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ARCHIVES DIVISION
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NOTICE OF PROPOSED RULEMAKING
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 818
OREGON BOARD OF DENTISTRY

FILED

03/11/2020 9:31 AM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: Permanent rules to be in compliance with SB 688 (2019) and HB 3030 (2019).

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 04/24/2020 4:00 PM

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

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Portland, OR 97201

Filed By:
Stephen Prisby
Rules Coordinator

HEARING(S)

Auxiliary aids for persons with disabilities are available upon advance request. Notify the contact listed above.

DATE: 04/24/2020

TIME: 1:00 PM - 1:15 PM

OFFICER: OBD President

ADDRESS: Oregon Board of Dentistry
1500 SW 1st Ave
Suite #770
Portland, OR 97201

NEED FOR THE RULE(S):

Due to the passage of SB 688 (2019) and HB 3030 (2019) the OBD is making permanent rules to create new types of temporary licenses for spouses or domestic partners of active duty armed forces stationed in Oregon.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

SB 688 (2019) and HB 3030 (2019) Oregon Legislature website (OLIS) or request from the OBD.

FISCAL AND ECONOMIC IMPACT:

none

COST OF COMPLIANCE:

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

none

DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

OBD Committees previously reviewed.

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? YES

RULES PROPOSED:

818-021-0018, 818-021-0019

ADOPT: 818-021-0018

RULE SUMMARY: The Legislature enacted SB 688 (2019) and HB 3030 (2019) directing our agency to implement these new rules. A new type of temporary license for spouses or domestic partners of active duty armed forces stationed in Oregon is being created.

CHANGES TO RULE:

818-021-0018

Temporary Dental License for Spouses or Domestic Partners of Active Duty Armed Forces of the United States Stationed in Oregon

(1) A temporary license to practice dentistry shall be issued to the spouse or domestic partner of an active duty armed forces personnel when the following requirements are met:¶

(a) completed application and payment of fee is received by the Board; and¶

(b) Satisfactory evidence of having graduated from a school of dentistry accredited by the Commission on Dental Accreditation of the American Dental Association; or¶

(c) Satisfactory evidence of having graduated from a dental school located outside the United States or Canada, completion of a predoctoral dental education program of not less than two years at a dental school accredited by the Commission on Dental Accreditation of the American Dental Association, and proficiency in the English language; and¶

(d) Submission of a copy of the military orders assigning the active duty member to an assignment in Oregon; and¶

(e) The spouse holds a current license in another state to practice dentistry at the level of application; and¶

(f) The license is unencumbered and verified as active and current through processes defined by the Board; and¶

(g) Satisfactory evidence of successfully passing a clinical examination administered by any state, national testing agency or other Board-recognized testing agency.¶

(2) The temporary license shall expire on the following date, whichever occurs first:¶

(a) Oregon is no longer the duty station of the active armed forces member; or¶

(b) The license in the state used to obtain a temporary license expires; or¶

(c) Two years after the issuance of the temporary license.¶

(3) This temporary license is not renewable. If the dates in section two of this rule are exceeded and the spouse continues to practice in Oregon, the spouse must apply for an active Oregon license. This license must be obtained using the processes and fees established for permanent licensure. Continuing to work in Oregon when the temporary license has expired will be considered practicing without a valid license and is subject to Board action.

Statutory/Other Authority: ORS 679 SB 688 and HB 3030 (2019)

Statutes/Other Implemented:

ADOPT: 818-021-0019

RULE SUMMARY: The Legislature enacted SB 688 (2019) and HB 3030 (2019) directing our agency to implement these new rules. A new type of temporary license for spouses or domestic partners of active duty armed forces stationed in Oregon is being created.

CHANGES TO RULE:

818-021-0019

Temporary Dental Hygiene License for Spouses or Domestic Partners of Active Duty Armed Forces of the United States Stationed in Oregon

(1) A temporary license to practice dental hygiene shall be issued to the spouse or domestic partner of active duty armed forces personnel when the following requirements are met:¶

(a) A completed application and payment of fee is received by the Board; and¶

(b) Satisfactory evidence of having graduated from a dental hygiene program accredited by the Commission on Dental Accreditation of the American Dental Association; or¶

(c) Satisfactory evidence of having graduated from a dental hygiene program located outside the United States or Canada, completion of not less than one year in a program accredited by the Commission on Dental Accreditation of the American Dental Association, and proficiency in the English language; and¶

(d) Submission of a copy of the military orders assigning the active duty member to an assignment in Oregon; and¶

(e) The spouse holds a current license in another state to practice dentistry at the level of application; and¶

(f) The license is unencumbered and verified as active and current through processes defined by the Board; and¶

(g) Satisfactory evidence of successfully passing a clinical examination administered by any state, national testing agency or other Board-recognized testing agency.¶

(2) The temporary license shall expire on the following date, whichever occurs first:¶

(a) Oregon is no longer the duty station of the active armed forces member; or¶

(b) The license in the state used to obtain a temporary license expires; or¶

(c) Two years after the issuance of the temporary license.¶

(3) This temporary license is not renewable. If the dates in section two of this rule are exceeded and the spouse continues to practice in Oregon, the spouse must apply for an active Oregon license. This license must be obtained using the processes and fees established for permanent licensure. Continuing to work in Oregon when the temporary license has expired will be considered practicing without a valid license and is subject to Board action.

Statutory/Other Authority: ORS 679 SB 688 and HB 3030 (2019)

Statutes/Other Implemented: