

**OREGON ADMINISTRATIVE RULES
CHAPTER 331
DIVISION 405-430
Permanent Rules
July 8, 2015**



**OREGON HEALTH AUTHORITY
HEALTH LICENSING OFFICE**

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DIVISION 405
GENERAL ADMINISTRATION

331-405-0020

Definitions

The following definitions apply to OAR chapter 331, divisions 405 through 430:

- (1) "Affidavit of Licensure" the meaning is set forth in OAR 331-030-0040.
- (2) "Agency" means the Oregon Health Licensing Agency.
- (3) "Board" means the State Board of Denture Technology.
- (4) "Direct supervision" means the supervisor is immediately accessible and onsite at the business when denture technology services are performed.
- (5) "High level disinfectant" means a chemical agent, which has demonstrated tuberculocidal activity and is registered with the Environmental Protection Agency.
- (6) "Indirect supervision" means the supervisor is available by phone or by other means of electronic communication. The supervisor must be able to reasonably oversee the work of the individual being supervised, and be available for questions and assistance when needed.
- (7) "Informed Consent" means the written consent obtained following a thorough and easily understood explanation to the patient, or patient's guardian, of the proposed procedures, any available alternative procedures and any risks associated with the procedures. Following the explanation, the licensee must ask the patient, or the patient's guardian, if there are any questions. The licensee must provide thorough and easily understood answers to questions asked.
- (8) "Official transcript" means an original document authorized by the appropriate office in the Oregon Department of Education and certified by a college, university or private career school indicating applicant identity information, hours and types of course work, examinations and scores that the student has completed. Original documents must be submitted directly to the Agency from the college, university or private career school by United States Postal Service mail, or other recognized mail service providers, in a sealed envelope.
- (9) "1,000 hours of supervised clinical practice in denture technology" means engaging in clinical and laboratory training in denture technology within an Agency approved education or work experience program. The program must include:
 - (a) Clinical: a minimum of 400 hours in direct patient care in denture technology; and
 - (b) Laboratory: construction of a minimum of 40 removable dentures, on 40 different patients. Each removable denture will be counted as one denture; an upper and a lower removable denture counts as two removable dentures.

Stat. Auth.: ORS 680.565

Stats. Implemented: ORS 680.565

Hist.: HD 11-1979(Temp), f. & ef. 8-23-79; HD 2-1980, f. & ef. 2-14-80; HD 12-1981(Temp), f. & ef. 7-15-81; HD 1-1983, f. & ef. 1-20-83; HD 4-1988, f. & cert. ef. 3-4-88; HD 25-1988 (Temp), f. & cert. ef. 11-1-88; HD 4-1989, f. & cert. ef. 6-1-89; HD 10-1989, f. & cert. ef. 11-21-89; HD 13-1991(Temp), f. & cert. ef. 9-30-91; HD 3-1992, f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0005; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HLO 1-2003, f. 1-21-03, cert. ef. 2-1-03; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLO 2-2005, f. 12-15-05, cert. ef. 1-1-06; HLA 10-2013, f. & cert. ef. 7-1-13

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DIVISION 407

EDUCATION

331-407-0000

Approved Education and 1,000 Hours of Clinical Practice Experience in Denture Technology

(1) To be approved as an educational program with 1,000 hours equivalent educational program with 1,000 hours supervised clinical practice in denture technology as defined under OAR 331-405-0020 including private career schools, which is equivalent to an associate's degree, the provider of the educational program must submit documentation which meets the requirements of ORS 680.515(1)(a) and the Board's approved Denture Technology Curriculum Objectives which can be obtained on the Agency Website at <http://www.oregon.gov/OHLA/DT/pages/index.aspx>. This documentation must prove that the educational program has a minimum of 103 credits in quarter hours or equivalent hours in the following educational areas:

- (a) Orofacial Anatomy a minimum of 2 credits;
- (b) Dental Histology and Embryology a minimum of 2 credits;
- (c) Pharmacology a minimum of 3 credits;
- (d) Emergency Care or Medical Emergencies a minimum of 1 credit;
- (e) Oral Pathology a minimum of 3 credits;
- (f) Pathology emphasizing in Periodontology a minimum of 2 credits;
- (g) Dental Materials a minimum of 5 credits;
- (h) Professional Ethics and Jurisprudence a minimum of 1 credit;
- (i) Geriatrics a minimum of 2 credits;
- (j) Microbiology and Infection Control a minimum of 4 credits;
- (k) Clinical Denture Technology a minimum of 16 credits which may be counted towards 1,000 hours supervised clinical practice in denture technology defined under OAR 331-405-0020(9);
- (l) Laboratory Denture Technology a minimum of 37 credits which may be counted towards 1,000 hours supervised clinical practice in denture technology defined under OAR 331-405-0020(9);
- (m) Nutrition a minimum of 4 credits;
- (n) General Anatomy and Physiology minimum of 8 credits; and
- (o) General education and electives a minimum of 13 credits.

(2) The provider of the educational program must also submit the following:

- (a) Documentation of the educational institution's accreditation, if any;
- (b) Documentation from the Department of Education of any certification of the educational institution, if it is a private career school;
- (c) A list of the educational materials and books required for all of the courses listed in subsection (1) of this rule;
- (d) Lecture and lab hours required in the courses at the institution, as they equate to standard academic credit hours;
- (e) Any additional information or documentation requested by the Agency.

Stat. Auth.: ORS 676.605, 676.615 & 680.515

Stats. Implemented: ORS 676.605, 676.615 & 680.515

Hist.: HD 11-1979(Temp), f. & ef. 8-23-79; HD 2-1980, f. & ef. 2-14-80; HD 1-1983, f. & ef. 1-20-83; HD 4-1989, f. & cert. ef. 6-1-89; HD 10-1989, f. & cert. ef. 11-21-89; HD 13-1991(Temp), f. & cert. ef. 9-30-91; HD 3-1992, f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0040; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HLO 1-2003, f. 1-21-03, cert. ef. 2-1-03; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLO 2-2005, f. 12-15-05, cert. ef. 1-1-06; Renumbered from 331-410-0000, HLA 10-2013, f. & cert. ef. 7-1-13

DIVISION 410

LICENSURE

331-410-0012

Denture Technology Supervisors

- (1) To be approved as a supervisor pursuant to ORS 680.510, 680.515(1)(a) and 680.515(1)(c) an individual must:
- (a) Hold a valid dentist license under ORS 679 or valid denturist license under ORS 680 and OAR 331-410-0030;
 - (b) Hold an oral pathology endorsement if supervisor is a denturist licensed under ORS 680 and OAR 331-410-0030; and
 - (c) Have no current or pending disciplinary action imposed by the Agency or other regulatory body;
 - (d) Submit proof of having been actively practicing denture technology for at least three years prior to requesting approval as a supervisor;
 - (e) Submit a completed request for approval on a form prescribed by the Agency.
- (2) An approved supervisor may not supervise until all required documentation has been completed and submitted to the Agency and the supervisor has received Agency approval.
- (3) An approved supervisor may supervise up to two individuals whether the individuals;
- (4) An approved supervisor must provide direct supervision defined under OAR 331-405-0020(4) when direct patient care is being provided as listed in ORS 680.500(3)(b). The supervisor is responsible for guiding and monitoring the performance of the individual being supervised.
- (5) An approved supervisor may provide indirect supervision defined under OAR 331-405-0020(6) when laboratory services are being performed as listed under ORS 680.500(3)(a).
- (6) An approved supervisor must notify the Agency in writing within 10 calendar days if an individual is no longer being supervised, and must provide the number of hours of training completed on a form prescribed by the Agency.
- (7) An approved supervisor must obtain signed informed consent from all patients before an individual obtaining training performs services on the patient.
- (8) An approved supervisor must ensure that an individual obtaining training is clearly identified to patients.
- (9) An approved supervisor must exercise management, guidance, and control over the activities of an individual obtaining training and must exercise professional judgment and be responsible for all matters related to the practice of denture technology.

(10) An approved supervisor must maintain training documentation, including documentation with handwritten signature of the supervisor and supervisor's license number. Training documentation must be kept on the business premises for a minimum of two years.

(11) An approved supervisor must adhere to all practice standards listed in OAR 331 Division 420.

(12) An approved supervisor may only provide two years of direct supervision to each individual obtaining training pursuant to ORS 680.510(3).

(13) Agency approval of a supervisor may be withdrawn if the supervisor provides incomplete or inadequate training during supervision or falsifies documentation.

Stat. Auth.: ORS 676.605, 676.615 & 680.515

Stats. Implemented: ORS 676.605, 676.615 & 680.515

Hist.: HLA 10-2013, f. & cert. ef. 7-1-13

331-410-0015

Denture Technology Temporary License

(1) A denture technology temporary license authorizes the holder to temporarily practice denture technology pursuant to ORS 680.515 following completion of an Associate's degree or equivalent education in denture technology and 1,000 hours of supervised clinical practice in denture technology listed in ORS 680.515 and defined under OAR 331-405-0020(9) while under supervision of a supervisor approved under OAR 331-410-0012.

(2) A denture technology temporary license is valid for one year and may be renewed one time.

(3) A denture technology temporary licensee may work under indirect supervision as defined under OAR 331-405-0020(6).

(4) A denture technology temporary license holder must notify the Agency within 10 calendar days of changes in employment status or changes in supervisor status.

(5) A denture technology temporary license is invalid after passage of the written and practical examination.

(6) A denture technology temporary license holder who changes supervisors more than three times must receive approval from the Board prior to making a fourth or subsequent change.

(7) A denture technology temporary license holder must adhere to all practice standards listed in OAR 331 Division 420.

Stat. Auth.: ORS 680.515 & 680.565

Stats. Implemented: ORS 680.515 & 680.565

Hist.: HLA 10-2013, f. & cert. ef. 7-1-13

331-410-0020

Application Requirements for Denture Technology Temporary License

An applicant for a denture technology temporary license must:

(1) Meet the requirements of OAR chapter 331 Division 30;

(2) In addition to requirements listed in subsections (1), an applicant must provide documentation of one of the following pathways:

(a) **License Pathway 1** – Qualification through Associate’s Degree Program or equivalent education with 1,000 hours supervised clinical practice in denture technology within the education program. The applicant must submit:

(A) Official transcript, as defined in OAR 331-405-0020, demonstrating completion of an Agency approved Associate’s degree in denture technology or equivalent education listed under OAR 331-407-0000. The official transcript must document completion of 1,000 hours supervised clinical practice defined under OAR 331-405-0020(9);

(B) Proof of having completed and passed a Board approved written examination within two years before the date of application.

(C) Supervisor information on a form prescribed by the Agency.

(b) **License Pathway 2** – Qualification through Associate’s Degree Program or equivalent education with 1,000 hours supervised clinical practice in denture technology under an approved supervisor. The applicant must submit:

(A) Official transcript, as defined in OAR 331-405-0020, demonstrating completion of an Agency approved Associate’s degree in denture technology or equivalent education listed under OAR 331-407-0000;

(B) Documentation of 1,000 hours supervised clinical practice defined under OAR 331-405-0020(9) under an approved supervisor pursuant to OAR 331-410-0012 on a form prescribed by the Agency;

(C) Proof of having completed and passed a Board approved written examination within two years before the date of application; and

(D) Supervisor information on a form prescribed by the Agency.

Stat. Auth.: ORS 680.515 & 680.565

Stats. Implemented: ORS 680.515 & 680.565

Hist.: HD 11-1979(Temp), f. & ef. 8-23-79; HD 2-1980, f. & ef. 2-14-80; HD 25-1989(Temp), f. & cert. ef. 11-1-88; HD 4-1989, f. & cert. ef. 6-1-89; HD 10-1989, f. & cert. ef. 11-21-89; HD 13-1991(Temp), f. & cert. ef. 9-30-91; HD 3-1992, f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0015; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HDLP 1-2002, f. 5-31-02, cert. ef. 6-1-02; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLO 2-2005, f. 12-15-05, cert. ef. 1-1-06; HLA 10-2013, f. & cert. ef. 7-1-13

331-410-0025

Denture Technology Supervisor for a Denture Technology Temporary Licensee

(1) To be approved as a supervisor pursuant to ORS 680.515 of a denture technology temporary licensee under 331-410-0015, an individual must:

(a) Hold a valid dentist license under ORS 679 or valid denturist license under ORS 680 and OAR 331-410-0030;

(b) Have no current or pending disciplinary action imposed by the Agency or other regulatory body;

(c) Submit proof of having been actively practicing denture technology for at least three years prior to requesting approval as a supervisor;

(d) Hold an oral pathology endorsement if supervisor is a denturist licensed under ORS 680 and OAR 331-410-0030; and

(e) Submit a completed request for approval on forms prescribed by the Agency.

(2) A supervisor may not supervise a denture technology temporary licensee until all required documentation has been completed and submitted to the Agency and the supervisor has received Agency approval.

(3) A supervisor may supervise up to two individuals whether the individuals are denture technology trainees or denture technology temporary licensees;

(4) An approved supervisor of a denture technology temporary licensee may provide indirect supervision defined under OAR 331-405-0020 when direct patient care is being provided as listed in ORS 680.500(3)(b) or when laboratory services are performed as listed under ORS 680.500(3)(a).

(5) An approved supervisor must notify the Agency in writing within 10 calendar days if a denture technology temporary licensee is no longer being supervised, and must provide the number of hours of training completed on a form prescribed by the Agency.

(6) An approved supervisor must obtain signed informed consent from all patients before a denture technology temporary licensee performs services on the patient.

(7) An approved supervisor must ensure that all denture technology trainees are clearly identified to patients.

(8) A designated supervisor must exercise management, guidance, and control over the activities of the temporary licensee and must exercise professional judgment and be responsible for all matters related to the temporary licensees practice of denture technology.

(9) The supervisor must maintain training documentation on the business premises for a minimum of two years.

(10) Agency approval of a supervisor may be withdrawn if the supervisor provides incomplete or inadequate training during supervision or falsifies documentation.

(11) An approved supervisor must adhere to all practice standards listed in OAR 331 Division 420.

Stat. Auth.: ORS 680.515 & 680.565
Stats. Implemented: ORS 680.515 & 680.565
Hist.: HLA 10-2013, f. & cert. ef. 7-1-13

331-410-0030

Denture Technology License

- (1) A denture technology license holder, licensed under ORS 680.505, may practice denture technology defined under ORS 680.500.
- (2) A denture technology license is good for one year, and is eligible for renewal. The denture technology license becomes inactive on the last day of the month one year from the date of issuance.
- (3) A licensed denturist must adhere to all practice standards listed in OAR 331 division 420.

Stat. Auth.: ORS 680.520 & 680.565
Stats. Implemented: ORS 680.520 & 680.565
Hist.: HD 11-1979(Temp), f. & ef. 8-23-79; HD 2-1980, f. & ef. 2-14-80; HD 1-1983, f. & ef. 1-20-83; HD 25-1988(Temp), f. & cert. ef. 11-1-88; HD 4-1989, f. & cert. ef. 6-1-89; HD 10-1989, f. & cert. ef. 11-21-89; HD 13-1991(Temp), f. & cert. ef. 9-30-91; HD 3-1992, f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0030; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HDLP 5-2001, f. & cert. ef. 12-14-01; HDLP 1-2002, f. 5-31-02, cert. ef. 6-1-02; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLO 2-2005, f. 12-15-05, cert. ef. 1-1-06; HLA 10-2013, f. & cert. ef. 7-1-13

331-410-0035

Application Requirements for Denture Technology Licensure

An individual applying for a license in denture technology must:

- (1) Meet the requirements of OAR 331 Division 30.
- (2) Submit a completed application form prescribed by the Agency, which must contain the information listed in OAR 331-030-0000 and be accompanied by payment of all required fees.
- (3) In addition to requirements listed in subsections (1) and (2) of this rule, an applicant must provide documentation of one of the following pathways:
 - (a) **License Pathway 1** – Qualification through Associate’s Degree Program or equivalent education with 1,000 hours supervised clinical practice in denture technology within the education program. The applicant must submit:
 - (A) Official transcript, as defined in OAR 331-405-0020, demonstrating completion of an Agency approved Associate’s degree in denture technology or equivalent education listed under OAR 331-407-0000. The official transcript must document completion of 1,000 hours supervised clinical practice defined under OAR 331-405-0020(9);

(B) Proof of having completed and passed a Board approved practical examination within two years before the date of application; and

(C) Proof of having completed and passed a Board approved written examination within two years before the date of application.

(D) An applicant is not required to provide official transcript or proof of having completed and passed a Board approved written examination if the applicant obtained a denture technology temporary license within two years from the date of application for a full denture technology license.

(b) **License Pathway 2** – Qualification through Associate’s Degree Program or equivalent education with 1,000 hours supervised clinical practice in denture technology under an approved supervisor. The applicant must submit:

(A) Official transcript, as defined in OAR 331-405-0020, demonstrating completion of an Agency approved Associate’s degree in denture technology or equivalent education listed under OAR 331-407-0000;

(B) Documentation of 1,000 hours supervised clinical practice defined under OAR 331-405-0020(9) under an approved supervisor pursuant to on a form prescribed by the Agency.

(C) Proof of having completed and passed a Board approved practical examination within two years before the date of application;

(D) Proof of having completed and passed a Board approved written examination within two years before the date of application; and

(D) An applicant is not required to provide official transcript, documentation of 1,000 hours supervised clinical practice under an approved supervisor or proof of having completed and passed a Board approved written examination if the applicant obtained a denture technology temporary license within two years from the date of application for a full denture technology license.

(c) **License Pathway 3** – Reciprocity. The applicant must submit:

(A) Official transcript or transcripts as defined in OAR 331-405-0020 demonstrating completion of qualifying Associate’s degree or equivalent education, as described in OAR 331-410-0010;

(B) An affidavit of licensure pursuant to OAR 331-405-0020(1), demonstrating proof of current licensure as a dentist, which is active with no current or pending disciplinary action. The license must have been issued by a another state, the District of Columbia, a United States Territory, or Canada, and that jurisdiction’s dentist licensing standards must be substantially equivalent to those of Oregon, as determined by the Agency;

(C) Documentation of having successfully passed both written and practical dentist examinations, which are substantially equivalent to those required for licensure in Oregon, as determined by the Agency;

(D) Documentation of having engaged in full-time denturist practice in the applicant's reciprocal licensure jurisdiction for at least two years immediately before the date of application for licensure in Oregon, on a form prescribed by the Agency.

Stat. Auth.: ORS 680.515 & 680.565

Stats. Implemented: ORS 680.515 & 680.565

Hist.: HLA 10-2013, f. & cert. ef. 7-1-13

331-410-0045

Examination Information

- (1) The Oregon licensing examination consists a written and a practical examination. A list of Board approved written and practical examinations can be accessed on the Agency Website at <http://www.oregon.gov/OHLA/DT/pages/index.aspx>.
- (2) The written examination is comprised of multiple-choice questions covering subject areas specified in ORS 680.515(1)(a) and questions on the Oregon laws and rules regulating the practice of denture technology.
- (3) The practical examination requires the applicant to demonstrate skills required to practice denture technology, including but not limited to: final impression and model and trial dentures.
- (4) To be eligible for examination, an applicant must meet identification requirements listed under OAR 331-030-0000.
- (5) The examination is administered in English only, unless an Agency approved testing contractor or vendor provides the examination in languages other than English.
- (6) Examination candidates may be electronically monitored during the course of testing.
- (7) Examination candidates must adhere to the maximum time allowance for each section of the examination, as established by the Agency.
- (8) Taking notes, textbooks or notebooks into the examination area is prohibited.
- (9) Electronic equipment and communication devices, such as personal computers, pagers and cellular telephones or any other devices deemed inappropriate by the Agency, are prohibited in the examination area.
- (10) Candidate conduct that interferes with the examination may result in the candidate's disqualification during or after the examination, the candidate's examination being deemed invalid, and forfeiture of the candidate's examination fees. Such conduct includes but is not limited to:
 - (a) Directly or indirectly giving, receiving, soliciting, and attempting to give, receive or solicit aid during the examination process;
 - (b) Violations of subsections (8) or (9) of this rule;
 - (c) Removing or attempting to remove any examination-related information, notes or materials from the examination site;

- (d) Failing to follow directions relative to the conduct of the examination; and
- (e) Exhibiting behavior that impedes the normal progress of the examination.

(11) If the candidate is disqualified from taking the examination or the candidate's examination is deemed invalid for reasons under subsection (10) of this rule, the candidate may be required to reapply, submit additional examination fees, and request in writing to schedule a new examination date, before being considered for another examination opportunity.

Stat. Auth.: ORS 680.515 & 680.565

Stats. Implemented: ORS 680.515 & 680.565

Hist.: HLA 10-2013, f. & cert. ef. 7-1-13

331-410-0050

Qualification and Requirements for Practical Examination

- (1) To be qualified to take the board approved practical examination the individual must submit official transcripts and documentation of 1,000 hours supervised clinical practice listed in OAR 331-410-0035(3)(a);
- (2) To be scheduled to take the board approved practical examination, applicants must submit a form prescribed by the Agency and pay required fees at least 60 calendar days prior to the examination date.
- (3) A practical examination candidate must provide the following at the time of practical examination:
 - (a) Government issued photographic identification listed under OAR 331-030-0000 proving that the practical examination candidate is the individual scheduled to take the practical examination;
 - (b) Government issued identification proving the patient is 18 years of age. See identification options under ORS 331-030-0000;
 - (c) An oral health certificate for the patient signed by a dentist , physician, nurse practitioner or a licensed denturist with the oral pathology endorsement, within 30 days of the practical examination, stating the patient's oral cavity is substantially free from disease and mechanically sufficient to receive a denture; and
 - (d) Agency prescribed practical examination candidate and patient forms.
- (4) The patient must be completely edentulous;
- (5) If a patient does not speak English the candidate for practical examination must ensure an interpreter is available for examination proctors to communicate with patient. The interpreter is prohibited from being the practical examination candidate. Any costs incurred for interpreter services are the responsibility of the practical examination candidate.
- (6) A practical examination candidate may be disqualified from taking the practical examination if any requirements of this rule are not met.

Stat. Auth.: ORS 680.520 & 680.565

Stats. Implemented: ORS 680.520 & 680.565

Hist.: HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLA 10-2013, f. & cert. ef. 7-1-13

331-410-0055

Written Examination Retake Requirements

- (1) Failed sections of the written examination may be retaken as follows:
 - (a) After first failed attempt — applicant may not retake until the Agency's next business day;
 - (b) After second failed attempt — applicant may not retake for seven business days;
 - (c) After third failed attempt — applicant may not retake for 30 business days, must pay all additional fees and submit documentation showing completion of additional theory and laboratory training hours in denture technology in accordance with the percentage of questions failed in each domain under an approved supervisor pursuant to OAR 331-410-0012.
 - (d) After fourth failed attempt — applicant may not retake until the Agency's next business day;
 - (e) After fifth failed attempt — applicant may not retake for seven business days;
 - (f) After sixth failed attempt — applicant may not retake for 30 business days, must pay all additional fees and submit documentation showing completion of additional theory and laboratory training hours in denture technology in accordance with the percentage of questions failed in each domain under an approved supervisor pursuant to OAR 331-410-0012.
 - (g) After seventh failed attempt — ability to retake, requirements for retake, or both will be determined by the Board on a case-by-case basis.
- (2) Applicants retaking the examination must meet the requirements under OAR 331-030-0000.

Stat. Auth.: ORS 680.515 & 680.565

Stats. Implemented: ORS 680.515 & 680.565

Hist.: HLA 10-2013, f. & cert. ef. 7-1-13

331-410-0060

Practical Examination Retake Requirements

- (1) Pursuant to ORS 680.515(1)(c) an applicant failing the following portions of the practical examination must obtain the following additional clinical and laboratory training hours within two years from the date of the failed practical examination:
 - (a) Final impression and model: 50 hours of direct patient care and laboratory training consisting of production of 10 removable dentures;

(b) Trial denture centric relation: 150 hours in direct patient care and laboratory training consisting of production of 16 removable dentures;

(c) Trial dentures vertical relation: 150 hours in direct patient care laboratory training consisting of production of 16 removable dentures;

NOTE: Each removable denture will be counted as one denture; an upper and a lower removable denture counts as two removable dentures.

(2) An applicant failing any portion of the practical examination must apply and qualify for a temporary denture technology license under OAR 331-410-0015 and 331-410-0020 before commencing direct patient care;

(3) An applicant must submit documentation approved by the Agency upon completion of additional clinical and laboratory training hours pursuant to ORS 680.515(1)(c). Upon Agency approval of additional training an applicant may be scheduled to take the practical examination at a date and time approved by the Board.

(4) An applicant applying to retake the practical examination must meet the requirements of 331-410-0050.

Stat. Auth.: ORS 676.605, 676.615, 680.525, 680.530 & 680.565

Stats. Implemented: ORS 676.605, 676.615, 680.525, 680.530 & 680.565

Hist.: HD 25-1988(Temp), f. & cert. ef. 11-1-88; HD 4-1989, f. & cert. ef. 6-1-89; HD 13-1991(Temp), f. & cert. ef. 9-30-91; HD 3-1992, f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0032; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HDLP 1-2002, f. 5-31-02, cert. ef. 6-1-02; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04 HLA 10-2013, f. & cert. ef. 7-1-13

331-410-0065

License Renewal

(1) A licensee is subject to the provisions of OAR Chapter 331, Division 30 regarding the renewal of a license, and provisions regarding authorization to practice, identification, and requirements for issuance of a duplicate license.

(2) License renewal under this rule is valid for one year.

(3) LICENSE RENEWAL: To avoid delinquency penalties, license renewal must be made prior to the license entering inactive status. The licensee must submit the following:

(a) Renewal application form;

(b) Payment of required renewal fee pursuant to OAR 331-440-0000; and

(c) Attestation of having obtained required continuing education under OAR 331-415-0010, on a form prescribed by the Agency, whether license is current or inactive.

(4) **INACTIVE LICENSE RENEWAL:** A license may be inactive for up to three years. A licensee who is inactive is not authorized to practice. When renewing after entering inactive status, the licensee must submit the following:

(a) Renewal application form;

(b) Payment of delinquency and license fees pursuant to OAR 331-440-0000; and

(c) Attestation of having obtained required continuing education under OAR 331-415-0010, on a form prescribed by the Agency, whether license is current or inactive;

(5) **EXPIRED LICENSE:** A license that has been inactive for more than three years is expired and the licensee must reapply for licensure and meet the requirements listed in OAR 331-410-0035.

Stat. Auth.: ORS 676.605, 676.615, 680.525, 680.530 & 680.565

Stats. Implemented: ORS 676.605, 676.615, 680.525, 680.530 & 680.565

Hist.: HDLP 1-2002, f. 5-31-02, cert. ef. 6-1-02; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLA 10-2013, f. & cert. ef. 7-1-13

331-410-0080

Oral Pathology and Oral Health Certificate

(1) Denturists licensed prior to January 1, 2004, who have not received an oral pathology endorsement as described in ORS 680.545, may not treat any person without first obtaining a valid Oral Health Certificate for the person, signed by a licensed dentist, physician or nurse practitioner stating the person's oral cavity is substantially free from disease and mechanically sufficient to receive a denture. The examination of the oral cavity must have taken place within 30 days of the date of commencing treatment.

(2) For the purpose of this rule "Oral Pathology" means the precise study and diagnosis of disease including pathogenesis, morphologic changes and clinical manifestations of the mouth (the first portion of the alimentary canal that receives food and saliva).

Stat. Auth.: ORS 680.545

Stats. Implemented: ORS 680.545

Hist.: HD 12-1980(Temp), f. & ef. 9-29-80; HD 6-1981, f. & ef. 4-3-81; HD 4-1988, f. & cert. ef. 3-4-88; HD 4-1989, f. & cert. ef. 6-1-89; HD 3-1992, f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0055; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLA 10-2013, f. & cert. ef. 7-1-13

331-410-0090

License Display and Identification

(1) A licensee must show proof of valid license to the Agency upon request.

(2) A licensee may obtain up to a maximum of three duplicate licenses if the licensee provides denture technology services in multiple locations.

(3) A licensee must post the license document or duplicate license document in public view where denture technology services are being performed.

(4) A licensee may temporarily conceal the address printed on the license document with a covering that is removable.

Stat. Auth.: ORS 680.565

Stats. Implemented: ORS 680.565

Hist.: HD 12-1980(Temp), f. & ef. 9-29-80; HD 6-1981, f. & ef. 4-3-81; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0060; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLA 10-2013, f. & cert. ef. 7-1-13

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DIVISION 415

CONTINUING EDUCATION

331-415-0010

Continuing Education Requirements

- (1) To maintain licensure, a denturist must complete a minimum of 10 hours of continuing education every year.
- (2) A licensee must document compliance with the continuing education requirement through attestation on the license renewal application. A licensee is subject to provisions of OAR 331-415-0020 pertaining to periodic audit of continuing education.
- (3) Continuing education must be obtained by participation in or attendance at a course provided by an institution of higher education accredited by the Northwest Association of Accredited Schools, the Northwest Commission on Colleges and Universities, or the State Board of Higher Education, a course or program approved by the Oregon State Denturist Association, or the National Denturist Association, or other professional organizations or associations which conduct educational meetings, workshops, symposiums, and seminars where CEU credit is offered and where subject matter meets the requirements under subsection (4) of this rule.
- (4) Continuing education must address subject matter related specifically to denture technology as set forth in ORS 680.515(1)(a), the rules regulating licensed denturists, related dental practices, health care professional concerns such as infection control or medical emergencies, ethics, and business practices.
- (5) Continuing education may include teaching a course sponsored by a CE provider listed in subsection (3) of this rule and where the subject matter meets the requirements under subsection (4) of this rule (provided that no more than half the required hours be in teaching).
- (6) Proof of participation in required continuing education is the responsibility of the denturist, to ensure that adequate proof of completion of required continuing education is available for audit or investigation by the Agency.
- (7) Documentation supporting compliance with continuing education requirements must be maintained for a period of two years following renewal, and must be available to the Agency upon request.
- (8) A licensee may carry up to 10 continuing education hours forward to the next renewal cycle.
- (9) For the purpose of this rule continuing education hours mean actual academic, classroom, or course work time, including but not limited to workshops, symposiums, or seminars. Continuing education hours do not include travel time to or from the training site, registration or check-in periods, breaks or lunch periods.

Stat. Auth.: ORS 676.605, 680.530 & 680.565

Stats. Implemented: ORS 676.605, 680.530 & 680.565

Hist.: HD 10-1989, f. & cert. ef. 11-21-89; HD 13-1991 (Temp), f. & cert. ef. 9-30-91; HD 3-1992,

f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0041; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLA 5-2008, f. 9-15-08, cert. ef. 10-1-08; HLA 10-2013, f. & cert. ef. 7-1-13

331-415-0020

Continuing Education: Audit, Required Documentation and Sanctions

- (1) The Oregon Health Licensing Agency will audit a select percentage of licensee records determined by the Board to verify compliance with continuing education requirements.
- (2) Licensees notified of selection for audit of continuing education attestation must submit to the Agency, within 30 calendar days from the date of issuance of the notification, satisfactory evidence of participation in required continuing education in accordance with OAR 331-415-0010.
- (3) Successful completion of the required continuing education will be determined based on satisfactory evidence submitted to the Agency at the time of audit, which must include the following:
 - (a) Name of continuing education sponsor/provider;
 - (b) Course agenda — including the date of the training and breakdown of hours for each agenda item, lunch and breaks;
 - (c) Course outline — including a detailed summary of each topic discussed and the learning objective or training goal of each agenda item;
 - (d) Course content — including identification of the direct relationship between the course training and subject matter related to denture technology as set forth in ORS 680.515(1)(a) and OAR 331-415-0010(4);
 - (e) Background resume of speakers or instructors; and
 - (f) Documentation of attendance or successful course completion (eg, certificate, transcript, sponsor statement or affidavit attesting to attendance, diploma, etc).
- (4) If documentation of continuing education is invalid or incomplete, the licensee has 30 calendar days from the date of the deficiency notice to correct the deficiency and submit further documentation to substantiate having completed the required continuing education.
- (5) Misrepresentation of continuing education or failing to meet continuing education requirements or documentation may result in disciplinary action, which may include but is not limited to assessment of a civil penalty and suspension or revocation of the license.

Stat. Auth.: ORS 680.565

Stats. Implemented: ORS 680.565

Hist.: HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98; HDLP 1-2002, f. 5-31-02, cert. ef. 6-1-02; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLA 10-2013, f. & cert. ef. 7-1-13

DIVISION 420
PRACTICE STANDARDS

331-420-0000

Practice Standards

Licensed denturists must adhere to the following practice standards:

- (1) Oral Health Certificate. Denturists must either have an oral pathology endorsement on their license, or if they have not qualified for and received the endorsement, must comply with requirements for obtaining an Oral Health Certificate as described in ORS 680.545 and OAR 331-410-0080.
- (2) Patient Record. A licensed denturist must record, update and maintain documentation for each patient relevant to health history, clinical examinations and treatment, and financial data. Documentation must be written or computerized. Records must include but are not limited to the following:
 - (a) Patient data, including name, address, date and description of examination;
 - (b) Evidence of informed consent (may be in the form of an acronym such as "PARQ" to denote procedure, alternatives, risks and questions);
 - (c) Date and description of treatment or services rendered, and any treatment complications;
 - (d) Health history as applicable; and
 - (e) Any other information deemed appropriate to patient care.
- (3) Clinical Examination. Licensed denturists must conduct and record a clinical examination of each patient that will include at a minimum, information relative to:
 - (a) Appearance of gingiva, oral mucosal membranes, pharynx, tongue and all other oral soft tissue; and
 - (b) Oral conditions that may affect successful denture construction and use.
- (4) Record Retention. Patient documentation, written or archived electronically by computer, must be retained for a minimum of seven years and available upon request by the Agency.
- (5) Minimum Standards of Acceptable Patient Care. Licensees must adhere to the following practice standards in rendering acceptable patient care:
 - (a) Maintain accurate patient records;
 - (b) Seek consultation/referral if indicated;
 - (c) Make accurate representation to the patient on services provided;

- (d) Provide or arrange for continuity of care or emergency treatment for a patient currently receiving treatment;
 - (e) Adhere to current denture technology practices and standards including use of materials;
 - (f) Adhere to Centers for Disease Control and Prevention infection control standards and practices;
 - (g) Wash hands using a germicidal or antiseptic soap and water before and after every patient;
 - (h) Wear disposable gloves when coming in direct contact with a patient or when handling instruments or equipment contaminated with blood or other potentially infectious materials.
 - (i) Use new gloves before performing procedures on each patient.
- (6) A denturist providing teeth whitening trays to patients must provide the patient with written and verbal information related to teeth whitening trays and teeth whitening solutions including the procedure, alternatives, risks and questions which is prescribed by the Agency. The denturist must obtain patient consent for the procedure described in this rule and retain in patient record. The Agency prescribed information and informed consent for teeth whitening trays and solutions can be accessed on the Agency Website at <http://www.oregon.gov/OHLA/DT/pages/index.aspx>
- (7) A denturist is prohibited from providing patients prescription strength teeth whitening solutions.

Stat. Auth.: ORS 676.605, 676.615, 680.550 & 680.565

Stats. Implemented: ORS 676.605, 676.615, 680.550 & 680.565

Hist.: HD 4-1988, f. & cert. ef. 3-4-88; HD 4-1989, f. & cert. ef. 6-1-89; HD 13-1991(Temp), f. & cert. ef. 9-30-91; HD 3-1992, f. & cert. ef. 3-25-92, Subsections (9)(a) through (h) renumbered to 333-020-0090 and 333-020-0100; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0085; HLO 1-2003, f. 1-21-03, cert. ef. 2-1-03; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLA 10-2013, f. & cert. ef. 7-1-13

331-420-0010

Practice Standards

- (1) A licensed denturist must:
 - (a) Ensure all areas of the business premises where denture technology is practiced are kept clean and in good repair;
 - (b) Have a sterilization area, where cleaning and sterilization of reusable instruments is performed, separated from public areas, service areas and restrooms;
 - (c) Maintain washing accommodations in a clean and sanitary condition;
 - (d) Ensure all floors, walls and procedure surfaces where services are provided including counters, tables, and chairs are easily cleanable, non-absorbent and non-porous;
 - (e) Ensure pets or other animals are not permitted in the business facility. This prohibition does not apply to service animals recognized by the American with Disabilities Act;

(f) Ensure all disinfecting solutions or agents be kept at adequate strengths according to manufacturer's instructions to maintain effectiveness, be free of foreign material and be available for immediate use at all times the business is open;

(g) Use equipment and instruments in a manner described in the manufacturer's instructions which is consistent with the manufacturer's intended use of the device by the FDA;

(h) Ensure chemicals are stored in labeled, closed containers;

(i) Ensure all waste material contaminated with blood or other potentially infectious materials, with exception of sharps, are deposited in a covered container following service for each patient; and

(j) Ensure all sharps are discarded in a sharps container which is a puncture-resistant, leak-proof container that can be closed for handling, storage, transportation, and disposal. The container must be labeled with the "Biohazard" symbol.

(2) The licensee must comply with all applicable rules and regulations of the Agency and other federal, state, county and local agencies. This includes the following:

(a) Building, fire, plumbing and electrical codes, and with exit and fire standards established by the Oregon Building Codes Division, and the Oregon Office of State Fire Marshal;

(b) Oregon Indoor Clean Air Act as it appears in ORS 433.835 through 433.875;

(c) Occupational Safety and Health Act Blood Borne Pathogens Standards, Universal Precautions and Exposure Control Plan under 29 CFR 1910.1030;

(d) Oregon Safe Employment Act pursuant to ORS Chapter 654 if an employee/employer relationship exists; and

(e) All applicable Occupational Safety and Health Act standards if an employee/employer relationship exists.

(f) All applicable recommendations from the Centers for Disease Control and Prevention including Guidelines for Infection Control in Dental Health Care Settings available at <http://www.cdc.gov/oralhealth/Infectioncontrol/guidelines/index.htm>.

(3) For the purpose of this rule "Sharps" means any object that can penetrate the skin, including but not limited to needles or scalpel blades.

(4) A licensee must ensure all procedures performed are done in a manner to avoid cross contamination of blood borne pathogens.

[Publications: Publications referenced are available from the agency.]

Stat. Auth.: ORS 680.550 & 680.565

Stats. Implemented: ORS 680.550 & 680.565

Hist.: HD 13-1991(Temp), f. & cert. ef. 9-30-91; HD 3-1992, f. & cert. ef. 3-25-92, Renumbered from 333-020-0085(9)(a) through (h); HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f.

6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0090; HLO 1-2003, f. 1-21-03 cert. ef. 2-1-03; HLA 10-2013, f. & cert. ef. 7-1-13

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DIVISION 430

DISCIPLINE; CIVIL PENALTIES

331-430-0030

Establishing Civil Penalty Amounts

The Oregon Health Licensing Agency has adopted the following presumptive penalty schedule for the first and second violations of the following laws and rules. The following schedule must apply except as the Agency otherwise determines in consideration of the factors referenced in OAR 331-020-0060. For subsequent violations the provisions of OAR 331-020-0060 will apply.

- (1) Practicing or holding one's self out as available to practice denture technology, or using the title dentist without a license or with an expired or suspended license is a violation of ORS 680.505 and may incur a penalty of \$5,000.
- (2) Licensed denturists who allow non-licensed persons to violate ORS 680.505 are in violation of and ORS 676.612(i) and may incur a penalty of \$5,000.
- (3) Violations of ORS 680.545 may incur a penalty of \$2000.
- (4) Failing to notify the Agency within 30 days of a change in business related information or license status is a violation of OAR 331-010-0040, and may incur a penalty of \$200.
- (5) Advertising in a manner, which would deceive or mislead the public or that is untruthful is a violation of ORS 676.612(2)(b), and may incur a penalty of \$2,000.
- (6) Violations of the practice standards in Division 420 may incur a penalty of up to \$1,000 for each violation.
- (7) Failing to meet minimum standards of acceptable patient care according to OAR 331-420-0000(5), as determined by the board may incur a penalty of \$5,000.

Stat. Auth.: ORS 680.565 & 680.572

Stats. Implemented: ORS 680.565 & 680.572

Hist.: HD 3-1992, f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0120; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLA 10-2013, f. & cert. ef. 7-1-13

**OREGON HEALTH LICENSING AGENCY
BOARD OF DENTURE TECHNOLOGY
DIVISION 440
FEES**

331-440-0000

Fees

(1) Applicants and licensees are subject to the provisions of OAR 331-010-0010 and 331-010-0020 regarding the payment of fees, penalties and charges.

(2) Fees established by the Oregon Health Licensing Agency are as follows:

(a) Application:

(A) License: \$350.

(B) License by reciprocity: \$450.

(C) Temporary license: \$50

(b) Examination:

(A) Oregon laws & rules: \$50.

(B) Written: \$350.

(C) Practical: \$650.

(c) Original issuance:

(A) License: \$350

(B) Temporary license: \$50

(d) Renewal:

(A) License: \$350

(B) Temporary license: \$50

(e) Delinquency fee: \$40 for each year in an expired status, for up to three years.

(f) Replacement of license, including name change: \$25.

(g) Duplicate license document: \$25 per copy with maximum of three.

(h) Affidavit of licensure: \$50.

(i) An additional \$25 Administrative Processing fee will be assessed if a NSF or non-negotiable instrument is received for payment of fees, penalties and charges. Refer to OAR 331-010-0010.

Stat. Auth.: ORS 676.605, 676.615 & 680.525

Stats. Implemented: ORS 676.605, 676.615 & 680.525

Hist.: HD 11-1979(Temp), f. & ef. 8-23-79; HD 2-1980, f. & ef. 2-14-80; HD 11-1981(Temp), f. & ef. 7-15-81; HD 9-1985(Temp), f. & ef. 5-24-85; HD 15-1985, f. & ef. 9-4-85; HD 25-1988(Temp), f. & cert. ef. 11-1-88; HD 4-1989, f. & cert. ef. 6-1-89; HD 13-1991(Temp), f. & cert. ef. 9-30-91; HD 3-1992, f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0035; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HLO 3-2003, f. 5-6-03, cert. ef. 5-15-03; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLO 2-2005, f. 12-15-05, cert. ef. 1-1-06; HLA 5-2008, f. 9-15-08, cert. ef. 10-1-08; Renumbered from 331-405-0030, HLA 9-2013, f. & cert. ef. 7-1-13; HLA 13-2013(Temp), f. 8-21-13, cert. ef. 8-23-13 thru 2-19-14; HLA 14-2013, f. 12-30-13, cert. ef. 2-1-14

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