

Secretary of State
NOTICE OF PROPOSED RULEMAKING*
A Statement of Need and Fiscal Impact accompanies this form

<u>Oregon Board of Naturopathic Medicine</u>	850
Agency and Division	Administrative Rules Chapter Number
<u>Anne Walsh</u>	(971) 673-0193
Rules Coordinator	Telephone
<u>Oregon Board of Naturopathic Medicine, 800 NE Oregon St., Suite 407, Portland, OR 97232</u>	
Address	

RULE CAPTION

Correct late fee in 850-030-0195 to agree with 850-030-0035.

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

RULEMAKING ACTION

Secure approval of rule numbers with the Administrative Rules Unit prior to filing

ADOPT:

AMEND:

OAR 850-030-0195

REPEAL:

RENUMBER: Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

AMEND AND RENUMBER: Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

Statutory Authority:

ORS 685.125

Other Authority:

Statutes Implemented:

ORS 685.100

RULE SUMMARY

OAR 850-030-00195(8) needs to be corrected to \$100, as it is in 850-030-0035 fees.

A public rulemaking hearing may be requested in writing by 10 or more people, or by an association with 10 or more members, within 21 days following the publication of the Notice of Proposed Rulemaking in the Oregon Bulletin or 28 days from the date Notice was sent to people on the agency mailing list, whichever is later. If sufficient hearing requests are received, the notice of the date and time of the rulemaking hearing must be published in the Oregon Bulletin at least 14 days before the hearing.

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative

<u>09-25-2013 3:00 p.m.</u>	<u>Anne Walsh</u>	<u>Anne.Walsh@state.or.us</u>
Last Day (m/d/yyyy) and Time for public comment	Rules Coordinator Name	Email Address

FILED
8-14-13 11:44 AM
ARCHIVES DIVISION
SECRETARY OF STATE

*The Oregon Bulletin is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation. Notice forms must be submitted to the Administrative Rules Unit, Oregon State Archives, 800 Summer Street NE, Salem, Oregon 97310 by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a Saturday, Sunday or legal holiday when Notice forms are accepted until 5:00pm on the preceding workday. ARC 923-2003

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

Oregon Board of Naturopathic Medicine

850

Agency and Division

Administrative Rules Chapter Number

Correct late fee in 850-030-0195 to agree with 850-030-0035.

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

In the Matter of:

OAR 850-030-0195

Statutory Authority:

ORS 685.125

Other Authority:

Statutes Implemented:

ORS 685.100

Need for the Rule(s):

To provide correct information on fees consistently in rule

Documents Relied Upon, and where they are available:

ORS 685.100 and OAR 850-030-0035

Fiscal and Economic Impact:

none

Statement of Cost of Compliance:

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

n/a

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:

n/a

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

n/a

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

n/a

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

no

Administrative Rule Advisory Committee consulted?:No

If not, why?:

the change is not substantive to practice or business. OBNM and all licensee are advised of this correction.

09-25-2013 3:00 p.m.
Last Day (m/d/yyyy) and Time
for public comment

Anne Walsh
Printed Name

Anne.Walsh@state.or.us
Email Address

FILED

8-14-13 11:44 AM

ARCHIVES DIVISION
SECRETARY OF STATE

850-030-0195

License Renewal Requirements

All Naturopathic physicians licensed under ORS Chapter 685, whether active or inactive or retired must complete an annual renewal form furnished by the Board. Specific requirements for each license status, renewal procedures and requirements are as follows:

- (1) A Naturopathic physician holding an initial license:
 - (a) Must complete the renewal form furnished by the Board; and
 - (b) Pay the annual renewal fee according to OAR 850-030-0090 and 850-030-0035; and
 - (c) Is exempt from completing CE in the initial year of licensure.
- (2) A licensee doing an accredited residency for at least six months in the calendar year must:
 - (a) Complete the annual renewal form furnished by the Board; and
 - (b) Pay the annual renewal fee according to OAR 850-030-0090 and 850-030-0035; and
 - (c) Provide proof of an accredited residency to meet the CE requirement for an active license.
- (3) A Naturopathic physician holding a certificate to practice natural childbirth must complete at least 15 hours of CE each year in obstetrics and sign an affidavit furnished by the Board confirming these hours. The 15 hours in obstetrics may be used to satisfy the requirement of an active license in 850-030-0195(4). The licensee must provide proof of current certification in neonatal resuscitation annually with the renewal.
- (4) To maintain an active license, a licensee must:
 - (a) Complete the annual renewal form furnished by the Board; and
 - (b) Pay the annual renewal fee according to OAR 850-030-0090 and 850-030-0035; and
 - (c) Complete Board approved CE as required under OAR 850-040-0210 for an active license each year and submit a signed affidavit furnished by the Board confirming this.
- (5) At least 10 of the required CE hours must be in the pharmacology of legend drugs.
- (6) A Naturopathic physician holding an inactive license must:
 - (a) Complete the renewal form furnished by the Board; and
 - (b) Pay the annual renewal fee per OAR 850-030-0035; and
 - (c) Complete at least 10 hours of Board approved CE each year and submit a signed affidavit furnished by the Board confirming these hours.
- (7) A retired status Naturopathic license, upon completing the renewal form furnished by the Board and paying the annual renewal fee for a retired license is not required to complete CE for renewal.
- (8) By November 1, the Board will send to all licensees an annual renewal form to the last mailing address on record. For a renewal to be timely, a licensee must submit to the Board a completed renewal application postmarked no later than December 15 each year. A completed renewal application consists of the completed renewal form, the annual license fee if due, and the late fee, if appropriate, and the completed affidavit confirming completion of continuing education as required under sections (1) through (5) of this rule. Failure to meet the December 15 deadline shall result in a late fee of ~~\$75~~100, which must be submitted with the renewal application form. Any licensee who does not receive the renewal form by November 15 should notify the Board. It is the licensee's duty to obtain and submit the renewal form in a timely manner.
- (9) The license of any licensee who fails to submit a completed renewal application by December 31 shall lapse, effective at midnight, December 31.
- (10) Licensees must maintain for a period of at least five years, full and accurate records including verification of attendance to support hours reported on the signed affidavit.
- (11) Each year the Board will audit a number of license renewals. These licensees will be asked to provide their CE documents to verify the signed affidavit. Licensee must provide CE records and verifications that will document compliance with the renewal requirements.
- (12) To apply for reinstatement of a license from inactive to active status a licensee must:
 - (a) Complete the reinstatement form furnished by the Board; and
 - (b) Pay the appropriate fees per ORS 685.100 and OAR 850-030-0035, and
 - (c) Submit an affidavit confirming completion of continuing education as follows:
 - (A) If the license is inactive for 12 months or less, the licensee must demonstrate completion of the required hours of approved continuing education during the past 12 months for an active license, with 10 of these hours in pharmacology; and
 - (B) If the license is inactive for more than one year, licensee must provide an additional five hours of approved continuing education for each subsequent year or partial year that the license was inactive, in addition to the 10 hours of CE required by OAR 850-030-0195(6).
 - (d) If license is inactive for more than five years, licensee must take and pass the state jurisprudence and formulary examinations furnished by the Board.
- (13) After January 1, the Board may reinstate a license that has been lapsed for one year or less, upon submission of the affidavit of continuing education as required for an active license, completion of the renewal form furnished by the Board and paying the appropriate fees per ORS 685.100 and OAR 850-030-0035.
- (14) Any licensee who has allowed a license to lapse for more than 12 months must apply and meet the qualifications under ORS 685.060 through 685.085 for licensure.

Stat. Auth.: ORS 685.125

Stats. Implemented: ORS 685.100

Hist.: BNE 1-2003, f. & cert. ef. 2-14-03; Renumbered from 850-010-0195, BNE 8-2005, f. & cert. ef. 10-27-05; BNE 3-2008, f. 4-21-08, cert. ef. 6-10-08; BNE 4-2009, f. & cert. ef. 10-6-09; BNE 5-2009(Temp), f. & cert. ef. 10-13-09 thru 12-31-09; BNE 6-2009, f. 11-2-09, cert. ef. 1-1-10