR 851-002-0010, 851-002-0040

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

Licensing Fees Increased for Registered Nurses, Licensed Practical Nurses and Certified Nursing Assistants.

Statutory Authority: ORS 678.150, 678.410, 678.050, 678.101, 678.442

Other Authority:

Stats. Implemented: ORS 678.410

Need for the Temporary Rule(s): House Bill 5031 passed by the Legislative Session 2009 increased certain licensing fees for the Oregon State Board of Nursing. Therefore, these fee increases are to become effective July 1, 2009. These rules are scheduled to have a rule hearing on September 17, 2009 to become permanent.

Documents Relied Upon, and where they are available:

- House Bill 5031 (Legislative Session 2009)
- Nurse Practice Act, Division 2

These documents may be located at the offices of the Oregon State Board of Nursing, 17938 S.W. Upper Boones Ferry Road, Portland, Oregon 97224.

Justification of Temporary Rule(s): To ensure continued operations of the Oregon State Board of Nursing.

Authorized Signer

Printed name

Date

Administrative Rules Unit, Archives Division, Secretary of State, 800 Summer Street NE, Salem, Oregon 97310. ARC 945-2005

DRAFT

[Bracketed and strikethrough material is proposed to be deleted.]
Bolded and underlined material is proposed to be added.

Division 2 Agency Fees

851-002-0010

RN/LPN Schedule of Fees

(1)	License Renewal	[\$105] <u>\$145</u>
(2)	Delinquent Renewal	\$12
(3)	License by Endorsement	[\$155] <u>\$195</u>
(4)	Licensure by Examination	[\$120] <u>\$160</u>
(5)	Written Verification of License	\$12
(6)	Duplicate License	\$12
(7)	Limited Licenses:	
	(a) License Memorandum	\$25
	(b) Reentry	\$95
	(c) Extension of Reentry	\$25
(8)	Limited Licenses for Educational Experience:	
	(a) International Graduate Nursing Students	\$65
	(b) Extension of International Graduate Nursing Students	\$25
	(c) International RN in Short-Term Educational Experience	\$35
	(d) International Exchange Students	\$25
	(e) U.S. RNs in Distance Learning	\$15
	(f) Extension of Distance Learning	\$15
(9)	Reexamination for Licensure	\$25
(10)	Reactivation	[\$120] <u>\$160</u>
(11)	Reinstatement <u>by Reactivation</u>	[\$120] <u>\$160</u>
(12)	Retired Nurse Status.....	\$20

Stat. Auth: ORS 678.150, 678.410

Stats. Implemented: ORS 678.410

851-002-0040

Nursing Assistant Schedule of Fees

(1)	Certification by Examination	\$106
(2)	Certification by Endorsement	\$60
(3)	Reexamination — Manual Skills	\$45
(4)	Reexamination — Written	\$25
(5)	Oral Administration of Written Examination	\$35
(6)	Written Verification of Certification	\$10
(7)	Duplicate Certificate	\$10
(8)	CNA Certificate Renewal	[\$50] <u>\$60</u>
(9)	CNA Reactivation Fee	\$5
(10)	CNA Certification for RN or LPN.	\$60
(11)	CNA Certification for Student Nurses.	\$60
(12)	Initial Approval CNA Training Program.	\$100
(13)	Approval of Revised CNA Training Program.	\$75
(14)	Reapproval of CNA Training Program	\$50
(15)	CNA Primary Instructor Approval	\$10
(16)	Initial Approval of CNA Program Director	\$25
(17)	CNA 2 Registration (each category)	\$5

Stat. Auth: ORS 678.150, 678.410

Stats. Implemented: ORS 678.410