



# Oregon

Tina Kotek, Governor

**Board of Dentistry**  
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## MEETING NOTICE

### LICENSING, STANDARDS AND COMPETENCY COMMITTEE MEETING

Oregon Board of Dentistry  
1500 SW 1st Ave.,  
Portland, Oregon 97201

#### ZOOM MEETING INFORMATION

<https://us02web.zoom.us/j/85681204617?pwd=dYNuFC9rz6LVn5BzsE5ilxOfs5ehHE.1>

Dial-In Phone #: 1-253-215-8782 • Meeting ID: 856 8120 4617 • Passcode: 275646

**APRIL 7, 2026**

**6:30 p.m. – 8:00 p.m.**

#### Committee Members:

Sheena Kalia, D.D.S., Chair  
Michelle Aldrich, D.M.D.  
Sharity Ludwig, R.D.H.  
Kieshawn Lewis  
Julie Spaniel, D.D.S., ODA Rep.  
Heidi Klobes, R.D.H., ODHA Rep.  
Jill Lomax, ODAA Rep.  
Kristen Moses, R.D.H., D.T., DT Rep.

#### AGENDA

Call to Order: Chair, Sheena Kalia, D.D.S.

1. Review and approve Minutes of May 20, 2025 Committee Meeting.
  - May 20, 2025 Minutes – **Attachment #1**
2. Review, discuss and make possible recommendations from October 24, 2025 Board Meeting – Moved request for evaluation of OAR 818-021-0011 reference requiring completion of a two-year CODA Accredited Program for dental licensure to determine if it meets current standards.
  - Dr. Osama Alshafei's request for acceptance of (2) one-year CODA programs for licensure was denied. – **Attachment #2**

3. Review, discuss and make possible recommendations from August 22, 2025 Board meeting – Moved request to amend OAR 818-042-0113 to create an additional EFPDA Pathway.
  - Proposal from Dr. Fox – **Attachment #3**
4. Review, discuss and make possible recommendations from October 24, 2025 Board meeting – Moved request for amendment to OAR 818-042-0117 as presented in Option #1 of proposed language to allow All Dental Assistants to obtain phlebotomy training.
  - OAR 818-042-0117 – **Attachment #4**
5. Review, discuss and make possible recommendations from October 24, 2025 Board meeting – Moved requests from DAWSAC regarding Dental Assisting issues.
  - Nitrous Oxide Sedation by Dental Assistants under Direct Supervision – **Attachment #5**
  - Allowing Dental Assistants who are Radiologic Proficiency Instructors to sign off on proficiency
    - Radiation Protective Services rules about which providers may sign off on proficiency, including Dental Therapists – **Attachment #6**
6. Ms. Robinson request from December 12, 2025 Board meeting to review, discuss and make possible recommendations regarding rule changes related to the merger of CDCA-WREB-CITA into ADEX. – **Attachment #7**
7. SB 1552 rule implementation rule cleanup: Allows a person, prior to beginning an education, a training or an apprenticeship program for an occupational or a professional license, to petition a licensing board, a commission or an agency for a determination as to whether a criminal conviction or qualifying juvenile adjudication will prevent the person from receiving the license.
  - SB 1552 – **Attachment #8**
  - Draft rule – **Attachment #9**
  - OAR 818-001-0087– **Attachment #10**
8. Ms. Robinson request from February 27, 2026 Board meeting to review, discuss and make possible recommendations regarding rule changes concerning patient and diagnostic records and other guidelines for AI use. – **Attachment #11**

Any Other Business

Adjourn

**Draft**  
**LICENSING, STANDARDS AND COMPETENCY COMMITTEE**  
**Held as a Zoom Meeting**

**Minutes**  
**May 20, 2025**

MEMBERS PRESENT: Sheena Kansal, D.D.S., Chair  
Michelle Aldrich, D.M.D.  
Sharity Ludwig, R.D.H.  
Julie Spaniel, D.D.S., ODA Rep.  
Heidi Klobes, R.D.H., ODHA Rep.  
Jill Lomax, ODAA Rep.  
Kristen Moses, R.D.H., D.T., DT Rep.

STAFF PRESENT: Stephen Prisby, Executive Director  
Angela Smorra, D.M.D., Dental Director/Chief Investigator  
Haley Robinson, Office Manager  
Kathleen McNeal, Licensing Manager  
Dawn Dreasher, Office Specialist

ALSO PRESENT: Joanna Tucker-Davis, Sr. Assistant Attorney General

VISITORS PRESENT: Ginny Jorgensen, OBD Board Member; Mary Harrison, Oregon  
Dental Assistants Association (ODAA); Barry Taylor, D.M.D.,  
Oregon Dental Association (ODA); Lisa Rowley – ODHA; Katherine  
Landsberg – Dental Assisting National Board (DANB)

*\*Note - Some visitors may not be reflected in the minutes because their identity was unknown during the meeting.*

**Call to Order:** The meeting was called to order by Dr. Kansal at 5:00 p.m.

**MINUTES**

Dr. Aldrich moved and Ms. Ludwig seconded that the minutes of the May 29, 2024, Licensing, Standards and Competency meeting be approved as presented. The motion passed with SK, MA, SL, JS, HK, JL, and KM voting Aye.

Dr. Kansal moved and Ms. Ludwig seconded the Committee recommend that the Board move OAR 818-042-0040, OAR 818-035-0025, and OAR 818-035-0030 as presented to the Rules Oversight Committee. The motion passed with SK, MA, SL, JS, HK, JL, and KM voting Aye.

**818-042-0040**  
**Prohibited Acts**

No licensee may authorize any dental assistant to perform the following acts:

- (1) Diagnose or plan treatment.
- (2) Cut hard or soft tissue.
- (3) Any Expanded Function duty (OAR 818-042-0070 and OAR 818-042-0090) or Expanded Orthodontic Function duty (OAR 818-042-0100) or Restorative Functions (OAR 818-042-0095 or Expanded Preventive Duty (OAR 818-042-0113 and OAR 818-042-0114) or Expanded Function Anesthesia (OAR 818-042-0115) without holding the appropriate certification.
- (4) Correct or attempt to correct the malposition or malocclusion of teeth except as provided by OAR 818-042-0100.
- (5) Adjust or attempt to adjust any orthodontic wire, fixed or removable appliance or other structure while it is in the patient's mouth.
- (6) Administer any drug except as allowed under the indirect supervision of a Licensee, such as fluoride, topical anesthetic, desensitizing agents, topical tooth whitening agents, over the counter medications per package instructions or drugs administered pursuant to OAR 818-026-0050(5), OAR 818-026-0060(12), OAR 818-026-0065(12), OAR 818-026-0070(12) and as provided in OAR 818-042-0070, OAR 818-042-0090 and OAR 818-042-0115.
- (7) Prescribe any drug.
- (8) Place periodontal packs.
- (9) Start nitrous oxide.
- (10) Remove stains or deposits except as provided in OAR 818-042-0070.
- (11) Use ultrasonic equipment intra-orally except as provided in OAR 818-042-0100.
- (12) Use a high-speed handpiece or any device that is operated by a high-speed handpiece intra-orally except as provided in OAR 818-042-0095, and only for the purpose of adjusting occlusion, contouring, and polishing restorations on the tooth or teeth that are being restored.
- (13) Use lasers, except laser-curing lights.
- (14) Use air abrasion or air polishing.
- (15) Remove teeth or parts of tooth structure.
- (16) Cement or bond any fixed prosthesis or orthodontic appliance including bands, brackets, retainers, tooth moving devices, or orthopedic appliances except as provided in OAR 818-042-0100.
- (17) Condense and carve permanent restorative material except as provided in OAR 818-042-0095.
- (18) Place any type of retraction material subgingivally except as provided in OAR 818-042-0090.
- (19) Apply denture relines except as provided in OAR 818-042-0090(2).
- (20) Expose radiographs without holding a current Certificate of Radiologic Proficiency issued by the Board (OAR 818-042-0050 and OAR 818-042-0060) except while taking a course of instruction approved by the Oregon Health Authority, Oregon Public Health Division, Office of Environmental Public Health, Radiation Protection Services, or the Oregon Board of Dentistry.
- (21) Use the behavior management techniques known as Hand Over Mouth (HOM) or Hand Over Mouth Airway Restriction (HOMAR) on any patient.
- (22) Perform periodontal assessment.
- (23) Place or remove healing caps or healing abutments, except under indirect supervision.
- (24) Place implant impression copings, except under indirect supervision.
- (25) **Intraoral adjustment of fixed and removable prosthesis or appliances.**
- (26) Any act in violation of Board statute or rules.

## 818-035-0025

### Prohibited Acts

A dental hygienist may not:

- (1) Diagnose and treatment plan other than for dental hygiene services;
- (2) Cut hard or soft tissue with the exception of root planing, except as provided in OAR 818-035-0065;
- (3) Extract any tooth;
- ~~(4) Fit or adjust any correctional or prosthetic appliance except as provided by OAR 818-035-0030(1)(h);~~
- (4) Intraoral adjustment of fixed and removable prosthesis or appliances.
- (5) Prescribe, administer or dispense any drugs except as provided by OAR 818-035-0030, OAR 818-035-0040, OAR 818-026-0060(12), OAR 818-026-0065(12) and 818-026-0070 (12);
- (6) Place, condense, carve or cement permanent restorations except as provided in OAR 818-035-0072, or operatively prepare teeth;
- (7) Irrigate or medicate canals; try in cones, or ream, file or fill canals;
- (8) Use the behavior management techniques of Hand Over Mouth (HOM) or Hand Over Mouth Airway Restriction (HOMAR) on any patient.
- (9) Place or remove healing caps or healing abutments, except under indirect supervision.
- (10) Place implant impression copings, except under indirect supervision.
- (11) Any act in violation of Board statute or rules.

## 818-035-0030

### Additional Functions of Dental Hygienists

- (1) In addition to functions set forth in ORS 679.010, a dental hygienist may perform the following functions under the general supervision of a licensed dentist:
  - (a) Make preliminary intra-oral and extra-oral examinations and record findings;
  - (b) Place periodontal dressings;
  - (c) Remove periodontal dressings or direct a dental assistant to remove periodontal dressings;
  - (d) Perform all functions delegable to dental assistants and expanded function dental assistants providing that the dental hygienist is appropriately trained;
  - (e) Administer and dispense antimicrobial solutions or other antimicrobial agents in the performance of dental hygiene functions.
  - (f) Prescribe, administer and dispense fluoride, fluoride varnish, antimicrobial solutions for mouth rinsing or other non-systemic antimicrobial agents.
  - (g) Use high-speed handpieces to polish restorations and to remove cement and adhesive material.
  - (h) Apply temporary soft relines after manufacturer required denture preparation to complete dentures for the purpose of tissue conditioning.
  - (i) Perform all aspects of teeth whitening procedures.
- (2) A dental hygienist may perform the following functions at the locations and for the persons described in ORS 680.205(1) and (2) without the supervision of a dentist:
  - (a) Determine the need for and appropriateness of sealants or fluoride; and
  - (b) Apply sealants or fluoride.

(3) In addition to functions set forth in ORS 679.010, a dental hygienist may perform the following functions under the indirect supervision of a licensed dentist:

(a) Upon successful completion of a course in intravenous access or phlebotomy approved by the Board, a dental hygienist may initiate an intravenous (IV) infusion line for a patient being prepared for IV medications, sedation, or general anesthesia under the indirect supervision of a dentist holding the appropriate anesthesia permit.

(b) Upon successful completion of a course in intravenous access or phlebotomy approved by the Board, a dental hygienist may perform a phlebotomy blood draw under the indirect supervision of a dentist. Products obtained through a phlebotomy blood draw may only be used by the dentist, to treat a condition that is within the scope of the practice of dentistry.

**(4) Extraoral adjustment of fixed and removable prosthesis or appliances.**

The committee discussed that there was no need to waive the requirements of OAR 818-042-0050 and OAR 818-042-0060. The applicant could still apply for their radiologic proficiency certificate.

Ms. Ludwig moved and Ms. Lomax seconded the Committee recommend that the Board move OAR 818-042-0040 as presented to the Rules Oversight Committee. The motion passed with SK, MA, SL, JS, HK, JL, and KM voting Aye.

**818-042-0040**

**Prohibited Acts**

No licensee may authorize any dental assistant to perform the following acts:

(1) Diagnose or plan treatment.

(2) Cut hard or soft tissue.

(3) Any Expanded Function duty (OAR 818-042-0070 and OAR 818-042-0090) or Expanded Orthodontic Function duty (OAR 818-042-0100) or Restorative Functions (OAR 818-042-0095 or Expanded Preventive Duty (OAR 818-042-0113 and OAR 818-042-0114) or Expanded Function Anesthesia (OAR 818-042-0115) without holding the appropriate certification.

(4) Correct or attempt to correct the malposition or malocclusion of teeth except as provided by OAR 818-042-0100.

(5) Adjust or attempt to adjust any orthodontic wire, fixed or removable appliance or other structure while it is in the patient's mouth.

(6) Administer any drug except as allowed under the indirect supervision of a Licensee, such as fluoride, topical anesthetic, desensitizing agents, topical tooth whitening agents, over the counter medications per package instructions or drugs administered pursuant to OAR 818-026-0050(5), OAR 818-026-0060(12), OAR 818-026-0065(12), OAR 818-026-0070(12) and as provided in OAR 818-042-0070, OAR 818-042-0090 and OAR 818-042-0115.

(7) Prescribe any drug.

(8) Place periodontal packs.

(9) Start nitrous oxide.

(10) Remove stains or deposits except as provided in OAR 818-042-0070.

(11) Use ultrasonic equipment intra-orally except as provided in OAR 818-042-0100.

(12) **Use hand instruments, air polishers, ultrasonic equipment or other devices to remove supragingival and subgingival stains and deposits from tooth surfaces.**

(12~~3~~) Use a high-speed handpiece or any device that is operated by a high-speed handpiece

intra-orally except as provided in OAR 818-042-0095, and only for the purpose of adjusting occlusion, contouring, and polishing restorations on the tooth or teeth that are being restored.

(134) Use lasers, except laser-curing lights.

(145) Use air abrasion or air polishing.

(156) Remove teeth or parts of tooth structure.

(167) Cement or bond any fixed prosthesis or orthodontic appliance including bands, brackets, retainers, tooth moving devices, or orthopedic appliances except as provided in OAR 818-042-0100.

(178) Condense and carve permanent restorative material except as provided in OAR 818-042-0095.

(189) Place any type of retraction material subgingivally except as provided in OAR 818-042-0090.

(1220) Apply denture relines except as provided in OAR 818-042-0090(2).

(201) Expose radiographs without holding a current Certificate of Radiologic Proficiency issued by the Board (OAR 818-042-0050 and OAR 818-042-0060) except while taking a course of instruction approved by the Oregon Health Authority, Oregon Public Health Division, Office of Environmental Public Health, Radiation Protection Services, or the Oregon Board of Dentistry.

(242) Use the behavior management techniques known as Hand Over Mouth (HOM) or Hand Over Mouth Airway Restriction (HOMAR) on any patient.

(223) Perform periodontal assessment and periodontal probing.

(234) Place or remove healing caps or healing abutments, except under indirect supervision.

(245) Place implant impression copings, except under indirect supervision.

(256) Any act in violation of Board statute or rules.

Ms. Ludwig moved and Ms. Klobes seconded the Committee direct staff to research other states where registered dental hygienists can administer botox and draft a rule for the Board discussion and review. The motion passed with SK, MA, SL, JS, HK, JL, and KM voting Aye.

Ms. Lomax moved and Dr. Kansal seconded the Committee recommend sending the topic of creating a dental assistant registry to the Board for further discussion. The motion passed with SK, MA, SL, JS, HK, JL, and KM voting Aye.

Ms. Klobes moved and Dr. Aldrich seconded the Committee recommend that the Board consider working with the Governor's office to enact a statute change allowing Registered Dental Hygienists to administer vaccines in Oregon. The motion passed with SK, MA, SL, JS, HK, JL, and KM voting Aye.

Dr. Kansal moved and Ms. Lomax seconded the Committee recommend that the Board move OAR 818-042-0096 as presented to the Rules Oversight Committee. The motion passed with SK, MA, SL, JS, HK, JL, and KM voting Aye.

### **818-042-0096**

#### **Local Anesthesia Functions of Dental Assistants**

(1) The Board shall issue a Local Anesthesia Functions Certificate (LAFC) to a dental assistant who holds an Oregon EFDA Certificate, and has successfully completed a Board approved curriculum from a program accredited by the Commission on Dental Accreditation of the

American Dental Association or other course of instruction approved by the Board.

(2) The Board shall issue a Local Anesthesia Functions Certificate (LAFC) to a dental assistant who holds an Oregon Certified Anesthesia Dental Assistant Certificate, and has successfully completed a Board approved curriculum from a program accredited by the Commission on Dental Accreditation of the American Dental Association or other course of instruction approved by the Board.

(23) A dental assistant may administer local anesthetic agents and local anesthetic reversal agents under the indirect supervision of a licensed dentist. Local anesthetic reversal agents shall not be used on children less than 6 years of age or weighing less than 33 pounds.

Ms. Ludwig moved and Dr. Aldrich seconded the Committee recommend that the Board move OAR 818-042-0080, OAR 818-042-0110, OAR 818-042-0113 as presented to the Rules Oversight Committee. The motion passed with SK, MA, SL, JS, HK, JL, and KM voting Aye.

### **818-042-0080**

#### **Certification – Expanded Function Dental Assistant (EFDA)**

The Board may certify a dental assistant as an expanded function assistant:

- (1) By credential in accordance with OAR 818-042-0120, or
- (2) If the assistant submits a completed application, pays the fee and provides evidence of:
  - (a) Certification of Radiologic Proficiency (OAR 818-042-0060); and satisfactory completion of a course of instruction in a program accredited by the Commission on Dental Accreditation; or

(b) Certification of Radiologic Proficiency (OAR 818-042-0060); and passage of the ~~Oregon Basic, Infection Control or Certified Dental Assisting (CDA) examination, and the Expanded Function Dental Assistant examination,~~ Oregon Expanded Functions with Infection Control examination, or equivalent successor examinations, administered by the Dental Assisting National Board, Inc. (DANB), or any other testing entity authorized by the Board, or prior passage of the Certified Dental Assistant examination or Infection Control Examination and passage of the Oregon Expanded Functions General Dental Assisting exam, or equivalent successor examinations, administered by DANB or any other testing entity authorized by the Board; and certification by an Oregon licensed dentist that the applicant has successfully removed supra-gingival excess cement from four (4) crowns and/or fixed partial dentures (bridges) with hand instruments; placed temporary restorative material in three (3) teeth; preliminarily fitted four (4) crowns to check contacts or to adjust occlusion outside the mouth; removed four (4) temporary crowns for final cementation and cleaned teeth for final cementation; fabricated four (4) temporary crowns and/or fixed partial dentures (bridges) and temporarily cemented the crowns and/or fixed partial dentures (bridges); polished the coronal surfaces of teeth with a brush or rubber cup as part of oral prophylaxis in six (6) patients; placed matrix bands on four (4) teeth prepared for Class II restorations.

The dental assistant must submit within six months' certification by a licensed dentist that the dental assistant is proficient to perform all the expanded function duties in subsection (b). If no expanded function certificate is issued within the six months, the dental assistant is no longer able to continue to perform expanded function duties until EFDA certification is achieved.

### 818-042-0110

#### **Certification - Expanded Function Orthodontic Dental Assistant (EFODA)**

The Board may certify a dental assistant as an expanded function orthodontic assistant

- (1) By credential in accordance with OAR 818-042-0120, or
- (2) Completion of an application, payment of fee and satisfactory evidence of:
  - (a) Completion of a course of instruction in a program in dental assisting accredited by the American Dental Association Commission on Dental Accreditation; or
  - (b) Passage of the ~~Oregon Basic, Infection Control, Certified Dental Assistant (CDA) or Certified Orthodontic Assistant (COA) examination, and Expanded Function Orthodontic Assistant examination,~~ Oregon Orthodontic Expanded Functions with Infection Control examination, or equivalent successor examinations, administered by the Dental Assisting National Board, Inc. (DANB), or any other testing entity authorized by the Board, or prior passage of the Certified Dental Assistant, Certified Orthodontic Assistant or Infection Control Examination administered by DANB and passage of the Oregon Expanded Functions Orthodontic Assisting exam, or equivalent successor examinations, administered by DANB, or any other testing entity authorized by the Board; and certification by an Oregon licensed dentist that the applicant has successfully placed and ligated orthodontic wires on ten (10) patients and removed bands/brackets and remaining adhesive using an ultrasonic, hand scaler or a slow speed hand piece from teeth on four (4) patients.

### 818-042-0113

#### **Certification — Expanded Function Preventive Dental Assistants (EFPDA)**

The Board may certify a dental assistant as an expanded function preventive dental assistant:

- (1) By credential in accordance with OAR 818-042-0120, or
- (2) If the assistant submits a completed application, pays the fee and provides evidence of:
  - (a) Certification of Radiologic Proficiency (OAR 818-042-0060); and satisfactory completion of a course of instruction in a program accredited by the Commission on Dental Accreditation of the American Dental Association; or
  - (b) Certification of Radiologic Proficiency (OAR 818-042-0060); and passage of the ~~Oregon Basic or Infection Control examination, and Certified Preventive Functions Dental Assistant (CPFDA) examination, or the Expanded Function Dental Assistant examination, or the Coronal Polishing (CP) examination,~~ Oregon Expanded Functions with Infection Control examination; or passage of the Coronal Polishing with Infection Control examination, or equivalent successor examinations, administered by the Dental Assisting National Board, Inc. (DANB), or any other testing entity authorized by the

Board, or prior passage of the Infection Control Examination and passage of the Oregon Expanded Functions General Dental Assisting exam or Coronal Polishing exam, or equivalent successor examinations, administered by DANB, or any other testing entity authorized by the Board; and certification by an Oregon licensed dentist that the applicant has successfully polished the coronal surfaces of teeth with a brush or rubber cup as part of oral prophylaxis to remove stains on six (6) patients. The dental assistant must submit within six months' certification by a licensed dentist that the dental assistant is proficient to perform all the expanded function preventive duties in subsection (b). If no expanded function preventive certificate is issued within the six months, the dental assistant is no longer able to continue to perform expanded function preventive duties until EFPDA certification is achieved.

Chair Kansal thanked everyone for their attendance and contributions.

The meeting adjourned at 5:59 p.m.

**Request for Board approval of two, one-year CODA-accredited programs in place of one, two-year CODA-accredited program for applicant Dr. Osama Alshafei.**

Dr. Osama Alshafei submitted an application for licensure by exam to the Oregon Board of Dentistry on May 14, 2025. Dr. Alshafei was recently approved (10.13.2025) for a dental license in Washington state. The OBD has received a verification for Dr. Alshafei's Kuwaiti dental license. Dr. Alshafei has provided proof of passing the NBDE in 2006 and proof of passing the Clinical exam via ADEX in summer 2025. OBD has received official transcripts for Dr. Alshafei's Bachelor of Dental Surgery from the University of Leeds (awarded December 2000) and certification completing a one-year clinical training program at the Department of Oral and Maxillofacial at Washington Hospital Center from 2003 to 2004 and received confirmation of Dr. Alshafei's completing a PGY-one year program at the University of Maryland (July 2004-June 2005).

Pursuant to OAR 818-021-0010 the Board needs to determine if it is acceptable for Dr. Alshafei to be granted a dental license based on his CODA-accredited training being two one-year programs rather than one two-year program.

Relevant Rule:

818-021-0010 Application for License to Practice Dentistry

(1) An applicant to practice general dentistry, in addition to the requirements set forth in ORS 679.060 and 679.065, shall submit to the Board satisfactory evidence of:

(a) Having graduated from a school of dentistry accredited by the Commission on Dental Accreditation of the American Dental Association; or

**(b) 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**

(c) Certification of having passed the dental examination administered by the Joint Commission on National Dental Examinations or Canadian National Dental Examining Board Examination.

(2) An applicant who has not met the educational requirements for licensure may apply for examination if the Dean of an accredited school certifies the applicant will graduate.

(3) An applicant must pass a Board examination consisting of a clinical portion administered by the Board, or any clinical Board examination administered by any state, or regional testing agency, national testing agency or other Board-recognized testing agency and a jurisprudence portion administered by the Board. Clinical examination results will be recognized by the Board for five years.

(4) A person who fails any Board approved clinical examination three times must successfully complete the remedial training recommended by the testing agency. Such remedial training must be conducted by a dental school accredited by the Commission on Dental Accreditation of the American Dental Association.

(5) Prior to initial licensure, an applicant must complete a one-hour pain management course specific to Oregon provided by the Pain Management Commission of the Oregon Health Authority (Effective July 1, 2022).

NOTE, for comparison: Washington State's RCW states 'Applicants must graduate from a Commission on Dental Accreditation (CODA)-accredited dental school with a doctor of dental surgery (DDS) or doctor of dental medicine degree (DMD). Official school transcript with degree posted, or, for recent graduates, a verified list of graduating students submitted directly from the dean, is required.

Or

- Graduates from non-accredited dental schools must also meet the requirements outlined in WAC 246-817-160.
  - Evidence of successful completion of at least two additional predoctoral or postdoctoral academic years of dental education. Official school transcript or letter from school verifying education is required.
    - Additional predoctoral or postdoctoral dental education completed before July 1, 2018, must be obtained at a dental school in the United States or Canada, approved, conditionally or provisionally, by the Commission on Dental Accreditation.
    - Additional predoctoral or postdoctoral dental education completed after July 1, 2018, must be obtained in a dental program in the United States or Canada, approved, conditionally or provisionally, by the Commission on Dental Accreditation and include clinical training.

**From:** osama alshafei <>  
**Sent:** Thursday, October 9, 2025 6:52 AM  
**To:** MCNEAL Kathleen \* OBD <Kathleen.McNeal@obd.oregon.gov>  
**Subject:** Re: -Licensure application - education requirement

Hi Kathleen

Kindly find the statement below to present to the board.

Subject: Application for Dental Licensure Based on Equivalency of CODA-Accredited OMFS Training

Dear Members of the Oregon Board of Dentistry,

I am writing to formally request the issuance of a dental license based on the equivalency of my two years of CODA-accredited Oral and Maxillofacial Surgery (OMFS) residency training in the USA stipulated by the confirmations you have received and I respectfully petition the Board to consider this advanced training as satisfying the two-year program requirement for foreign-trained dentists.

My 2 years residency training in OMFS were rigorous, full-time commitment that fulfilled the standards of typical advanced education programs and I would like to highlight Key aspects of my training include:

- **Intensive Clinical Hours:** My residency involved a contracted 80-hour work week compared to 40-hour week typical for 3rd or 4th year students in a two-year advanced dental program. This included lectures, tutorials, journal clubs, joint conferences, grand rounds, anesthesia rotations, emergency room consults/treatment/admissions and urgent care patient management and extensive on-call responsibilities every third to fourth day, beginning at 5:30 AM and concluding only when all clinical duties were complete.
- **Comprehensive, Interdisciplinary Training:** The curriculum was robust, covering all core dental disciplines at an undergraduate and postgraduate levels, as you were Not only expected to know the undergraduate curricular fundamentals but you must have reached the required postgraduate levels incrementally including Prosthodontics, Periodontics, Endodontics, Pediatric Dentistry, Orthodontics, oral pathology, oral medicine, applied pharmacology and therapeutics including DEA prescribing fundamentals and Anesthesia/Sedation.
- **Academic and Teaching Responsibilities:** My role was not limited to clinical practice as I was actively involved in teaching and supervising dental students and collaborated with residents in GPR, AGD, and other specialty programs in multidisciplinary cases at the dental school. This experience covered the full spectrum of the dental curriculum, In theoretical knowledge to clinical application.

This immersive experience has fundamentally transformed my clinical skills, knowledge base, and professional communication abilities as I was lucky, blessed and fortunate to do some of this at the first dental school in the world.

Moreover, My current dental educational and clinical standing is, at a minimum, equivalent to that of a graduate from any CODA-accredited dental program.

This assertion is substantiated by my successful completion of all mandatory examinations required for licensure in the great state of Oregon:

- NBDE Parts I and II
- ADEX Clinical Examination
- ADEX Multiple-Choice Question (MCQ) Examination

Passing these rigorous assessments demonstrates that my core and applied dental knowledge meets the standards required to practice dentistry safely and effectively in the U.S.A.

To be clear, I am not requesting a waiver of any licensure requirement. Rather, I am asking the Board to recognize the depth, breadth, and intensity of my CODA-accredited OMFS training as equivalent to the stipulated two-year program.

Granting this license will enable me matriculate into a fellowship position in Head and Neck Oncology at Providence Hospital in Portland Oregon, which had been open since July 2025. This opportunity is a critical step in my professional development, as it will provide the necessary case experience—specifically, the 100 cases in pathology and reconstruction required—to pursue certification from the International Board for the Certification of Specialists in Oral and Maxillofacial Surgery (IBCSOMS) with an added Certificate of Added Qualification in Head and Neck Oncology. This advanced certification will ultimately allow me to continue treating this vulnerable patient population at the highest level.

This fellowship will not only allow me to contribute immediately to the care of cancer patients in Oregon, a community with high demand for services to specialized care, but it will also ensure my continued growth and service in this critical field.

I trust that the board members will find my education satisfactory and diversified to enable the issuance of a dental license in the Great state of Oregon. Thank you for your time and consideration of this important request

Sincerely,

Dr.Osama Alshafei

BChD MFD RCSI FFD OSOM RCSI MOMS RCSEd  
Fellow in oral and maxillofacial surgery Medical University of Vienna Austria  
Consultant Oral and Maxillofacial Surgeon Adan General Hospital - Adan Specialty dental centre Hadeya  
Kuwait Ministry of health  
Web <https://zmdvqhks.manus.space/?locale=en>  
Instagram DrOsamaAlshafei  
[Tel:+436604819088](tel:+965436604819088)

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**From:** Paul <>

**Sent:** Tuesday, July 29, 2025 9:54 AM

**To:** SMORRA Angela \* OBD <[Angela.SMORRA@obd.oregon.gov](mailto:Angela.SMORRA@obd.oregon.gov)>

**Subject:** Re: FW: EFPDA Pathways

Hi Dr. Smorra,

I hope you are doing well and having a nice summer. I wanted to follow up with you related to our previous phone conversation about a new pathway for the EFPDA certification due to the lack of available dental assistants in the State of Oregon who can coronal polish. If you recall, my vision is to add a new pathway for EFPDA certification that allows for a dental assistant, who is certified in radiologic proficiency, to complete a board approved, in-office course similar to that for pit and fissure sealants.

I have spoken with ODAA President Ginny Jorgensen on the matter and she has reviewed my attached document. She also voiced the ODAA's proposal for all dental assistants to register with the state in a database, which seems like a wonderful idea as well!

I'm attaching a document I have been working on with my "recommendations" highlighted in red. Please review and let me know what you think and/or if I need to make any material changes for success. Furthermore, if you could review with me the formal process needed to submit? Or is this email and attached document sufficient?

Thank you so much for your willingness to listen to my recommendations and hopefully we can increase the safe and effective access to care for Oregonians!

Thank you,  
Paul Fox, DMD

||

*Identification of the problem: There is a shortage of dental assistants in the State of Oregon with the ability to perform coronal polishing. One factor leading to the shortage is difficulty for dental assistant to obtain the EFPDA certification. Furthermore, it has been brought to our attention through various sources in the dental community, that many peer dentists in Oregon are permitting uncertified dental assistants to coronal polish in their practices. The reasoning is due to the lack of available EFPDA certified dental assistants and the difficulty in getting the certification.*

*Identification of the solution: To create an additional pathway for capable dental assistants to obtain the didactic and practical training to perform safe and effective coronal polishing on patients through a board approved, in-office training course. The training course will consist of didactic, classroom style learning with a written examination and a practical, hands-on coronal polishing of teeth on patients in a clinical setting. By creating an additional pathway to obtain EFPDA certification, there should be a large reduction in dentists who are not following the current certification rule.*

**DANB:**

#### **Expanded Function Preventive Dental Assistant (EFPDA) Requirements**

*To perform expanded preventive functions in Oregon under the supervision of a licensed dentist, a dental assistant must earn an Oregon Expanded Function Preventive Dental Assistant (EFPDA) certificate. To qualify, one must:*

*Pathway I:*

- 1. Hold an Oregon Certificate of Radiologic Proficiency ([see requirements](#)), AND*
- 2. Successfully complete a course of instruction in a program accredited by CODA, AND*
- 3. Apply for the [Oregon EFPDA certificate](#) (administered by DANB).*

*Pathway II:*

- 1. Hold an Oregon Certificate of Radiologic Proficiency ([see requirements](#)), AND*
- 2. Have already passed the DANB Infection Control (ICE) exam, AND*
- 3. Pass one of the following exams:*
  - a. DANB [Coronal Polishing \(CP\) exam](#), OR*

b. [Oregon Expanded Functions General Dental Assisting exam](#) (administered by DANB),  
AND

4. Provide endorsement from a dentist licensed in Oregon stating that the applicant has completed clinical requirements within six months of completion, AND

5. Apply for the [Oregon EFPDA certificate](#) (administered by DANB).

Pathway III:

1. Hold an Oregon Certificate of Radiologic Proficiency ([see requirements](#)), AND

2. Pass one of the following exams:

a. [Oregon Expanded Functions with Infection Control exam](#), OR

b. [Coronal Polish with Infection Control exam](#)

3. Provide endorsement from a dentist licensed in Oregon stating that the applicant has completed clinical requirements within six months of completion, AND

4. Apply for the [Oregon EFPDA certificate](#) (administered by DANB).

Pathway IV:

1. Be certified in another state with requirements similar to Oregon's, OR Obtain verification from a licensed dentist of having been employed (outside the state of Oregon) for at least 1,000 hours in the past two years as a dental assistant performing the permitted expanded preventive functions, AND

2. Apply for the [Oregon EFPDA certificate](#) (administered by DANB).

**Pathway V:**

**1. Hold an Oregon Certificate of Radiologic Proficiency (see requirements), AND**

**2. Completion of a course of instruction in a program accredited by the Commission on Dental Accreditation of the American Dental Association, or other course of instruction approved by the Board**

**3. Provide endorsement from a dentist licensed in Oregon stating that the applicant has completed clinical requirements within six months of completion, AND**

**4. Apply for the Oregon EFPDA certificate (administered by DANB).**

818-042-0113

*Certification — Expanded Function Preventive Dental Assistants (EFPDA)*

*The Board may certify a dental assistant as an expanded function preventive dental assistant:*

*(1) By credential in accordance with OAR 818-042-0120, or*

*(2) If the assistant submits a completed application, pays the fee and provides evidence of;*

*(a) Certification of Radiologic Proficiency (OAR 818-042-0060); and satisfactory completion of a course of instruction in a program accredited by the Commission on Dental Accreditation of the American Dental Association; or*

*(b) Certification of Radiologic Proficiency (OAR 818-042-0060); and passage of the Oregon Expanded Functions with Infection Control examination; or passage of the Coronal Polishing with Infection Control examination, or equivalent successor examinations, administered by the Dental Assisting National Board, Inc. (DANB), or any other testing entity authorized by the Board, or prior passage of the Infection Control Examination and passage of the Oregon Expanded Functions General Dental Assisting exam or Coronal Polishing exam, or equivalent successor examinations, administered by DANB, or any other testing entity authorized by the Board; and certification by an Oregon licensed dentist that the applicant has successfully polished the coronal surfaces of teeth with a brush or rubber cup as part of oral prophylaxis to remove stains on six (6) patients. The dental assistant must submit within six months' certification by a licensed dentist that the dental assistant is proficient to perform all the expanded function preventive duties in subsection (b). If no expanded function preventive certificate is issued within the six months, the dental assistant is no longer able to continue to perform expanded function preventive duties until EFPDA certification is achieved; or*

*(c) Certification of Radiologic Proficiency (OAR 818-042-0060); and completion of a course of instruction in a program accredited by the Commission on Dental Accreditation of the American Dental Association, or other course of instruction approved by the Board; and certification by an Oregon licensed dentist that the applicant has successfully polished the coronal surfaces of teeth with a brush or rubber cup as part of oral prophylaxis to remove stains on six (6) patients. The dental assistant must submit within six months' certification by a licensed dentist that the dental assistant is proficient to perform all the expanded*

*function preventive duties in subsection (c). If no expanded function preventive certificate is issued within the six months, the dental assistant is no longer able to continue to perform expanded function preventive duties until EFPDA certification is achieved.*

*Statutory/Other Authority: ORS 679*

*Statutes/Other Implemented: ORS 679*

*History:*

*OBD 1-2025, temporary amend filed 06/16/2025, effective 07/01/2025 through 12/27/2025*

*OBD 2-2024, amend filed 10/28/2024, effective 01/01/2025*

*OBD 2-2019, amend filed 10/29/2019, effective 01/01/2020*

*OBD 2-2016, f. 11-2-16, cert. ef. 3-1-17*

*Outline for Board Approved Course of Instruction:*

***A. Infection Control:***

*I. Prevention of Disease Transmission*

- A. Infectious diseases*
- B. Review medical histories for transmissible diseases*
- C. Hand hygiene*
- D. Use of personal protective equipment (PPE)*
- E. Minimize contact with aerosols, droplets and spatter*

*II. Prevention of Cross-contamination*

- A. Clean and disinfect treatment areas, equipment and laboratories*
- B. Prepare and use chemical disinfectants*
- C. Use of surface barriers and Prepare tray setups*
- D. Maintain and monitor dental unit water lines*
- E. Clean and maintain evacuation lines and traps*
- F. Dispose of biohazardous and other waste*

*III. Process Instruments and Devices*

- A. Process instruments and devices*
- B. Monitor and maintain processing equipment (e.g., sterilizers, ultrasonic cleaner).*

*IV. Occupational Safety and Administration Protocol*

- A. Occupational safety regulations, standards and guidelines:*
  - 1. OSHA Bloodborne Pathogens Standard*

*2. OSHA Hazard Communication Standard*

*3. CDC guidelines.*

*4. federal regulations (e.g., EPA, FDA).*

*B. Maintain and document programs and policies for infection prevention control and safety*

**B. Coronal Polishing:**

*I. Evaluation*

*A. Health and dental histories*

*B. Anatomy and pathologies of the oral cavity*

*C. Characteristics of plaque, calculus and materia alba*

*D. Tooth stains*

*E. Restorations*

*F. Differences between coronal polishing and oral prophylaxis*

*II. Equipment and Supplies*

*A. Select instruments and materials*

*B. Characteristics of abrasives and polishing agents*

*III. Procedures*

*A. Position equipment, operator and patient*

*B. Operate low-speed handpieces*

*C. Identify fulcrum position*

*D. Describe polishing stroke pattern and sequence*

*E. Apply infection prevention and control procedures*

*F. Maintain equipment*

*IV. Administration*

*A. Legal record maintenance and legal responsibilities*

*B. Patient education*

### *C. Safety data sheets (SDS) for coronal polishing materials*

*Written multiple choice examination to follow.*

*Goals and objectives for practical, in-office hands on training for coronal polishing on patients:*

#### *GOALS AND OBJECTIVES:*

- 1. Explain the procedure to patients*
- 2. Recognize decalcification and mottled enamel*
- 3. Identify plaque, calculus and stain formation within the oral cavity*
- 4. Utilize proper armamentaria in an organized sequence for disclosing and polishing*
- 5. Perform plaque disclosure*
- 6. Demonstrate the proper instrument grasp, fulcrum position, and cheek/tongue retraction*
- 7. Select and dispense the proper amount of polishing agent*
- 8. Demonstrate proper polishing techniques using appropriate cup adaptation, stroke, and handpiece use*
- 9. Demonstrate the use of floss and tape*
- 10. Demonstrate techniques for cleaning fixed and removal prosthesis and orthodontic appliances*
- 11. Maintain aseptic techniques including disposal of contaminated material*

818-042-0114

*Additional Functions of Expanded Function Preventive Dental Assistants (EFPDA)*

*(1) Upon successful completion of a course of instruction in a program accredited by the Commission on Dental Accreditation of the American Dental Association, or other course of instruction approved by the Board, a certified Expanded Function Preventive Dental Assistant may perform the following functions under the indirect supervision of a licensee providing that the procedure is checked by the licensee prior to the patient being dismissed:*

*(2) Apply pit and fissure sealants provided the patient is examined before the sealants are placed. The sealants must be placed within 45 days of the procedure being authorized by a licensee.*

818-042-0113

**Certification — Expanded Function Preventive Dental Assistants (EFPDA)**

**The Board may certify a dental assistant as an expanded function preventive dental assistant:**

**(1) By credential in accordance with OAR 818-042-0120, or**

**(2) If the assistant submits a completed application, pays the fee and provides evidence of;**

**(a) Certification of Radiologic Proficiency (OAR 818-042-0060); and satisfactory completion of a course of instruction in a program accredited by the Commission on Dental Accreditation of the American Dental Association; or**

**(b) Certification of Radiologic Proficiency (OAR 818-042-0060); and passage of the Oregon Expanded Functions with Infection Control examination; or passage of the Coronal Polishing with Infection Control examination, or equivalent successor examinations, administered by the Dental Assisting National Board, Inc. (DANB), or any other testing entity authorized by the Board, or prior passage of the Infection Control Examination and passage of the Oregon Expanded Functions General Dental**

Assisting exam or Coronal Polishing exam, or equivalent successor examinations, administered by DANB, or any other testing entity authorized by the Board; and certification by an Oregon licensed dentist that the applicant has successfully polished the coronal surfaces of teeth with a brush or rubber cup as part of oral prophylaxis to remove stains on six (6) patients. The dental assistant must submit within six months' certification by a licensed dentist that the dental assistant is proficient to perform all the expanded function preventive duties in subsection (b). If no expanded function preventive certificate is issued within the six months, the dental assistant is no longer able to continue to perform expanded function preventive duties until EFPDA certification is achieved.

**Statutory/Other Authority: ORS 679**

**Statutes/Other Implemented: ORS 679**

**History:**

[OBD 1-2025, temporary amend filed 06/16/2025, effective 07/01/2025 through 12/27/2025](#)

[OBD 2-2024, amend filed 10/28/2024, effective 01/01/2025](#)

[OBD 2-2019, amend filed 10/29/2019, effective 01/01/2020](#)

**OBD 2-2016, f. 11-2-16, cert. ef. 3-1-17**

#### **818-042-0114**

##### **Additional Functions of Expanded Function Preventive Dental Assistants (EFPDA)**

(1) Upon successful completion of a course of instruction in a program accredited by the Commission on Dental Accreditation of the American Dental Association, or other course of instruction approved by the Board, a certified Expanded Function Preventive Dental Assistant may perform the following functions under the indirect supervision of a licensee providing that the procedure is checked by the licensee prior to the patient being dismissed:

(2) Apply pit and fissure sealants provided the patient is examined before the sealants are placed. The sealants must be placed within 45 days of the procedure being authorized by a licensee.

**Statutory/Other Authority: ORS 676**

**Statutes/Other Implemented: ORS 676 & ORS 679.600**

**History:**

OBD 1-2024, amend filed 03/08/2024, effective 05/01/2024

OBD 1-2022, amend filed 06/21/2022, effective 07/01/2022

OBD 2-2018, adopt filed 10/04/2018, effective 01/01/2019

**818-042-0090****Additional Functions of EFDAs**

Upon successful completion of a course of instruction in a program accredited by the Commission on Dental Accreditation of the American Dental Association, or other course of instruction approved by the Board, a certified Expanded Function Dental Assistant may perform the following functions under the indirect supervision of a licensee providing that the procedure is checked by the licensee prior to the patient being dismissed:

- (1) Apply pit and fissure sealants provided the patient is examined before the sealants are placed. The sealants must be placed within 45 days of the procedure being authorized by a licensee.
- (2) Apply temporary soft relines to complete dentures for the purpose of tissue conditioning.
- (3) Place retraction material subgingivally.

## **Background:**

At the June 13, 2025, Board Meeting, the Board directed staff to draft proposed language and refer OAR 818-042-0117 to the Licensing, Standards and Competency Committee for review. At the September 23, 2025, DAWSAC Meeting committee members recommended the Board consider removal of barriers to dental assistants performing these procedures.

Dr. Sharifi moved and Dr. Kalluri seconded that the Board refer Proposed Amendment to OAR 818-042-0117 as presented in Option #1 to the Licensing, Standards and Competency Committee. The motion passed with AK, SK, RS, TC, MA, OS, KS, SL, and KL voting Aye.

### **Draft Option #1 All dental assistants can obtain Phlebotomy training: OAR 818-042-0117**

#### **Initiation of IV Line and Phlebotomy Blood Draw**

#### **The Board may certify a Dental Assistant to perform the expanded function anesthesia duties below if the applicant submits a completed application, pays the certification fee and:**

- (1) Upon successful completion of a course in intravenous access or phlebotomy approved by the Board, a ~~Certified Anesthesia~~ Dental Assistant may initiate an intravenous (IV) infusion line for a patient being prepared for IV medications, sedation, or general anesthesia under the Indirect Supervision of a dentist holding the appropriate anesthesia permit.
- (2) Upon successful completion of a course in intravenous access or phlebotomy approved by the Board, a ~~Certified Anesthesia~~ Dental Assistant may perform a phlebotomy blood draw under the Indirect Supervision of a dentist. Products obtained through a phlebotomy blood draw may only be used by the dentist, to treat a condition that is within the scope of the practice of dentistry.

**Background:**

The Board discussed issues regarding dental assistants initiating/adjusting nitrous oxide administration.

Dr. Aldrich moved and Dr. Kalia seconded that the Board refer the issue of Nitrous Oxide Sedation by Dental Assistants under Direct Supervision to the Licensing, Standards and Competency Committee. The motion passed with AK, SK, RS, TC, MA, OS, KS, SL, and KL voting Aye.

**818-026-0055****Dental Hygiene, Dental Therapy and Dental Assistant Procedures Performed Under Nitrous Oxide or Minimal Sedation**

(1) Under indirect supervision, dental hygiene procedures may be performed for a patient who is under nitrous oxide or minimal sedation under the following conditions:

(a) A licensee holding a Nitrous Oxide, Minimal, Moderate, Deep Sedation or General Anesthesia Permit administers the sedative agents;

(b) The permit holder, or an anesthesia monitor, monitors the patient; or

(c) If a dental hygienist with a nitrous oxide permit administers nitrous oxide sedation to a patient and then performs authorized procedures on the patient, an anesthesia monitor is not required to be present during the time the patient is sedated unless the permit holder leaves the patient.

(d) The permit holder performs the appropriate pre- and post-operative evaluation and discharges the patient in accordance with Board rules.

(2) Under indirect supervision, a dental assistant may perform those procedures for which the dental assistant holds the appropriate certification for a patient who is under nitrous oxide or minimal sedation under the following conditions:

(a) A licensee holding the Nitrous Oxide, Minimal, Moderate, Deep Sedation or General Anesthesia Permit administers the sedative agents;

(b) The permit holder, or an anesthesia monitor, monitors the patient; and

(c) The permit holder performs the appropriate pre- and post-operative evaluation and discharges the patient in accordance with Board rules.

(3) Under indirect supervision, a dental therapist may perform procedures for which they hold the appropriate license for a patient who is under nitrous oxide or minimal sedation under the following conditions:

- (a) A licensee holding the Nitrous Oxide, Minimal, Moderate, Deep Sedation or General Anesthesia Permit administers the sedative agents;
- (b) The permit holder, or an anesthesia monitor, monitors the patient; and
- (c) The permit holder performs the appropriate pre- and post-operative evaluation and discharges the patient in accordance with Board rules

The Board discussed a request at the DAWSAC meeting to allow dental assistants who are Radiologic Proficiency Instructors to sign off on proficiency. Mr. Prisby suggested the Board make a motion to refer the issue to the Licensing, Standards and Competency Committee. Mr. Prisby offered that OBD staff would reach out to Radiation Protective Services regarding their rules about which providers may sign off on proficiency, including Dental Therapists.

Ms. Ludwig moved and Dr. Kalluri seconded that the Board refer the issue of allowing dental assistants who are Radiologic Proficiency Instructors to sign off on proficiency to the Licensing, Standards and Competency Committee. The motion passed with AK, SK, RS, TC, MA, OS, KS, SL, and KL voting Aye.

### 333-106-0055

#### **General Requirements: X-ray Operator Training**

(1) The registrant shall assure that individuals who will be operating the X-ray equipment by physically positioning patients or animals, determining exposure parameters, or applying radiation for diagnostic purposes shall have adequate training in radiation safety.

(a) Radiation safety training records shall be maintained by the registrant for each individual who operates X-ray equipment. Records must be legible and meet the requirements in OAR 333-120-0690.

(b) When requested by the Authority, radiation safety training records shall be made available.

(2) Dental X-ray operators who meet the following requirements are considered to have met the requirements in section (1) of this rule:

(a) Currently licensed by the Oregon Board of Dentistry as a dentist, dental therapist, or dental hygienist; or

(b) Is a dental assistant who is certified by the Oregon Board of Dentistry in radiologic proficiency.

(c) Dental radiology students in an approved Oregon Board of Dentistry dental radiology course are permitted to take dental radiographs on human patients during their clinical training, under the direct supervision of a dentist, dental therapist, or dental hygienist currently licensed, or a dental assistant who has been certified in radiologic proficiency by the Oregon Board of Dentistry.

(3) Veterinary X-ray operators who meet the following requirements are considered to have met the requirements in section (1) of this rule:

- (a) Currently licensed by the Oregon Veterinary Medical Examining Board as a veterinarian or a certified veterinary technician.
- (b) Veterinary students enrolled in a radiology course approved by the Oregon Veterinary Medical Examining Board are permitted to take radiographs on animal patients during their clinical training under the direct supervision of a veterinarian or a certified veterinary technician who is currently licensed.
- (4) Diagnostic medical X-ray operators who meet the following requirements are considered to have met the requirements of section (1) of this rule:
  - (a) Holds a current license from the Oregon Board of Medical Imaging; or
  - (b) Holds a current limited X-ray machine operator permit from the Oregon Board of Medical Imaging; or
  - (c) Is a student in an approved school of Radiologic Technology as defined in ORS 688.405 while practicing Radiologic Technology under the direct supervision of a radiologist who is currently licensed with the Oregon Medical Board or a radiologic technologist who is licensed with the Oregon Board of Medical Imaging; or
  - (d) Is a student in an Oregon Board of Medical Imaging approved limited permit program under a radiologic technologist who is licensed by the Oregon Board of Medical Imaging.
- (5) All other types of X-ray operators must have completed an Authority approved radiation use and safety course.
- (6) At a minimum, an Authority approved training course shall cover the following subjects:
  - (a) Nature of X-rays:
    - (A) Interaction of X-rays with matter;
    - (B) Radiation units;
    - (C) X-ray production;
    - (D) Biological effects of X-rays; and
    - (E) Risks of radiation exposure.
  - (b) Principles of the X-ray machine:
    - (A) External structures and operating console;
    - (B) Internal structures:

- (i) Anode; and
- (ii) Cathode.
- (C) Operation of an X-ray machine;
- (D) Tube warm up;
- (E) Factors affecting X-ray emission:
  - (i) mA;
  - (ii) kVp;
  - (iii) Filtration; and
  - (iv) Voltage waveform.
- (c) Principles of radiation protection:
  - (A) Collimation;
  - (B) Types of personal protection equipment and who must wear it;
  - (C) ALARA;
  - (D) Time, distance, shielding;
  - (E) Operator safety;
  - (F) Personal dosimetry:
    - (i) Types of dosimetry;
    - (ii) Proper placement of dosimetry; and
    - (iii) Situations that require dosimetry.
  - (G) Occupational and non-occupational dose limits.
- (d) Radiographic technique:
  - (A) Factors affecting technique choice:
    - (i) Thickness of part;
    - (ii) Body composition;
    - (iii) Pathology; and
    - (iv) Film versus computed radiography (CR) and digital radiography (DR).
  - (B) How to develop an accurate chart;

- (C) Low dose techniques;
- (D) Pediatric techniques (does not apply to veterinary); and
- (E) AEC Techniques.
- (e) Darkroom:
  - (A) Safelights;
  - (B) Chemical storage;
  - (C) Film storage; and
  - (D) Darkroom cleanliness.
- (f) Image processing:
  - (A) Automatic film processing;
  - (B) Dip tank film processing;
  - (C) Computed radiography (CR) processing; and
  - (D) Digital radiography (DR) processing.
- (g) Image critique:
  - (A) Reading room conditions;
  - (B) Light box conditions;
  - (C) Image identification;
  - (D) Artifacts;
  - (E) Exposure indicators for CR and DR;
  - (F) Technical parameter evaluation; and
  - (G) Positioning evaluation.
- (h) Veterinary X-ray use (for veterinary courses only):
  - (A) Types of animal restraints;
  - (B) Small animal versus large animal;
  - (C) Film holders; and
  - (D) Portable X-ray machine safety.

(i) Applicable federal and state radiation regulations including those portions of chapter 333, divisions 100, 101, 103, 106, 111, 120, and 124.

(7) In addition to the training outlined in section (6) of this rule, medical X-ray equipment operators using diagnostic radiographic equipment on human patients, and who are not regulated by the Oregon Board of Medical Imaging, must have 100 hours or more of instruction in radiologic technology including, but not limited to:

(a) Anatomy physiology, patient positioning, exposure and technique; and

(b) Appropriate types of X-ray examinations that the individual will be performing; and in addition

(c) Receive 200 hours or more of X-ray laboratory instruction and practice in the actual use of an energized X-ray unit, setting techniques and practicing positioning of the appropriate diagnostic radiographic procedures that they intend to administer.

(8) All X-ray operators shall be able to demonstrate competency in the safe use of the X-ray equipment and associated X-ray procedures.

(9) When required by the Authority, applications training must be provided to the operator before use of X-ray equipment on patients.

(a) Records of this training must be maintained and made available to the Authority for inspection.

(b) The training may be in any format such as hands-on training by a manufacturer's representative, video or DVD instruction, or a training manual.

(10) X-ray equipment operators who have received their radiation safety training outside of Oregon will be considered to have met the training requirements in section (5) of this rule, if the Authority's or applicable Oregon Licensing Board's evaluation of their training or training and experience, reveals that they substantially meet the intent of section (6) of this rule.

## 333-106-0060

### General Requirements: Radiation Use and Safety Instructor Qualifications

The training required in OAR 333-106-0055(1) must be taught by an Authority approved instructor. Approval will be based upon the following criteria.

(1) A medical use and safety instructor is an individual who is currently:

(a) Licensed as a Radiologic Technologist and approved as an education provider by the Oregon Board of Medical Imaging; or

(b) A dental radiation use and safety instructor is an individual who is currently licensed by the Oregon Board of Dentistry as a dentist, hygienist, or has been approved by the Oregon Board of Dentistry as a radiation use and safety instructor.

(2) A veterinarian radiation use and safety instructor is an individual who is currently: (a) Licensed by the Oregon Veterinary Medical Examining board as a Veterinarian, or a Veterinary Technician; or

(b) Is currently licensed as a Radiologic Technologist by the Oregon Board of Medical Imaging, and has completed training specific to veterinarian radiography, including training in animal restraint, and has a minimum of two years of experience in taking veterinary radiographs.

(3) On a case by case basis, if an evaluation by the Authority reveals the individual has alternative qualifications that are substantially equivalent to the qualifications listed in subsections (1)(a), (1)(b), (2)(a) or (2)(b) of this rule or is an individual who is qualified under OAR 333-106-0005(80) as a qualified expert, or OAR 333-101-0230 as a Hospital Radiology Inspector.

Oregon Board of Dentistry  
Unit 23  
PO Box 4395  
Portland, Oregon 97208-4395  
(971) 673-3200

**APPLICATION FOR APPROVAL AS AN INSTRUCTOR  
IN RADIOLOGIC PROFICIENCY FOR DENTAL ASSISTANTS  
Instructor Permit Fee \$40**

NAME OF PERSON CONDUCTING COURSE:  
(NAME OF SCHOOL AFFILIATED WITH, IF APPLICABLE)

\_\_\_\_\_

MAILING ADDRESS: \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Phone \_\_\_\_\_ Email \_\_\_\_\_

*(Please provide contact information that is approved for public use, as this will appear on the list of Board-approved instructors and is widely distributed. Dental assistants in search of an instructor may contact you to inquire about taking your course.)*

PLEASE LIST QUALIFICATIONS BELOW AND SUBMIT COPIES OF CURRENT LICENSES AND/OR CERTIFICATES THAT APPLY:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

INSTRUCTOR QUALIFICATIONS:

Instructors should have background in and current knowledge of dental radiology and shall have passed either the American Dental Association's National Board examination or the Radiation Health and Safety examination conducted by the Dental Assisting National Board (DANB).

**Applicants must have the following credentials:**

- Dentist with an Oregon license; or
- Dental Therapist with an Oregon license; or
- Dental Hygienist with an Oregon license; or
- Dental Assistant holding an Oregon Certificate of Radiological Proficiency held for a minimum of two years (must be submitted with application) **and:**
  - Verification of continuous employment for the past two years as a chairside assistant or in an educational setting with taking of radiographs as a primary function (must be submitted with application).
  - Verification of passage of the Radiation Health & Safety Examination (must be submitted with application).

You may obtain information about the written Radiation Health and Safety Examination from DANB by calling 1-800-367-3262, or at DANB.org

I certify this application is correct and agree to teach the course to the goals and objectives outline provided in the course description.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**OREGON BOARD OF DENTISTRY  
1500 SW 1<sup>st</sup> AVE  
SUITE 770  
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**RADIATION USE AND SAFETY COURSE FOR DENTAL ASSISTANTS**

**I. COURSE DESIGN and REQUIRED COMPONENTS**

This course should be presented in a series of lectures and discussion followed by a practical application of principles in the dental setting.

All persons taking radiographs shall follow the correct infection control protocol.

This course offers instruction regarding operator training as required by the State of Oregon, Health Division, "Rules for the Control of Radiation:"

*OAR 333-106-0055 (1) The registrant shall assure that individuals who will be operating the X-ray equipment shall have adequate training in radiation safety. Adequate training in radiation safety means instruction in the following subjects:*

- (a) Nature of X-rays*
- (A) Interaction of X-rays with matter*
- (B) Radiation units*
- (b) Principles of the X-ray machine*
- (D) Biological effects of X-ray*
- (c) Principles of radiation protection*
- (C) Low dose techniques*
- (i) Applicable federal and state radiation regulations including those portions of chapter 333, divisions 100, 101, 103, 106, 111, 120, and 124.*
- (e) Darkroom and film processing*
- (g) Image critique*

**Required Course Components**

This course must include sufficient material and allotted time to adequately cover the requirements of OAR 333-106-0055 as explained above and sufficient information regarding techniques of dental radiology to assure that the dental assistant can practice safely in the dental office and in accordance with all Oregon laws and rules regarding operation of x-ray machines and taking of radiographs on actual patients.

This course is only one of three parts necessary to receive an Oregon Certificate of Radiological Proficiency. Oregon Administrative Rule 818-042-0060 states the three steps to obtaining a certificate:

- *Completes a course of instruction approved by the Oregon Board of Dentistry, in accordance with OAR 333-106-0055 or submits evidence that the Oregon Health Authority, Center for Health Protection, Radiation Protection Services recognizes that the equivalent training has been successfully completed;*
- *Passes the written Dental Radiation Health and Safety Examination administered by the Dental Assisting National Board, Inc. (DANB), or comparable exam administered by any other testing entity authorized by the Board, or other comparable requirements approved by the Oregon Board of Dentistry; and*
- *Certification by an Oregon licensee that the assistant is proficient to take radiographs.*

### **Suggested Texts:**

"Radiographic Imaging for Dental Auxiliaries", Third Edition, Miles.  
"Fundamentals of Dental Radiography", Third Edition, Manson-Hing.  
"Radiology for Dental Auxiliaries", Seventh Edition, Frommer.

### **(g) INSTRUCTOR QUALIFICATIONS**

Instructors should have background in and current knowledge of dental radiology, and shall have passed either the American Dental Association's National Board examination or the Radiation Health and Safety examination conducted by the Dental Assisting National Board (DANB). Instructor must have one of the following credentials:

- Dentist with an Oregon license; or
- Dental Therapist with an Oregon License; or
- Dental Hygienist with an Oregon license; or
- Dental Assistant holding an Oregon Certificate of Radiological Proficiency and continuous employment for the past two years as a chairside assistant or in an educational setting with taking of radiographs as a primary function.

## **III. APPROVED CURRICULUM**

### **A. THE DISCOVERY AND HISTORY OF X-RADIATION**

#### Instructional Goals:

The goal is to develop knowledge and understanding of the discovery, adaptation and use of x-radiation and to relate this information directly and/or indirectly to patient and operator "Radiation Health and Safety."

To meet this goal the dental auxiliary will be able to:

1. Name the discoverer of x-radiation and the date this discovery was made;
2. Describe the early use and experimentation with x-radiation for dentistry in America and Europe; and
3. Describe the physiological effects of x-radiation on those who first worked with radiation and the effects on operators today.

## **B. RADIATION PHYSICS**

*Relates to OAR 333-106-0055 (1) (a) Nature of x-rays; (b) Interaction of x-rays with matter; and (f) Principles of radiation protection.*

### Instructional Goals:

The goal is to develop understanding and knowledge of the physical properties of radiation and its interaction with other matter and to relate this information directly and/or indirectly to patient and operator "Radiation Health and Safety."

To meet this goal the dental auxiliary will be able to:

1. Describe the detailed structure of an atom;
2. Explain the ionizing process and name two types of ionizing radiation;
3. Describe the characteristics of electromagnetic radiation and relate this information to a diagram or picture of the spectrum;
4. Explain the inverse square law and how it is applied in dental radiology;
5. Compare the properties of x-radiation with those of light;
6. Describe the difference of x-ray absorption between lead and acrylic; and
7. Explain the difference between primary and secondary radiation.

## **C. BIOLOGICAL EFFECTS OF RADIATION AND X-RAY PROTECTION**

*Relates to OAR 333-106-0055 (1) (C) Low dose techniques Biological effects of x-rays; (D) Biological effects of x-rays; and (i) Applicable radiation regulation.*

### Instructional Goals:

The goal is to develop understanding of the biological effects of x-radiation, knowledge of protective devices and skill in the use of "Regulations for Control of Radiation" of the State of Oregon and to relate this information directly and/or indirectly to patient and operator "Radiation Health and Safety."

To meet this goal the dental auxiliary will be able to:

1. Describe the short and long range biological effects of radiation on living cells and tissues according to:
  - a. least and most sensitive tissues
  - b. acute and chronic exposure
  - c. latent period
  - d. cumulative effects;
2. Describe the nature, application and protective results of the following:
  - a. long versus short cone
  - b. collimator
  - c. aluminum filter
  - d. speed factor of the film
  - e. lead apron with or without a cervical collar;
3. Describe the implications of film distance;
4. Describe the appropriate design and wall structure of operatories;
5. Describe proper operator techniques needed to prevent operator exposure;
6. Explain the use of the film badge;
7. Explain the importance of an accurate and recent health history and describe conditions that would limit patient exposure;
8. Describe precautions necessary for a pregnant patient or operator at various stages of the pregnancy;
9. Demonstrate an understanding of the need to reduce errors and film retakes; and
10. Explain the reasons for a "radiation survey" and list the "Oregon State Safety Rules."

#### **D. THE DENTAL X-RAY UNIT**

*Relates to OAR 333-106-0055 (1) (B) Radiation units; and (b) Principles of the x-ray machine.*

##### Instructional Goals:

The goal is to develop understanding and knowledge of the components that are essential for generation and control of x-radiation and to relate this information directly and/or indirectly to patient and operator "Radiation Health and Safety."

To meet this goal the dental auxiliary will be able to:

1. Identify the primary source of energy for an x-ray machine;
2. Define voltage and amperage;
3. Explain the use of the transformer;
4. Label all the components of the x-ray tube on a diagram;
5. Explain how high voltage electrical current affects the cathode and anode;
6. Identify the main source of electrons in the x-ray tube and explain why a transformer is needed;
7. Describe "thermionic emission effect;"
8. Label a diagram showing the conversion of electrical energy to x-radiation; and
9. Explain radiation units, i.e., sieverts and grays.

#### **E. DENTAL X-RAY MACHINE FUNCTION/OPERATION**

*Relates to OAR 333-106-0055 (1) (b) Principles of the x-ray machine.*

##### Instructional Goals:

The goal is to develop knowledge and skill in the function and operation of the three basic parts of the x-ray machine: the control panel, tube head and indicating device and to relate this information directly and/or indirectly to patient and operator "Radiation Health and Safety."

To meet this goal the dental auxiliary will be able to:

1. Demonstrate and explain the operation of the control panel and exposure switch, timer calibration in impulses;
2. Demonstrate horizontal and vertical angulation;
3. Discuss the advantages and disadvantages of the following indicating devices:
  - a. closed cone
  - b. short and long cylinder
  - c. rectangular indicator
4. Demonstrate manipulation of the indicating device.

#### **F. DENTAL X-RAY FILM**

*Relates to OAR 333-106-0055 (1) (C) Low dose techniques.*

##### Instructional Goals:

The goal is to develop knowledge of the characteristics of the x-ray film base and emulsion and skill in handling the different sizes of screen and non-screen films, storage and record keeping and to relate this information directly and/or indirectly to patient and operator "Radiation Health and Safety."

To meet this goal the dental auxiliary will be able to:

1. Identify screen and non-screen film and describe their use;
2. Identify various sizes of intra and extra oral film and describe the appropriate uses for each size;
3. Describe the advantages and disadvantages of low, high and ultra speed films;
4. Define and describe film base and emulsion;

5. Explain the reaction of the emulsion to exposure to an x-ray beam;
6. Identify other sources of energy that also affect film emulsion;
7. Differentiate between paper and polyester packets and explain the color coding;
8. Describe film shelf-life according to storage conditions;
9. Describe the uses of double-file packets; and
10. Explain the use and composition of duplicating film.

## **G. INTRA-ORAL RADIOGRAPHIC TECHNIQUES**

### Instructional Goals:

The goal is to develop skill in the intra-oral placement of film and cone positioning, using both paralleling and bisecting techniques, to produce diagnostic quality radiographs of both adult and child dentition and to relate this information directly and/or indirectly to patient and operator "Radiation Health and Safety."

To meet this goal the dental auxiliary will be able to:

1. Demonstrate an understanding of tooth anatomy and alignment., Especially as it relates to the long axis of teeth, proximal contacts, occlusal relationships, root positions and root length;
2. Demonstrate knowledge and correct placement of various types of film holders and tabs;
3. Select appropriate film size for specific exposures and according to the patient's mouth;
4. Select the appropriate exposure time, ma and kvp based upon physiological variables;
5. Demonstrate proper film placement and cone positioning for each film in a full-mouth series according to paralleling and bisecting techniques;
6. Demonstrate the ability to adapt film placement and cone positioning when oral anatomy interferes with standard techniques;
7. Utilize all safety techniques previously learned to reduce radiation exposure to both the operator and patient;
8. Identify exposure errors in processed film;
9. Describe measures needed to correct exposure errors; and
10. Demonstrate all of the above points by exposing 4 fmx's on dexter.

## **H. THE DARKROOM**

*Relates to OAR 333-106-0055 (1) (e) Darkroom.*

### Instructional Goals:

The goal is to become familiar with darkroom equipment and supplies and to develop skill in darkroom maintenance and to relate this information directly and/or indirectly to patient and operator "Radiation Health and Safety."

To meet this goal the dental auxiliary will be able to:

1. Explain the nature and purpose of the safe light and describe the results of light "leaks";
2. Describe the structure, arrangement and general contents of processing tanks;
3. Describe the chemical components of developing and fixing solutions, explaining the differences between powder and liquid concentrates;
4. Describe how solutions become exhausted and how often additional chemicals can be added to old solutions to replenish them;
5. Explain the need for changing solutions and cleaning tanks;
6. Explain the need for water circulation and temperature control;
7. Demonstrate use of film holders; and
8. Describe the advantages and disadvantages of automatic film processing.

## **I. FILM PROCESSING AND MOUNTING**

*Relates to OAR 333-106-0055 (1) (e) Darkroom.*

### Instructional Goals:

The goal is to develop knowledge and skill in the processing and mounting of dental radiographs and to relate this information directly and/or indirectly to patient and operator "Radiation Health and Safety."

To meet this goal the dental auxiliary will be able to:

1. List the four basic steps in film processing;
2. Describe the effects of time and temperature variables during processing on dental x-ray film;
3. Demonstrate the ability to properly unwrap and clamp film to processing holders, properly labeling each holder;
4. Properly process exposed film according to the process described in items "1" and "2" above;
5. Identify processing errors when present and how to correct them;
6. Select an appropriate film mount for the number and type of processed radiographs;
7. Mount dental radiographs correctly to arch, quadrant and tooth sequence;
8. Identify and correct errors in film mounting and explain possible consequences of those errors; and
9. Describe the use and maintenance of view boxes.

## **J. RADIOGRAPHIC INTERPRETATION**

*Relates to OAR 333-106-0055 (1) (g) Image critique.*

### Instructional Goals:

The goal is to develop knowledge and skill in identifying diagnostic qualities of radiographs; recognition of normal and abnormal oral conditions; and to understand the ethical and legal implications of radiographs and to relate this information directly and/or indirectly to patient and operator "Radiation Health and Safety."

To meet this goal the dental auxiliary will be able to:

1. Describe and identify the following radiographic qualities and list the basic factors which can influence these qualities:
  - a. density
  - b. contrast
  - c. image sharpness and shape
  - d. shadow casting
2. When given a film that is not diagnostic relative to factors listed in item number 1 (above), identify the errors and describe the causes;
3. Relate exposure errors to radiographic interpretations;
4. Identify major oral landmarks and normal oral conditions on radiographs; and
5. Describe the legal and ethical implications of dental radiographs according to:
  - a. the dental history and record
  - b. treatment planning
  - c. ownership
  - d. patient identification
  - e. referral/ consultation
  - f. disagreement/ legal action

## **K. ADDITIONAL RADIOGRAPHIC TECHNIQUES**

### Instructional Goals:

The goal is to develop knowledge and skill in additional radiographic techniques and to relate this information directly and/or indirectly to patient and operator "Radiation Health and Safety."

To meet this goal the dental auxiliary will be able to demonstrate techniques used for periapical film placement other than the use of a film holder with cone guide and describe advantages and disadvantages of each of the following:

1. Cotton roll/ hand-held,
2. Hemostat,
3. Bite blocks (wood and plastic); and
4. Snap-a-Ray

## **L. BASIC SKILL DEVELOPMENT**

### Instructional Goals:

The student will be able to ensure mastery of previously learned information and skills and increase proficiency and efficiency and to relate this information directly and/ or indirectly to patient and operator "Radiation Health and Safety."

To meet this goal the dental auxiliary will be able to:

1. Correctly identify major oral landmarks as seen on any intra or extra oral film;
2. Analyze the quality of dental radiographs relative to exposure and development and describe corrections as needed;
3. Demonstrate the ability to expose periapical and bitewing film on manikins, using techniques previously taught;
4. Increasing accuracy and speed on all skills; and
5. Demonstrate the ability to solve problems independently.

## **M. DENTAL RADIOGRAPHY FOR PATIENTS**

### Instructional Goals:

The goal is to apply all previously learned knowledge and skills to the exposure and development of patient dental radiographs and to relate this information directly and/or indirectly to "Radiation Health and Safety."

To meet this goal the dental auxiliary will be able to:

1. Read and correctly interpret an order from a dentist requesting patient x-rays;
2. Read, interpret and correctly respond to items found in the patient's medical and dental histories as related to radiology;
3. Demonstrate consistent application of standards as described in the Oregon Health Division publication "Oregon Rules for the Control of Radiation;"
4. Demonstrate consistent understanding and application of the principles of safety and the prevention of disease transmission;
5. Demonstrate understanding of the Oregon rules and regulations that apply to dental radiography;
6. Demonstrate professional courtesy and standards when working with patients;

7. Place, expose, develop and mount radiographs utilizing increasing proficiency and efficiency, especially as related to:
  - a. correct patient management
  - b. selection of film and technique
  - c. unit settings
  - d. correct film placement and exposure to reduce the number of needed retakes
  - e. correct processing and mounting of film;
8. Identify errors and make corrections on needed retakes;
9. Record all important information in the patient's chart at the time of appointment and obtain necessary signatures;
10. Demonstrate film placement and stabilization in edentulous areas; and
11. Select and expose films utilizing various film placement and tube angulation to meet a specific problem, i.e.:
  - a. crowded or overlapping teeth
  - b. excessively long roots
  - c. impacted teeth
  - d. small mouth/constricted arch
  - e. shallow palate/floor of the mouth
  - f. presence of tori
  - g. small child, age 4 or under

## **N. ALTERNATIVE RADIOGRAPHIC TECHNIQUES**

### Instructional Goal:

The goal is to develop knowledge and skill in alternative radiographic techniques and to relate this information directly and/or indirectly to patient and operator "Radiation Health and Safety."

To meet this goal the dental auxiliary will be able to:

1. Describe occlusal film technique according to type of film, placement and exposure Angulation;
2. Identify and describe situations where occlusal film would be appropriate;
3. Compare diagnostic usefulness of occlusal film compared to periapical film. Identify the various essential parts of a panoramic machine;
4. Describe the advantages and disadvantages of panoramic film;
5. Load and unload panoramic film cassettes;
6. Properly position patients of varying ages and sizes in the panoramic chair and unit and expose the film;
7. Identify panoramic film problems and describe needed corrective measures;
8. Describe additional extra-oral film techniques and their uses;
9. Describe dental radiographic procedures used in endodontics procedures and explain how root images can be separated; and
10. Correctly expose radiographs using distal oblique and mandibular third molar techniques.

## **O. PATIENT MANAGEMENT**

### Instructional Goal:

The goal is to develop awareness and skill in patient management needed to obtain diagnostic dental radiographs and to relate this information directly and/or indirectly to patient and operator "Radiation Health and Safety."

To meet this goal the dental auxiliary will be able to:

1. Explain the importance of communicating with the patient at an understandable level, including:
  - a. explaining why disabled patients and geriatric patients must be treated with courtesy and respect;
  - b. describing "show and tell" method of communication.
  - c. explaining why the operator should pay attention to the patient during radiography.
2. Discuss patient management problems and techniques associated with:
  - a. the very young
  - b. the elderly
  - c. patients who are afraid or uncooperative
  - d. the handicapped patient.
3. Discuss the questions patients ask about dental radiography and how some questions can be answered by the auxiliaries and others only by the dentist.

## **P. BASIC RADIOGRAPHIC INTERPRETATION**

### Instructional Goal:

The goal is to develop introductory level knowledge and skill in the interpretation of radiographic findings and to relate this information directly and/or indirectly to patient and operator "Radiation Health and Safety."

To meet this goal the dental auxiliary will be able to:

1. Identify unerupted and missing teeth of both primary and permanent dentition;
2. Identify in general terms the type of dental work present in the mouth;
3. Locate and describe oral lesions according to radiolucency, capacity, size and location; and
4. Demonstrate correct charting and recording of radiographic findings as directed by the dentist.

**818-042-0060**

**Certification — Radiologic Proficiency**

(1) The Board may certify a dental assistant in radiologic proficiency by credential in accordance with OAR 818-042-0120, or if the assistant:

(2) Submits an application on a form approved by the Board, pays the application fee and:

(a) Completes a course of instruction approved by the Oregon Board of Dentistry, in accordance with OAR 333-106-0055 or submits evidence that the Oregon Health Authority, Center for Health Protection, Radiation Protection Services recognizes that the equivalent training has been successfully completed;

(b) Passes the written Dental Radiation Health and Safety Examination administered by the Dental Assisting National Board, Inc. (DANB), or comparable exam administered by any other testing entity authorized by the Board, or other comparable requirements approved by the Oregon Board of Dentistry; and

(c) Certification by an Oregon **licensee** that the assistant is proficient to take radiographs.



**FOR IMMEDIATE RELEASE**

## **CDCA-WREB-CITA and ADEX Finalize Merger to Form the American Board of Dental Examiners**

(Washington, DC) The organizations behind the most widely accepted dental licensure exam in the United States have officially merged. CDCA-WREB-CITA, the nation's leading dental exam administrator, and the American Board of Dental Examiners (ADEX), developer of the national ADEX licensure exams, are now combined under a single entity: the American Board of Dental Examiners.

Merger plans announced earlier this summer were overwhelmingly approved by the governing bodies of both non-profit organizations this month.

Together, these two organizations currently serve 98% of dental licensure candidates and 85% of dental hygiene licensure candidates in the U.S. through the ADEX examination, administered at every dental school in the country. The merger reflects a shared commitment to a comprehensive, modern, reliable clinical exam process while preserving the essential role of state dental boards in establishing the national licensure exam standards. The American Board of Dental Examiners will both develop and administer national examinations for initial licensure in dentistry in the same way that its counterparts in medicine and nursing have for decades.

### **A Proven Partnership**

The organizations share a rich history of innovation and collaboration.

ADEX was formed in 2004 to create a nationally recognized exam deliverable by all testing agencies. ADEX works closely with dental boards and educators to align content with evolving professional standards. Recognizing the need to make the initial licensure examination process uniform for the dental professions through a single psychomotor performance exam, CDCA-WREB-CITA was established in the merger of three regional testing agencies in 2021 and 2022. Today, CDCA-WREB-CITA is the only provider of the ADEX Examination.

Together, CDCA-WREB-CITA and ADEX pioneered the manikin-based CompeDont™ examination in 2020 and 2021, setting a new standard in patient safety, fidelity, and examination reliability.

“Through the unification of ADEX with CDCA-WREB-CITA, licensing jurisdictions can now confidently protect their citizens with a comprehensive, respected exam that is psychometrically sound and administered consistently across the United States and internationally. It has been my honor to help realize this achievement which marks a transformative milestone for dental professionals everywhere, ensuring excellence,

mobility, and public trust,” noted Dr. Conrad McVea, Chair of the new ADEX Council on Examinations.

ADEX is now required or recognized by law for licensure in nearly every U.S. jurisdiction, including the U.S. Virgin Islands and Puerto Rico, and it is growing internationally, with exam locations in Mexico, Canada, Jamaica, and new expansion into Saudi Arabia.

## Meeting New Challenges

“The new American Board of Dental Examiners is uniquely positioned to bring the dental community the uniform competency standards it has sought for decades. With exceptionally strong relationships with dental boards and educational programs nationwide, we will continue to do the hard work that allows these dedicated professionals to protect the public while offering broad geographic licensure portability and additional access to care,” explained Dr. Mark Armstrong, Chair of the new organization.

The change brings expanded opportunities for state board participation in test development. Each member dental board will appoint a dentist and a dental hygienist, significantly increasing representation, particularly for dental hygiene professionals.

The merger will also be reflected in a new organizational logo and updated branding. The unified organization will use [www.adextesting.org](http://www.adextesting.org) for its website and email addresses—platforms already familiar to most stakeholders.

The new organization will focus on further streamlining exam development and delivery, strengthening national and international relationships, and ensuring that every component of the dental licensure process, from scoring to candidate experience, reflects the highest standards of fairness, competence, and public protection.

The American Board of Dental Examiners will hold its Annual Meeting and Educators Conference in October as part of the Dental Testing and Regulatory Summit in Grapevine, Texas, marking the beginning of this next chapter in advancing national licensure standards.

For additional information, contact:

Stephanie Beeler  
Director of Communications, Board Affairs & Events  
443-270-3090  
[sbeeler@adextesting.org](mailto:sbeeler@adextesting.org)

**818-035-0072**

**Restorative Functions of Dental Hygienists**

(1) The Board shall issue a Restorative Functions Endorsement (RFE) to a dental hygienist who holds an unrestricted Oregon license, and has successfully completed:

(a) A Board approved curriculum from a program accredited by the Commission on Dental Accreditation of the American Dental Association or other course of instruction approved by the Board, and successfully passed the ~~GDCA-WREB-CITA's~~ [ADEX](#) Dental Hygiene Restorative Examination or other equivalent examinations approved by the Board within the last five years; or

(b) If successful passage of the ~~GDCA-WREB-CITA's~~ [ADEX](#) Dental Hygiene Restorative Examination or other equivalent examinations approved by the Board occurred over five years from the date of application, the applicant must submit verification from another state or jurisdiction where the applicant is legally authorized to perform restorative functions and certification from the supervising dentist of successful completion of at least 25 restorative procedures within the immediate five years from the date of application.

(2) A dental hygienist may perform the placement and finishing of direct restorations, except gold foil, under the indirect supervision of a licensed dentist, after the supervising dentist has prepared the tooth (teeth) for restoration(s):

(a) These functions can only be performed after the patient has given informed consent for the procedure and informed consent for the placement of the restoration(s) by a Restorative Functions Endorsement dental hygienist;

(b) Before the patient is released, the final restoration(s) shall be checked by a dentist and documented in the chart.

**818-042-0095**

**Restorative Functions of Dental Assistants**

(1) The Board shall issue a Restorative Functions Certificate (RFC) to a dental assistant who holds an Oregon EFDA Certificate, and has successfully completed:

(a) A Board approved curriculum from a program accredited by the Commission on Dental Accreditation of the American Dental Association or other course of instruction approved by the Board, and successfully passed the ~~GDCA-WREB-CITA's~~ [ADEX](#) Dental Hygiene Restorative Examination or other equivalent examinations approved by the Board within the last five years, or

(b) If successful passage of the ~~GDCA-WREB-CITA's~~ [ADEX](#) Dental Hygiene Restorative Examination or other equivalent examinations approved by the Board occurred over five years from the date of application, the applicant must submit verification from another state or jurisdiction where the applicant is legally authorized to perform restorative functions and certification from the supervising dentist of successful completion of at least 25 restorative procedures within the immediate five years from the date of application.

(2) A dental assistant may perform the placement and finishing of direct restorations, except gold foil, under the indirect supervision of a licensed dentist, after the supervising dentist has prepared the tooth (teeth) for restoration(s):

(a) These functions can only be performed after the patient has given informed consent for the procedure and informed consent for the placement of the restoration by a Restorative Functions dental assistant.

(b) Before the patient is released, the final restoration(s) shall be checked by a dentist and documented in the chart.

# Senate Bill 1552

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Senate Interim Committee on Education for Senator Michael Dembrow)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

- Digest: Makes many changes to the education laws of this state. (Flesch Readability Score: 69.7).
- Establishes a youth advisory council. Prescribes the membership and duties of the council. Directs the Department of Education to establish a work group to develop standards for the council.
- Directs the department to collect course-level completion and grade data for all public school students in grades 6 through 12. Prescribes requirements related to the use of data, including making data available to the Higher Education Coordinating Commission for direct admissions.
- Directs the Legislative and Policy Research Office to conduct a study on the Quality Education Model and the state's system of financing public education for kindergarten through grade 12.
- Changes the entity that makes determinations related to the Oregon Opportunity Grant program to the commission. Requires that all changes to the program related to the calculation of grant amounts be done by rule.
- Modifies calculations of funding for the Youth Corrections Education Program and the Juvenile Detention Education Program. Directs the department to establish a target funding level for programs. Authorizes the department to transfer moneys from the Statewide Education Initiatives Account for the purpose of meeting the target funding level.
- Expands the authority of the commission to enter into contracts or agreements for Oregon's Open Educational Resources (OER) Program.
- Clarifies the requirements for school district policies related to short-acting opioid antagonists.
- Modifies the membership requirements of the Educator Advancement Council, the scope of duties of the council and the requirements of certain grants awarded by the council.
- Directs the commission to convene a work group to conduct a study related to evidence-based corequisite student support models.
- Directs the commission to establish and administer a pilot program related to applied baccalaureate degrees.
- Clarifies the eligibility of part-time faculty members at a public institution of higher education to receive employee-only health care benefits.
- Directs the commission to conduct a study related to the forestry workforce.
- Exempts from public meetings laws meetings of certain subcommittees of the Transfer Council.
- Allows a person, prior to beginning an education, a training or an apprenticeship program for an occupational or a professional license, to petition a licensing board, a commission or an agency for a determination as to whether a criminal conviction or qualifying juvenile adjudication will prevent the person from receiving the license.
- Repeals sections related to the repealed Early Success Reading Initiative.
- Takes effect July 1, 2024.

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## A BILL FOR AN ACT

Relating to education; creating new provisions; amending ORS 171.857, 192.690, 326.695, 327.026, 327.254, 339.869, 342.940, 348.205, 348.260, 348.520, 348.752, 348.910, 350.075, 350.355 and 670.280; repealing ORS 326.700, 326.712, 329.832 and 329.837; and prescribing an effective date.

**Be It Enacted by the People of the State of Oregon:**

## YOUTH ADVISORY COUNCIL

**SECTION 1. (1) The Department of Education shall establish a work group to develop standards that are used to select the members of the youth advisory council established by**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 section 4 of this 2024 Act.

2 (2) The work group shall consist of members selected by the Department of Education  
3 in consultation with the Youth Development Division, the Oregon Health Authority and the  
4 Racial Justice Council.

5 (3) To the greatest extent practicable, the work group shall consist of:

6 (a) Youth representing tribal youth councils;

7 (b) Youth representing youth and student leadership organizations;

8 (c) Youth participating in alternative education pathways;

9 (d) Youth from immigrant and refugee communities;

10 (e) Individuals representing culturally and ethnically specific community-based organiza-  
11 tions, including organizations that assist immigrant and refugee communities;

12 (f) Individuals who are administrators, teachers and other school staff who support youth  
13 and student leadership in public schools, including education service districts, school dis-  
14 tricts, schools and youth reengagement programs;

15 (g) Youth who serve as advisors to the State Board of Education or serve on Department  
16 of Education work groups related to student success initiatives;

17 (h) Youth who serve on the Youth Development Council or who participate in Youth  
18 Development Division programs;

19 (i) Youth who serve on Oregon Health Authority work groups;

20 (j) Youth who serve on Racial Justice Council work groups; and

21 (k) Additional members identified and recommended by the work group, in consultation  
22 with the Department of Education.

23 (4) Members of the work group selected as provided by subsection (3) of this section must  
24 consist of individuals who:

25 (a) Have lived experiences with, or a demonstrated understanding of, issues facing per-  
26 sons who are from racial or ethnic communities that historically have been, or currently are,  
27 underrepresented or underserved, including communities for which a statewide education  
28 plan has been developed and implemented;

29 (b) Have lived experiences with, or a demonstrated understanding of, issues facing per-  
30 sons who identify as lesbian, gay, bisexual, transgender, queer, two-spirit, intersex, asexual,  
31 nonbinary or another minority gender identity or sexual orientation;

32 (c) Are English language learners;

33 (d) Are identifiable as being a child with a disability, as defined in ORS 343.035;

34 (e) Are navigating poverty;

35 (f) Are a foster child or have a parent involved in the criminal justice system; or

36 (g) Have experienced disproportionate results in education due to historical practices, as  
37 identified by the State Board of Education by rule.

38 (5) Youth members of the work group selected as provided by subsection (3) of this sec-  
39 tion must be between the ages of 14 and 18 years during their term of service on the work  
40 group.

41 (6) The work group shall:

42 (a) Develop a process for individuals to apply to become a member of the youth advisory  
43 council, based on considerations of equity.

44 (b) Develop and implement a youth outreach and recruitment plan for connecting with  
45 prospective members of the youth advisory council.

1 (c) Review applications of prospective members of the youth advisory council and re-  
 2 commend to the Governor prospective members of the youth advisory council.

3 (d) Develop the orientation for members of the youth advisory council.

4 (e) Work to reduce bias and remove barriers related to becoming a member of the youth  
 5 advisory council and to support members of the youth advisory council.

6 (f) Identify mentors for youth members of the youth advisory council.

7 **SECTION 2.** The work group established by section 1 of this 2024 Act must first meet no  
 8 later than October 31, 2024.

9 **SECTION 3.** Section 1 of this 2024 Act is repealed on August 30, 2025.

10 **SECTION 4.** (1) A youth advisory council is established for the purposes of this section.

11 (2)(a) The Governor, in consultation with the Department of Education and the work  
 12 group established by section 1 of this 2024 Act, shall appoint members of the youth advisory  
 13 council as provided by this subsection. The term of office of each member is one year, but  
 14 a member serves at the pleasure of the Governor.

15 (b) The majority of the members of the youth advisory council must be youth between  
 16 the ages of 14 and 18 years of age during their term of service on the youth advisory council.  
 17 The youth members of the youth advisory council must include two youth from each educa-  
 18 tion service district identified in ORS 334.013.

19 (c) When selecting the members of the youth advisory council, the Governor shall:

20 (A) Consult with the Department of Education, the Youth Development Division, the  
 21 Oregon Health Authority and the Racial Justice Council to appoint members of the youth  
 22 advisory council who are one or more of the following:

23 (i) Youth and staff representing tribal youth councils;

24 (ii) Youth and staff representing youth and student leadership organizations;

25 (iii) Youth and staff representing alternative education pathways;

26 (iv) Youth from immigrant and refugee communities;

27 (v) Individuals representing culturally and ethnically specific community-based organiza-  
 28 tions, including organizations that assist immigrant and refugee communities;

29 (vi) Individuals who are administrators, teachers and other school staff who support  
 30 youth and student leadership in public schools, including education service districts, school  
 31 districts, schools and youth reengagement programs;

32 (vii) Youth who serve as advisors to the State Board of Education or serve on Depart-  
 33 ment of Education work groups related to student success initiatives;

34 (viii) Youth who serve on the Youth Development Council or who participate in Youth  
 35 Development Division programs;

36 (ix) Youth who serve on Oregon Health Authority work groups;

37 (x) Youth who serve on Racial Justice Council work groups; and

38 (xi) Additional members identified and recommended by the youth advisory council, in  
 39 consultation with the Department of Education.

40 (B) Consult with the Youth Development Division to appoint members of the youth ad-  
 41 visory council who are youth who have been reengaged and to appoint program staff who  
 42 support the statewide youth reengagement system developed and administered by the divi-  
 43 sion under ORS 417.859 or who otherwise provide education opportunities to youth or support  
 44 the educational success of youth.

45 (d) In addition to the members of the youth advisory council described in paragraphs (b)

1 and (c) of this subsection, the youth advisory council may include any other members iden-  
 2 tified and recommended by the youth advisory council and appointed by the Governor in  
 3 consultation with the Department of Education and the work group established by section 1  
 4 of this 2024 Act.

5 (e) The Governor, in consultation with the Department of Education, may provide for  
 6 alternate members for the youth members of the youth advisory council described in para-  
 7 graph (b) of this subsection.

8 (f)(A) When making appointments under this subsection, the Governor must ensure that:

9 (i) At least 70 percent of the members of the youth advisory council have lived experi-  
 10 ences with, or a demonstrated understanding of, issues facing persons who are from racial  
 11 or ethnic communities that historically have been, or currently are, underrepresented or  
 12 underserved;

13 (ii) At least 50 percent of the youth members of the youth advisory council from each  
 14 of the regions identified in paragraph (b) of this subsection have lived experiences with, or  
 15 a demonstrated understanding of, issues facing persons who are from racial or ethnic com-  
 16 munities that historically have been, or currently are, underrepresented or underserved; and

17 (iii) The youth members of the youth advisory council must include youth who:

18 (I) Have lived experiences with, or a demonstrated understanding of, issues facing per-  
 19 sons who identify as lesbian, gay, bisexual, transgender, queer, two-spirit, intersex, asexual,  
 20 nonbinary or another minority gender identity or sexual orientation;

21 (II) Are English language learners;

22 (III) Are identified as being a child with a disability, as defined in ORS 343.035;

23 (IV) Are navigating poverty;

24 (V) Are a foster child or have a parent involved in the criminal justice system; or

25 (VI) Have experienced disproportionate results in education due to historical practices,  
 26 as identified by the State Board of Education by rule.

27 (B) For the purpose of this paragraph, racial or ethnic communities that historically have  
 28 been, or currently are, underrepresented or underserved include communities for which a  
 29 statewide education plan has been developed and implemented.

30 (g) A member of the youth advisory council is eligible for reappointment for up to two  
 31 terms. If there is a vacancy for any cause, the Governor, in consultation with other members  
 32 of the youth advisory council, shall make an appointment to become immediately effective  
 33 for the unexpired term.

34 (h) Upon the expiration of a term of office, a person who had been a member of the youth  
 35 advisory council may choose to become a mentor for any of the members of the youth advi-  
 36 sory council.

37 (3)(a) The Department of Education shall ensure that each youth member of the youth  
 38 advisory council:

39 (A) Receives sufficient support to enable participation in youth advisory council  
 40 meetings, including:

41 (i) Reimbursement for actual and necessary travel and other expenses incurred in the  
 42 performance of official duties in the manner and amounts provided in ORS 292.495;

43 (ii) Funding for any expenses not otherwise reimbursed under sub-subparagraph (i) of  
 44 this subparagraph; and

45 (iii) Stipends, appropriate technological access and academic credit; and

1 (B) Has resources available to reimburse any adult who provides transportation or other  
2 supports in helping the youth member to participate in the youth advisory council.

3 (b) The adult members of the youth advisory council shall ensure that each youth mem-  
4 ber of the youth advisory council has:

5 (A) Access to an adult mentor; and

6 (B) An opportunity to provide peer support or be a youth mentor.

7 (4) The youth advisory council, with support from the Department of Education, shall  
8 take into consideration racial equity and justice and align with other statewide efforts for  
9 racial equity and justice when performing the following duties:

10 (a) Developing the youth advisory council's goals, success criteria and progress measures  
11 related to youth and student leadership and engagement in the policymaking process in this  
12 state. When performing the duties described in this paragraph, the youth advisory council  
13 may modify the youth advisory council's decision-making process, scope of work, work plans  
14 and meeting structures, and the roles and responsibilities of youth advisory council mem-  
15 bers.

16 (b) Examining current Department of Education, Youth Development Division and  
17 Oregon Health Authority initiatives and practices related to youth and student leadership  
18 and engagement in the policymaking process and making recommendations on how to elevate  
19 and support youth and student leadership and youth-led and student-led accountability in the  
20 policymaking process at the state and local level. When performing the duties described in  
21 this paragraph, the youth advisory council must give careful consideration to youth and  
22 student leadership and to engagement by youth described in subsection (2)(f)(A)(ii) and (iii)  
23 of this section. The youth advisory council may recommend methods for evaluating current  
24 initiatives, practices and progress relating to youth and student leadership and engagement  
25 at the state level.

26 (c) Connecting with youth and student leaders and exploring youth and student leader-  
27 ship networks, including culturally and ethnically specific, community-based models and  
28 Youth Development Division programs, to identify best practices in youth-led and student-led  
29 accountability in this state and on a national level. Based on the performance of the duties  
30 described in this paragraph, the youth advisory council shall make recommendations to the  
31 Department of Education, the Youth Development Division, the Legislative Assembly and the  
32 Governor's office on how to support youth and student leadership networks on a regional  
33 level for the purposes of connecting youths with youth organizations, connecting students  
34 with student organizations, elevating youth and student leadership and voice and supporting  
35 youth-led and student-led accountability, with special consideration given to youth described  
36 in subsection (2)(f)(A)(ii) and (iii) of this section.

37 (d) Helping the Department of Education, the Youth Development Division and the  
38 Oregon Health Authority with the surveys that are administered to youth and students by  
39 assisting with reviews of the findings and making recommendations on the content and ad-  
40 ministration of the surveys.

41 (e) Evaluating current processes in this state to identify best practices for youth and  
42 students reporting a bias incident as defined in ORS 147.380 or a hate or bias crime. Based  
43 on the performance of the duty described in this paragraph, the youth advisory council shall  
44 make recommendations for providing support to youth and students who have experienced  
45 bias incidents or hate or bias crimes.

1 (f) Reporting on the youth advisory council’s work, progress and recommendations to the  
 2 Legislative Assembly and the Governor’s office every two years and providing interim up-  
 3 dates to youth and student leadership networks and organizations, education service dis-  
 4 tricts, school districts and local entities that serve youth and students.

5 (5)(a) The youth advisory council shall meet at least six times each year on the dates  
 6 determined by a majority of the members of the youth advisory council. The youth advisory  
 7 council shall also meet at other times specified or requested by a majority of the members  
 8 of the youth advisory council.

9 (b) The youth advisory council shall meet in the place and manner determined by a ma-  
 10 jority of the members of the youth advisory council. All or part of the members of the youth  
 11 advisory council may attend the meetings electronically, unless otherwise provided by a  
 12 majority of the members of the youth advisory council.

13 (6) The Department of Education shall:

14 (a) Provide staff support to the youth advisory council; and

15 (b) Support youth advisory council members in participating in the youth advisory  
 16 council.

17 **SECTION 5.** The Governor, in consultation with the work group established by section 1  
 18 of this 2024 Act, shall appoint the members of the youth advisory council described in section  
 19 4 of this 2024 Act no later than February 15, 2025.

20 **SECTION 6.** Section 4 of this 2024 Act is amended to read:

21 **Sec. 4.** (1) A youth advisory council is established for the purposes of this section.

22 (2)(a) The Governor, in consultation with the Department of Education and [*the work group es-*  
 23 *tablished by section 1 of this 2024 Act*] **current members of the youth advisory council**, shall ap-  
 24 point members of the youth advisory council as provided by this subsection. The term of office of  
 25 each member is one year, but a member serves at the pleasure of the Governor.

26 (b) The majority of the members of the youth advisory council must be youth between the ages  
 27 of 14 and 18 years of age during their term of service on the youth advisory council. The youth  
 28 members of the youth advisory council must include two youth from each education service district  
 29 identified in ORS 334.013.

30 (c) When selecting the members of the youth advisory council, the Governor shall:

31 (A) Consult with the Department of Education, the Youth Development Division, the Oregon  
 32 Health Authority and the Racial Justice Council to appoint members of the youth advisory council  
 33 who are one or more of the following:

34 (i) Youth and staff representing tribal youth councils;

35 (ii) Youth and staff representing youth and student leadership organizations;

36 (iii) Youth and staff representing alternative education pathways;

37 (iv) Youth from immigrant and refugee communities;

38 (v) Individuals representing culturally and ethnically specific community-based organizations,  
 39 including organizations that assist immigrant and refugee communities;

40 (vi) Individuals who are administrators, teachers and other school staff who support youth and  
 41 student leadership in public schools, including education service districts, school districts, schools  
 42 and youth reengagement programs;

43 (vii) Youth who serve as advisors to the State Board of Education or serve on Department of  
 44 Education work groups related to student success initiatives;

45 (viii) Youth who serve on the Youth Development Council or who participate in Youth Devel-

1 opment Division programs;

2 (ix) Youth who serve on Oregon Health Authority work groups;

3 (x) Youth who serve on Racial Justice Council work groups; and

4 (xi) Additional members identified and recommended by the youth advisory council, in consul-  
5 tation with the Department of Education.

6 (B) Consult with the Youth Development Division to appoint members of the youth advisory  
7 council who are youth who have been reengaged and to appoint program staff who support the  
8 statewide youth reengagement system developed and administered by the division under ORS 417.859  
9 or who otherwise provide education opportunities to youth or support the educational success of  
10 youth.

11 (d) In addition to the members of the youth advisory council described in paragraphs (b) and (c)  
12 of this subsection, the youth advisory council may include any other members identified and re-  
13 commended by the youth advisory council and appointed by the Governor in consultation with the  
14 Department of Education [*and the work group established by section 1 of this 2024 Act*].

15 (e) The Governor, in consultation with the Department of Education, may provide for alternate  
16 members for the youth members of the youth advisory council described in paragraph (b) of this  
17 subsection.

18 (f)(A) When making appointments under this subsection, the Governor must ensure that:

19 (i) At least 70 percent of the members of the youth advisory council have lived experiences with,  
20 or a demonstrated understanding of, issues facing persons who are from racial or ethnic communities  
21 that historically have been, or currently are, underrepresented or underserved;

22 (ii) At least 50 percent of the youth members of the youth advisory council from each of the  
23 regions identified in paragraph (b) of this subsection have lived experiences with, or a demonstrated  
24 understanding of, issues facing persons who are from racial or ethnic communities that historically  
25 have been, or currently are, underrepresented or underserved; and

26 (iii) The youth members of the youth advisory council must include youth who:

27 (I) Have lived experiences with, or a demonstrated understanding of, issues facing persons who  
28 identify as lesbian, gay, bisexual, transgender, queer, two-spirit, intersex, asexual, nonbinary or an-  
29 other minority gender identity or sexual orientation;

30 (II) Are English language learners;

31 (III) Are identified as being a child with a disability, as defined in ORS 343.035;

32 (IV) Are navigating poverty;

33 (V) Are a foster child or have a parent involved in the criminal justice system; or

34 (VI) Have experienced disproportionate results in education due to historical practices, as  
35 identified by the State Board of Education by rule.

36 (B) For the purpose of this paragraph, racial or ethnic communities that historically have been,  
37 or currently are, underrepresented or underserved include communities for which a statewide edu-  
38 cation plan has been developed and implemented.

39 (g) A member of the youth advisory council is eligible for reappointment for up to two terms.  
40 If there is a vacancy for any cause, the Governor, in consultation with other members of the youth  
41 advisory council, shall make an appointment to become immediately effective for the unexpired term.

42 (h) Upon the expiration of a term of office, a person who had been a member of the youth ad-  
43 visory council may choose to become a mentor for any of the members of the youth advisory council.

44 (3)(a) The Department of Education shall ensure that each youth member of the youth advisory  
45 council:

1 (A) Receives sufficient support to enable participation in youth advisory council meetings, in-  
2 cluding:

3 (i) Reimbursement for actual and necessary travel and other expenses incurred in the perform-  
4 ance of official duties in the manner and amounts provided in ORS 292.495;

5 (ii) Funding for any expenses not otherwise reimbursed under sub-subparagraph (i) of this sub-  
6 paragraph; and

7 (iii) Stipends, appropriate technological access and academic credit; and

8 (B) Has resources available to reimburse any adult who provides transportation or other sup-  
9 ports in helping the youth member to participate in the youth advisory council.

10 (b) The adult members of the youth advisory council shall ensure that each youth member of the  
11 youth advisory council has:

12 (A) Access to an adult mentor; and

13 (B) An opportunity to provide peer support or be a youth mentor.

14 (4) The youth advisory council, with support from the Department of Education, shall take into  
15 consideration racial equity and justice and align with other statewide efforts for racial equity and  
16 justice when performing the following duties:

17 (a) Developing the youth advisory council's goals, success criteria and progress measures related  
18 to youth and student leadership and engagement in the policymaking process in this state. When  
19 performing the duties described in this paragraph, the youth advisory council may modify the youth  
20 advisory council's decision-making process, scope of work, work plans and meeting structures, and  
21 the roles and responsibilities of youth advisory council members.

22 (b) Examining current Department of Education, Youth Development Division and Oregon  
23 Health Authority initiatives and practices related to youth and student leadership and engagement  
24 in the policymaking process and making recommendations on how to elevate and support youth and  
25 student leadership and youth-led and student-led accountability in the policymaking process at the  
26 state and local level. When performing the duties described in this paragraph, the youth advisory  
27 council must give careful consideration to youth and student leadership and to engagement by youth  
28 described in subsection (2)(f)(A)(ii) and (iii) of this section. The youth advisory council may recom-  
29 mend methods for evaluating current initiatives, practices and progress relating to youth and stu-  
30 dent leadership and engagement at the state level.

31 (c) Connecting with youth and student leaders and exploring youth and student leadership net-  
32 works, including culturally and ethnically specific, community-based models and Youth Development  
33 Division programs, to identify best practices in youth-led and student-led accountability in this state  
34 and on a national level. Based on the performance of the duties described in this paragraph, the  
35 youth advisory council shall make recommendations to the Department of Education, the Youth  
36 Development Division, the Legislative Assembly and the Governor's office on how to support youth  
37 and student leadership networks on a regional level for the purposes of connecting youths with  
38 youth organizations, connecting students with student organizations, elevating youth and student  
39 leadership and voice and supporting youth-led and student-led accountability, with special consider-  
40 ation given to youth described in subsection (2)(f)(A)(ii) and (iii) of this section.

41 (d) Helping the Department of Education, the Youth Development Division and the Oregon  
42 Health Authority with the surveys that are administered to youth and students by assisting with  
43 reviews of the findings and making recommendations on the content and administration of the sur-  
44 veys.

45 (e) Evaluating current processes in this state to identify best practices for youth and students

1 reporting a bias incident as defined in ORS 147.380 or a hate or bias crime. Based on the perform-  
 2 ance of the duty described in this paragraph, the youth advisory council shall make recommen-  
 3 dations for providing support to youth and students who have experienced bias incidents or hate or  
 4 bias crimes.

5 (f) Reporting on the youth advisory council’s work, progress and recommendations to the Leg-  
 6 islative Assembly and the Governor’s office every two years and providing interim updates to youth  
 7 and student leadership networks and organizations, education service districts, school districts and  
 8 local entities that serve youth and students.

9 (5)(a) The youth advisory council shall meet at least six times each year on the dates determined  
 10 by a majority of the members of the youth advisory council. The youth advisory council shall also  
 11 meet at other times specified or requested by a majority of the members of the youth advisory  
 12 council.

13 (b) The youth advisory council shall meet in the place and manner determined by a majority of  
 14 the members of the youth advisory council. All or part of the members of the youth advisory council  
 15 may attend the meetings electronically, unless otherwise provided by a majority of the members of  
 16 the youth advisory council.

17 (6) The Department of Education shall:

18 (a) Provide staff support to the youth advisory council; and

19 (b) Support youth advisory council members in participating in the youth advisory council.

20 **SECTION 7. The amendments to section 4 of this 2024 Act by section 6 of this 2024 Act**  
 21 **become operative on August 30, 2025.**

22 **SECTION 8. In addition to and not in lieu of any other appropriation, there is appropri-**  
 23 **ated to the Department of Education, for the biennium ending June 30, 2025, out of the**  
 24 **General Fund, the amount of \$\_\_\_\_\_, which shall be expended for the purposes of section**  
 25 **4 of this 2024 Act.**

26  
 27 **STUDENT INFORMATION**  
 28

29 **SECTION 9. Section 10 of this 2024 Act is added to and made a part of ORS chapter 329.**

30 **SECTION 10. (1) For all public school students in grades 6 through 12, the Department**  
 31 **of Education shall collect course-level completion and grade data.**

32 **(2) The department shall use the data collected under subsection (1) of this section to**  
 33 **gather information about:**

34 **(a) Equity of opportunity in public education;**

35 **(b) Barriers to high school graduation; and**

36 **(c) Challenges experienced by students who transfer from one public school in this state**  
 37 **to another.**

38 **(3) For the purpose of the direct admissions program established by the Higher Education**  
 39 **Coordinating Commission under ORS 350.075, the department shall collaborate with the**  
 40 **commission to allow for the sharing, to the extent allowed by federal law, of the information**  
 41 **collected under subsection (1) of this section with the commission, community colleges in**  
 42 **this state and public universities listed in ORS 352.002.**

43 **(4) The Superintendent of Public Instruction shall ensure that the information gathered**  
 44 **as provided by subsection (2) of this section is included on the Oregon Report Card on the**  
 45 **state of the public schools of this state under ORS 329.115.**

1       **(5) The State Board of Education may adopt any rules necessary for the administration**  
 2 **of this section.**

3       **SECTION 11. Section 10 of this 2024 Act first applies to the 2024-2025 school year.**

4       **SECTION 12.** ORS 350.075 is amended to read:

5       350.075. (1) As used in this section, “student access programs” means scholarship, loan, grant  
 6 and access programs described in ORS chapter 348.

7       (2) The Higher Education Coordinating Commission shall be guided by the legislative findings  
 8 in ORS 341.009, 350.001 and 350.005 and the goals and mission of post-secondary education set forth  
 9 in ORS 350.009 and 350.014.

10       (3) The Higher Education Coordinating Commission shall:

11       (a) Develop state goals for the state post-secondary education system, including community col-  
 12 leges and public universities listed in ORS 352.002, and for student access programs.

13       (b) Determine strategic investments in the state’s community colleges, public universities and  
 14 student access programs necessary to achieve state post-secondary education goals.

15       (c) Coordinate the post-secondary elements of data collection and structure, with the advice and  
 16 recommendation of the state’s independent institutions, community colleges and public universities,  
 17 as appropriate, in order to construct a state longitudinal data system.

18       (d) Adopt a strategic plan for achieving state post-secondary education goals, taking into con-  
 19 sideration the contributions of this state’s independent institutions, philanthropic organizations and  
 20 other organizations dedicated to helping Oregonians reach state goals. State post-secondary educa-  
 21 tion goals as described in this section should include, but need not be limited to:

22       (A) Increasing the educational attainment of the population;

23       (B) Increasing this state’s global economic competitiveness and the quality of life of its resi-  
 24 dents;

25       (C) Ensuring affordable access for qualified Oregon students at each college or public university;

26       (D) Removing barriers to on-time completion; and

27       (E) Tracking progress toward meeting the state’s post-secondary education goals established in  
 28 the strategic plan described in this paragraph.

29       (e)(A) Each biennium, after receiving funding requests from the state’s community colleges and  
 30 public universities as authorized by law, recommend to the Governor a consolidated higher educa-  
 31 tion agency request budget aligned with the strategic plan described in paragraph (d) of this sub-  
 32 section, including appropriations for:

33       (i) Student access programs;

34       (ii) Public universities listed in ORS 352.002, including but not limited to education and general  
 35 operations, statewide public services and state-funded debt service;

36       (iii) Community colleges, including but not limited to education and general operations and  
 37 state-funded debt service;

38       (iv) New facilities or programs;

39       (v) Capital improvements and deferred maintenance;

40       (vi) Special initiatives and investments; and

41       (vii) Any other program, duty or function a public university listed in ORS 352.002 is authorized  
 42 to undertake.

43       (B) In the development of the consolidated higher education agency request budget:

44       (i) Determine the costs necessary to provide quality post-secondary education;

45       (ii) Solicit input from educators, education policy experts, appropriate legislative committees,

1 students and other persons interested in the development of the funding model; and

2 (iii) Solicit public input regarding educational priorities.

3 (f) Adopt rules governing the distribution of appropriations from the Legislative Assembly to  
4 community colleges, public universities listed in ORS 352.002 and student access programs. These  
5 rules must be based on allocation formulas developed in consultation with the state's community  
6 colleges and public universities, as appropriate.

7 (g) Approve or disapprove any significant change to the academic program of a community col-  
8 lege or a public university listed in ORS 352.002. In reaching a decision under this paragraph, the  
9 commission shall consider the recommendation from the community college or public university  
10 seeking to make the change to an academic program that is issued pursuant to the obligation of the  
11 governing board of a community college or public university to review and approve academic pro-  
12 grams. The commission shall ensure that approved programs:

13 (A) Are consistent with the mission statement of the community college or public university;

14 (B) Do not unnecessarily duplicate academic programs offered by Oregon's other community  
15 colleges or public universities;

16 (C) Are not located in a geographic area that will cause undue hardship to Oregon's other  
17 community colleges or public universities; and

18 (D) Are allocated among Oregon's community colleges and public universities to maximize the  
19 achievement of statewide needs and requirements.

20 (h) For public universities listed in ORS 352.002:

21 (A) Approve the mission statement adopted by a governing board of a public university.

22 (B) Review and determine whether a proposed annual increase of resident undergraduate en-  
23 rollment fees of greater than five percent is appropriate.

24 (C) Advise the Governor and the Legislative Assembly on issues of university governance.

25 (D) Approve and authorize degrees.

26 (E) Perform the evaluation and certification required by ORS 350.095.

27 (i) Authorize degrees to be offered by independent post-secondary institutions in this state under  
28 ORS 348.594 to 348.615.

29 (j) Oversee the licensing of career schools under ORS 345.010 to 345.340.

30 (k) Have the authority to enter into and administer interstate agreements regarding the pro-  
31 vision of post-secondary distance education. The participation by an educational institution that is  
32 not based in this state in distance learning courses or programs that are part of an interstate  
33 agreement entered into and administered under this paragraph does not constitute operating in this  
34 state for purposes of ORS 348.594 to 348.615. The commission, by rule, may impose a fee on any  
35 educational institution that seeks to operate under or participate in such interstate agreements. The  
36 fee amount shall be established to recover designated expenses incurred by the commission in par-  
37 ticipating in such agreements.

38 (L) Administer a statewide longitudinal data system.

39 (m) In coordination with the Department of Education, the Employment Department and other  
40 state agencies, conduct statewide longitudinal studies and reporting of early learning, kindergarten  
41 through grade 12 education, higher education and workforce programs. For the purposes of this  
42 paragraph:

43 (A) The commission shall enter into written interagency agreements with the Department of  
44 Education, the Employment Department and any other state agencies necessary for conducting  
45 statewide longitudinal studies and reporting.

1 (B) The commission may share data from the statewide longitudinal data system with persons  
2 or public bodies. For purposes of this subparagraph, the commission shall adopt rules to establish  
3 procedures for requesting or sharing data and may enter into written agreements for sharing data.

4 (C) The commission is considered an authorized representative of state educational agencies  
5 under applicable state and federal law for purposes of accessing, compiling and storing student data  
6 for research, audit and evaluation purposes.

7 **(n) Establish a direct admissions program for community colleges in this state and public**  
8 **universities listed in ORS 352.002.**

9 (4)(a) The Higher Education Coordinating Commission shall implement a process to review and  
10 appropriately act on student complaints regarding any school operating in this state. As part of the  
11 process implemented under this subsection, the commission may:

12 (A) Receive student complaints from students regarding a school;

13 (B) Specify the type of information that must be included in a student complaint;

14 (C) Investigate and resolve student complaints that relate to state financial aid;

15 (D) Refer a student complaint to another entity for investigation and resolution as provided in  
16 paragraph (b) of this subsection;

17 (E) Adopt rules to implement the provisions of this subsection; and

18 (F) Enter into agreements to implement the provisions of this subsection.

19 (b) The commission may refer the investigation and resolution of a student complaint to:

20 (A) An appropriate state agency if the complaint alleges that a school has violated a state law  
21 concerning consumer protection, civil rights, employment rights or environmental quality;

22 (B) A school's accrediting association if the complaint relates to the school's authorization to  
23 offer academic degree programs or to the quality of the school's academic degree programs; or

24 (C) The school at which the student is enrolled if the commission determines that the complaint  
25 should be resolved through the school's internal review process.

26 (c) As used in this subsection:

27 (A)(i) "School" means an independent institution of higher education that meets the require-  
28 ments of ORS 348.597 (2)(a).

29 (ii) "School" does not mean a school that is exempt from ORS 348.594 to 348.615 under ORS  
30 348.597 (2)(b) or (c).

31 (B) "Student" means a person who is enrolled at a school for the purpose of obtaining a degree,  
32 certificate or other recognized educational credential offered by that school.

33 (5) A student complaint that is received by the Higher Education Coordinating Commission, in-  
34 cluding but not limited to a student complaint filed under subsection (4) of this section, is not sub-  
35 ject to disclosure under ORS 192.311 to 192.478.

36 (6) In addition to the duties described in subsections (2) to (4) of this section, the Higher Edu-  
37 cation Coordinating Commission shall advise the Legislative Assembly, the Governor, community  
38 colleges, public universities and other state boards and commissions on policies in order to:

39 (a) Ensure or improve access to higher education by diverse and underserved populations.

40 (b) Encourage student success and completion initiatives.

41 (c) Improve the coordination of the provision of educational services, including:

42 (A) Transfers and coenrollment throughout the higher education system;

43 (B) Accelerated college credit programs for high school students;

44 (C) Applied baccalaureate and other transfer degrees;

45 (D) Programs and grants that span multiple institutions; and

1 (E) Reciprocity agreements with other states.

2 (d) In coordination with the State Board of Education, enhance the use and quality of dual  
3 credit, career and technical pathways and efforts to create a culture of college attendance in this  
4 state.

5 (e) In coordination with the State Workforce and Talent Development Board, local workforce  
6 development boards, the Oregon Health and Science University and independent institutions, ensure  
7 that the state's colleges and universities offer programs in high-demand occupations that meet  
8 Oregon's workforce needs.

9 (f) Improve economies of scale by encouraging and facilitating the use of the shared services  
10 among post-secondary institutions in this state.

11 (7) The Higher Education Coordinating Commission, in a manner consistent with ORS chapter  
12 183, may adopt administrative rules.

13 (8) With the exception of the rulemaking authority granted in subsection (7) of this section, the  
14 Higher Education Coordinating Commission may delegate any of its powers, duties or functions to  
15 a committee of the commission or to the executive director of the commission.

16 (9) The Higher Education Coordinating Commission may, subject to the Public Contracting Code,  
17 enter into contracts and agreements, including grant agreements, with public and private entities  
18 for those higher education and workforce development activities that are consistent with ORS  
19 350.001 and 350.005, with the policies set forth in ORS chapters 341 and 348 and with statutory  
20 policies related to career schools and public universities.

21 (10)(a) The Higher Education Coordinating Commission may exercise only powers, duties and  
22 functions expressly granted by the Legislative Assembly. Except as otherwise expressly provided by  
23 law, all other authorities reside at the institutional level with the respective boards of the post-  
24 secondary institutions.

25 (b) The commission has implied and direct authority to implement the powers, duties and func-  
26 tions expressly granted to the commission by the Legislative Assembly.

27 (c) Notwithstanding paragraph (b) of this subsection, the commission may not exercise any au-  
28 thority, express or implied, statutorily provided to a governing board of a public university listed in  
29 ORS 352.002 or a community college operated under ORS chapter 341.

30  
31 **STATE FUNDING OF EDUCATION**

32  
33 **SECTION 13. (1) The Legislative Policy and Research Office shall conduct a study of:**

34 **(a) The Quality Education Model; and**

35 **(b) The state's system of financing public education from kindergarten through grade 12.**

36 **(2) The study conducted under this section must include at least:**

37 **(a) A review of the education funding formula for public education for kindergarten**  
38 **through grade 12 in this state and an exploration of options that would provide a uniform**  
39 **and equitable design for financing the cost of an adequate education for all public school**  
40 **students in kindergarten through grade 12 in this state.**

41 **(b) A review and evaluation of the Quality Education Model, including the processes used**  
42 **to:**

43 **(A) Determine the best practices included in the model;**

44 **(B) Estimate school district operating expenses for purposes of the model;**

45 **(C) Select quality indicators for the model; and**

1 (D) Accurately calculate the cost of a quality education for all students of this state.

2 (c) The identification of trends and disparities since the 2019-2020 school year in student  
3 performance across the state in kindergarten through grade 12 based on current school  
4 funding.

5 (d) The establishment of the baseline for the costs, programs, staffing and facilities  
6 needed to provide the opportunity for an adequate education.

7 (e) A review of the costs and existing funding for special education and related services  
8 and an exploration of possible alternative funding formulas.

9 (3) For the purpose of conducting the study described in this section, the office may enter  
10 into a contract with a public, private or nonprofit research entity. When entering into a  
11 contract, the office shall give preference, to the greatest extent practicable, to a research  
12 entity that has conducted similar studies in other states.

13 (4) All agencies of state government, as defined in ORS 174.111, are directed to assist the  
14 office, and any entity working under contract with the office, in conducting the study and,  
15 to the extent permitted by laws related to confidentiality, to furnish information and advice  
16 necessary for the office or contractor to complete the study.

17 (5) The office shall submit a report in the manner provided by ORS 192.245 to the interim  
18 committees of the Legislative Assembly related to education no later than January 31, 2025.

19 **SECTION 14.** Section 13 of this 2024 Act is repealed on June 30, 2025.

20 **SECTION 15.** ORS 171.857 is amended to read:

21 171.857. (1) For each odd-numbered year regular session of the Legislative Assembly, the Presi-  
22 dent of the Senate and the Speaker of the House of Representatives shall jointly appoint a special  
23 legislative committee to issue a report pursuant to section 8, Article VIII of the Oregon Constitu-  
24 tion.

25 (2) The committee may not transact business unless a quorum is present. A quorum consists of  
26 a majority of committee members from the House of Representatives and a majority of committee  
27 members from the Senate.

28 (3) Action by the committee requires the affirmative vote of a majority of committee members  
29 from the House of Representatives and a majority of committee members from the Senate.

30 [(4) Members of the committee are entitled to compensation and expense reimbursement as provided  
31 in ORS 171.072.]

32 [(5) The Legislative Assembly in the report shall:]

33 **(4) In the report, the Legislative Assembly shall accomplish one of the following:**

34 (a) Demonstrate that the amount within the budget appropriated for the state's system of  
35 kindergarten through grade 12 public education is the amount of moneys, as determined by the  
36 Quality Education Commission established by ORS 327.500, that is sufficient to meet the quality  
37 goals[; or].

38 (b) Identify the reasons that the amount appropriated for the state's system of kindergarten  
39 through grade 12 public education is not sufficient, the extent of the insufficiency and the impact  
40 of the insufficiency on the ability of the state's system of kindergarten through grade 12 public ed-  
41 ucation to meet the quality goals. In identifying the impact of the insufficiency, the Legislative As-  
42 sembly shall include in the report how the amount appropriated in the budget may affect both the  
43 current practices and student performance identified by the commission under ORS 327.506 (4)(a) and  
44 the best practices and student performance identified by the commission under ORS 327.506 (4)(b).

45 [(6)(a)] **(5)(a)** Notwithstanding subsection [(5)] (4) of this section, the [Legislative Assembly]

1 **committee** may make a determination that the report of the Quality Education Commission should  
 2 not be used as the basis for carrying out the reporting requirements of section 8, Article VIII of the  
 3 Oregon Constitution, and subsection [(5)] (4) of this section. If the report is not used, the [*Legislative*  
 4 *Assembly*] **committee** shall identify the reasons for not using the report to meet the reporting re-  
 5 quirements and shall outline an alternative methodology for making the findings required by section  
 6 8, Article VIII of the Oregon Constitution.

7 (b) The alternative methodology shall be based on:

8 (A) Research, data and public values; and

9 (B) The performance of successful schools, professional judgment or a combination of the per-  
 10 formance of successful schools and professional judgment.

11 (c) The Legislative Assembly shall include in the report that uses the alternative methodology  
 12 a determination of how the amount appropriated may affect the ability of the state's system of  
 13 kindergarten through grade 12 public education to meet quality goals established by law, including  
 14 expected student performance against those goals.

15 [(7)] (6) The Legislative Assembly shall identify in the report whether the state's system of  
 16 post-secondary public education has quality goals established by law. If there are quality goals, the  
 17 Legislative Assembly shall include in the report a determination that the amount appropriated in  
 18 the budget is sufficient to meet those goals or an identification of the reasons the amount appro-  
 19 priated is not sufficient, the extent of the insufficiency and the impact of the insufficiency on the  
 20 ability of the state's system of post-secondary public education to meet those quality goals.

21 [(8)] (7) The report shall be issued within 180 days after the Legislative Assembly adjourns sine  
 22 die.

23 [(9)] (8) The Legislative Assembly shall provide public notice of the report's issuance, including  
 24 posting the report on the Internet and providing a print version of the report upon request.

## 25 FINANCIAL AID DISTRIBUTIONS

26  
 27  
 28 **SECTION 16.** ORS 348.205 is amended to read:

29 348.205. (1) The Oregon Opportunity Grant program is established within the Higher Education  
 30 Coordinating Commission.

31 (2) Under the program, the cost of education of a qualified student shall be shared by the stu-  
 32 dent, the family of the student, the federal government and the state.

33 (3) The [*Director of the Office of Student Access and Completion*] **commission** shall determine the  
 34 cost of education of a qualified student based on the type of eligible post-secondary institution the  
 35 student is attending. The cost of education equals:

36 (a) For a student attending a community college, the average cost of education of attending a  
 37 community college in this state;

38 (b) For a student attending a public university listed in ORS 352.002, the average cost of edu-  
 39 cation of attending a public university;

40 (c) For a student attending a two-year Oregon-based, generally accredited, not-for-profit institu-  
 41 tion of higher education, the average cost of education of attending a community college in this  
 42 state; and

43 (d) For a student attending the Oregon Health and Science University or a four-year Oregon-  
 44 based, generally accredited, not-for-profit institution of higher education, the average cost of edu-  
 45 cation of attending a public university listed in ORS 352.002.

1 (4)(a) The [*director*] **commission** shall determine the amount of the student share. The student  
2 share shall be based on:

3 (A) The type of eligible post-secondary institution the student is attending;

4 (B) The number of hours of work that the [*director*] **commission** determines may be reasonably  
5 expected from the student; and

6 (C) The amount of loans that the [*director*] **commission** determines would constitute a manage-  
7 able debt burden for the student.

8 (b) The student shall determine how to cover the student share through income from work,  
9 loans, savings and scholarships.

10 (c) The student share for a student who attends a community college may not exceed the amount  
11 that the [*director*] **commission** determines a student may earn based on the number of hours of work  
12 reasonably expected from the student under paragraph (a) of this subsection.

13 (d) The student share for a student who attends an eligible post-secondary institution that is not  
14 a community college may not exceed the sum of the amount that the [*director*] **commission** deter-  
15 mines a student may receive as loans plus the amount a student may earn based on the number of  
16 hours of work reasonably expected from the student under paragraph (a) of this subsection.

17 (5) The [*director*] **commission** shall determine the amount of the family share. The family share  
18 shall be based on the resources of the family.

19 (6) The [*director*] **commission** shall determine the amount of the federal share based on how  
20 much the student or the student's family is expected to receive from the federal government.

21 (7)(a) The [*director*] **commission** shall determine the amount of the state share. The state share  
22 shall be equal to the cost of education reduced by the student share, family share and amount re-  
23 ceived by the student from the federal government.

24 (b) The [*director*] **commission** shall establish a minimum amount that a student may receive as  
25 a state share. If the [*director*] **commission** determines that the amount of the state share of a stu-  
26 dent is below the minimum amount, the student may not receive the state share.

27 (c) The [*director*] **commission** may not reduce the amount of the state share of a student based  
28 on amounts available to the student by virtue of being the designated beneficiary of a college  
29 savings network account established under ORS 178.300 to 178.360.

30 (8) Subject to subsection (9) of this section, if the [*director*] **commission** determines that there  
31 are insufficient moneys to award the state share to all qualified students, the [*director*]  
32 **commission**:

33 (a) May establish the maximum amount that a student may receive as a state share. This amount  
34 may vary based on whether the student is attending an eligible post-secondary institution on a  
35 half-time or full-time basis.

36 (b) May establish procedures that prioritize awarding Oregon Opportunity Grants to qualified  
37 students with the greatest financial need or whose circumstances would enhance the promotion of  
38 equity guidelines published by the [*Higher Education Coordinating*] commission.

39 (c) May not reduce the amount of the state share awarded to students in the low income range  
40 in a greater proportion than the amount that the state share for students in other income ranges  
41 is reduced.

42 (9)(a) The [*Higher Education Coordinating*] commission shall adopt rules that prioritize current  
43 foster children and former foster children for receiving Oregon Opportunity Grants when the Oregon  
44 Opportunity Grant program does not have sufficient funding to serve all eligible Oregon students.

45 (b) For the purposes of this subsection, "former foster child" has the meaning given that term

1 in ORS 350.300.

2 **(10) Any determinations or other actions described in this section that are taken for the**  
 3 **purpose of calculating a grant under the Oregon Opportunity Grant program must be made**  
 4 **by the commission by rule. Prior to implementing a change to the Oregon Opportunity Grant**  
 5 **program, the commission shall:**

6 **(a) Conduct a public hearing concerning the adoption of the rule for the proposed change;**  
 7 **and**

8 **(b) Report to the Legislative Assembly or the Emergency Board any proposed change:**

9 **(A) That increases or decreases the total amount awarded as Oregon Opportunity Grants**  
 10 **that was approved as part of the budget enacted by the Legislative Assembly for the com-**  
 11 **mission; and**

12 **(B) To the methodology used to determine the student share, family share or state share**  
 13 **under this section.**

14 **SECTION 17.** ORS 348.260 is amended to read:

15 348.260. (1) In addition to any other form of student financial aid authorized by law, the Higher  
 16 Education Coordinating Commission may award Oregon Opportunity Grants to qualified students.

17 (2) The amount of a grant shall equal the state share of a qualified student's cost of education  
 18 as determined by the [*Director of the Office of Student Access and Completion*] **commission** and  
 19 comply with applicable rules and procedures described in ORS 348.205.

20 (3) Grant funds necessary to meet matching requirements for federal funds may also be used to  
 21 award grants to qualified students in any eligible post-secondary institution approved by the com-  
 22 mission.

23 (4) Grants may be awarded under this section to qualified students enrolled for any term, in-  
 24 cluding summer term. The commission may prescribe the method and date or dates by which a stu-  
 25 dent must apply to the commission to qualify for a grant.

26 (5)(a) A qualified student who receives a grant under this section may apply for renewal of the  
 27 grant on an annual basis. The commission may not renew the grant if the qualified student has not  
 28 made a timely application for renewal of the grant.

29 (b) The commission shall by rule establish academic standards and benchmarks that a qualified  
 30 student must meet to have the student's grant renewed.

31 (c) If a qualified student who receives a grant under this section makes a timely application for  
 32 renewal of the grant, meets the academic standards and benchmarks established by the commission  
 33 under this subsection and continues to meet all other grant eligibility criteria, the grant shall be  
 34 renewed for a second year of attendance at an eligible post-secondary institution.

35 (d) Upon timely application by a qualified student who meets the academic standards and  
 36 benchmarks established by the commission under this subsection and who continues to meet all  
 37 other grant eligibility criteria, the commission may continue to renew the grant until the qualified  
 38 student has received the equivalent of four full-time undergraduate years of grant funding for an  
 39 eligible program as defined by the commission.

40 (6)(a) The Director of the Office of Student Access and Completion shall inform eligible post-  
 41 secondary institutions of the identity of qualified students who attend the institution and who re-  
 42 ceive a grant under this section for more than one academic year.

43 (b) To the extent possible, eligible post-secondary institutions shall ensure that qualified stu-  
 44 dents identified under this subsection are made aware of the academic guidance and counseling  
 45 services available at the institution.

1 (7) A qualified student who receives a grant under this section must attend the eligible post-  
 2 secondary institution upon which the grant application is based unless the Director of the Office  
 3 of Student Access and Completion authorizes the grant to be used at a different eligible post-  
 4 secondary institution. A qualified student who receives a grant under this section may attend more  
 5 than one eligible post-secondary institution if the grant application was based on the qualified stu-  
 6 dent attending more than one eligible post-secondary institution.

7 (8) The commission may not make a grant award to any qualified student enrolled in a course  
 8 of study required for and leading to a degree in theology, divinity or religious education.

9 (9)(a) The commission shall report annually on or before February 1 to committees of the Leg-  
 10 islative Assembly related to higher education regarding the academic success and performance of  
 11 qualified students who receive grants under this section.

12 (b) In order to meet the reporting requirements set forth in paragraph (a) of this subsection:

13 (A) The commission shall by rule design a method for evaluating the academic success and  
 14 performance of students who receive a grant under this section; and

15 (B) Upon a request from the commission, eligible post-secondary institutions must provide the  
 16 commission with the data necessary for the commission to conduct its analysis.

17 **SECTION 18.** ORS 348.520 is amended to read:

18 348.520. The Director of the Office of Student Access and Completion shall:

19 (1) Make available to qualified persons financial aid from financial sources available to the di-  
 20 rector.

21 (2) Determine qualifications of persons to receive financial aid.

22 (3) Maintain reports and records on persons applying for and receiving financial aid from the  
 23 director.

24 (4) Withhold any financial aid if the recipient thereof fails to maintain the standards established  
 25 for receipt of that aid.

26 (5) Recommend to the Legislative Assembly not less than once every biennium matters relating  
 27 to the establishment, administration, modification, transfer, reduction or cancellation of financial  
 28 aid.

29 *[(6) Prior to implementing changes to the Oregon Opportunity Grant program, report to the Higher  
 30 Education Coordinating Commission and the Legislative Assembly or the Emergency Board any pro-  
 31 posed change:]*

32 *[(a) That increases or decreases the total amount awarded as Oregon Opportunity Grants that was  
 33 approved as part of the budget enacted by the Legislative Assembly for the Higher Education Coordi-  
 34 nating Commission; and]*

35 *[(b) To the methodology used to determine the student share, family share or state share under  
 36 ORS 348.205].*

37 [(7)] (6) Encourage the establishment of financial aid programs by private agencies.

38 [(8)] (7) Collect and disseminate information pertaining to all types of available financial aid.

39 [(9)] (8) Review the administrative practices and evaluate the effectiveness of all public and  
 40 private post-secondary financial aid programs in Oregon.

41 [(10)] (9) Disburse state appropriations for financial aid in such a manner as to maximize its role  
 42 in cooperative coordination of financial aid programs.

43  
 44 **FUNDING FOR YOUTH EDUCATION PROGRAMS**  
 45

1       **SECTION 19.** ORS 326.695 is amended to read:

2       326.695. (1) As used in [ORS 326.700 and 326.712] **this section:**

3       [(1)] (a) “Juvenile Detention Education Program” means the provision of educational services  
4 to:

5       [(a)] (A) Youths placed in a youth care center, as defined in ORS 420.855, that is within a de-  
6 tention facility, as defined in ORS 419A.004; and

7       [(b)] (B) Youths lodged overnight who receive educational services on consecutive days within  
8 a detention facility, as defined in ORS 419A.004.

9       [(2)] (b) “Youth Corrections Education Program” means the provision of educational services to  
10 youths in youth correction facilities, as defined in ORS 420.005.

11       **(2) The Department of Education shall administer the Youth Corrections Education  
12 Program and the Juvenile Detention Education Program in a manner that provides youths  
13 in those programs with a quality education.**

14       **(3)(a) The Superintendent of Public Instruction may contract with an education service  
15 district or a school district to provide teachers, counselors or other personnel for the Youth  
16 Corrections Education Program and the Juvenile Detention Education Program.**

17       **(b) When a contract is entered into with an education service district, the Youth Cor-  
18 rections Education Program and the Juvenile Detention Education Program are not consid-  
19 ered a component district of the education service district and the youths enrolled in the  
20 programs may not be counted when determining the number of pupils in average daily  
21 membership for purposes of ORS 334.175 (5).**

22       **(4) When determining the amount to be paid under a contract entered into as provided  
23 by subsection (3) of this section, the following shall be taken into consideration:**

24       **(a) The number of youths to be provided educational services;**

25       **(b) The characteristics of the facility where the educational services will be provided,  
26 including the number of classrooms required to provide educational services;**

27       **(c) The diversity of the population of youths to be provided educational services, includ-  
28 ing the number and percentage of youths who are from historically underserved populations;**

29       **(d) The number and percentage of youths to be provided educational services who qualify  
30 for special education and related services; and**

31       **(e) The level of transition supports provided to the youths.**

32       **(5) The Department of Education shall use moneys in the Juvenile Justice Education  
33 Fund established under section 21 of this 2024 Act for the purpose of paying contracts en-  
34 tered into under this section.**

35       **(6) The State Board of Education shall adopt rules necessary for the administration of  
36 this section, including establishing a process by which an education service district or a  
37 school district may appeal the amount received under a contract entered into under this  
38 section. When adopting the rules, the board shall consult with:**

39       **(a) The Oregon Youth Authority;**

40       **(b) School districts and education service districts under contract with the Department  
41 of Education to provide educational services to students enrolled in the Youth Corrections  
42 Education Program or the Juvenile Detention Education Program; and**

43       **(c) County juvenile departments.**

44       **SECTION 20.** Sections 21 and 22 of this 2024 Act are added to and made a part of ORS  
45 **chapter 327.**

1       **SECTION 21.** (1) The Juvenile Justice Education Fund is established in the State Treas-  
2       ury, separate and distinct from the General Fund.

3       (2) Moneys in the Juvenile Justice Education Fund are continuously appropriated to the  
4       Department of Education for distribution to the Youth Corrections Education Program and  
5       the Juvenile Detention Education Program, as those terms are defined in ORS 326.695, to  
6       provide educational services to youths in those programs under contracts entered into as  
7       provided by ORS 326.695.

8       (3) The Juvenile Justice Education Fund shall consist of:

9       (a) Moneys allocated from the State School Fund for students enrolled in the Youth  
10       Corrections Education Program and the Juvenile Detention Education Program under ORS  
11       327.026;

12       (b) Moneys made available for the Youth Corrections Education Program and the Juve-  
13       nile Detention Education Program from the Statewide Education Initiatives Account under  
14       ORS 327.254;

15       (c) Moneys appropriated or otherwise transferred to the fund by the Legislative Assem-  
16       bly; and

17       (d) Other amounts deposited into the Juvenile Justice Education Fund from any source.

18       **SECTION 22.** (1) Each even-numbered year, the Department of Education shall prepare  
19       a target funding level for the Juvenile Justice Education Fund for the following biennium.  
20       Moneys in the Juvenile Justice Education Fund shall be distributed as provided by ORS  
21       326.695 to the Youth Corrections Education Program and the Juvenile Detention Education  
22       Program, as those terms are defined in ORS 326.695.

23       (2)(a) The target funding level of the Juvenile Justice Education Fund shall be calculated  
24       by multiplying:

25       (A) The average funding level per classroom, as calculated based on all classrooms op-  
26       erated under the Youth Corrections Education Program and the Juvenile Detention Educa-  
27       tion Program; and

28       (B) The total number of classrooms the Department of Education expects to be operated  
29       under the Youth Corrections Education Program and the Juvenile Detention Education  
30       Program for the following biennium.

31       (b) For the purpose of determining the average funding level per classroom under para-  
32       graph (a) of this subsection, the department shall:

33       (A) Determine the average funding level per classroom for the 2024-2025 school year; and

34       (B) Adjust the amount determined under subparagraph (A) of this paragraph based on  
35       the same percentage by which the amount appropriated to the State School Fund increased  
36       for the biennium in which the calculation is being made as compared with the amount ap-  
37       propriated for the 2021-2023 biennium.

38       (3) The department shall estimate the expected difference between the target funding  
39       level calculated under subsection (2) of this section and the amount anticipated to be made  
40       available to the Juvenile Justice Education Fund under section 21 (3)(a) and (d) of this 2024  
41       Act. If, after all funding available under section 21 (3)(a), (c) and (d) of this 2024 Act has been  
42       accounted for, the department determines that the amount required for the target funding  
43       level for the fund has not been met, the department may transfer from the Statewide Edu-  
44       cation Initiatives Account to the fund any needed amounts.

45       (4) If, at any time during the biennium, the amount available in the Juvenile Justice

1 **Education Fund and from other sources is not sufficient to pay for costs incurred in relation**  
 2 **to the Youth Corrections Education Program or the Juvenile Detention Education Program,**  
 3 **the department shall inform the Legislative Assembly or the Emergency Board of the lack**  
 4 **of funding and shall provide an accounting of the amount needed to pay those costs.**

5 (5) **No later than August 31 of each even-numbered year, the department shall submit to**  
 6 **the Legislative Assembly and the Office of the Governor a report that explains the target**  
 7 **funding level calculated under this section. When applicable, the report shall include any**  
 8 **determinations by the department that the amounts available for the Youth Corrections**  
 9 **Education Program and the Juvenile Detention Education Program will not be adequate to**  
 10 **pay the costs of the programs.**

11 **SECTION 23.** ORS 327.026 is amended to read:

12 327.026. *[(1) In order to accomplish the purpose described in ORS 326.700, the State Board of*  
 13 *Education shall adopt by rule definitions and procedures to be applied to the computation of the State*  
 14 *School Fund allocations where necessary to make students enrolled in the Youth Corrections Education*  
 15 *Program, as defined in ORS 326.695, and the Juvenile Detention Education Program, as defined in*  
 16 *ORS 326.695, equivalent to students enrolled in common and union high school districts for purposes*  
 17 *of distribution of the fund.]*

18 (1) **The State Board of Education shall adopt by rule definitions and procedures to be**  
 19 **applied to the computation of State School Fund allocations for students enrolled in the**  
 20 **Youth Corrections Education Program and the Juvenile Detention Education Program, as**  
 21 **those terms are defined in ORS 326.695. The computations shall be equivalent to students**  
 22 **enrolled in common and union high school districts.**

23 (2)(a) The Youth Corrections Education Program shall receive from the State School Fund for  
 24 each school year a special State School Fund grant, consisting of a general purpose grant that is  
 25 equal to the Youth Corrections Education Program extended ADMw multiplied by Funding Per-  
 26 centage and further multiplied by Statewide Target per ADMw Grant. For the purpose of the cal-  
 27 culation made under this paragraph:

28 (A) ADMw equals ADM multiplied by 2.0 multiplied by the additional per student weight, as  
 29 calculated in ORS 327.013 (1)(c)(A)(i).

30 (B) Extended ADMw equals ADMw or ADMw of the prior year, whichever is greater.

31 (b) Notwithstanding paragraph (a) of this subsection, the Youth Corrections Education Program  
 32 may not receive moneys under this section from the State School Fund for any youth in the program  
 33 who:

34 (A) Has received a high school diploma; or

35 (B) Is 21 years of age or older.

36 (3) The Juvenile Detention Education Program shall receive from the State School Fund for each  
 37 school year a special State School Fund grant, consisting of a general purpose grant that is equal  
 38 to the Juvenile Detention Education Program extended ADMw multiplied by Funding Percentage  
 39 and further multiplied by Statewide Target per ADMw Grant. For the purpose of the calculation  
 40 made under this subsection:

41 (a) ADMw equals ADM multiplied by 1.5.

42 (b) Extended ADMw equals ADMw or ADMw of the prior year, whichever is greater.

43 (4) Funds allocated to the Youth Corrections Education Program and the Juvenile Detention  
 44 Education Program from the State School Fund shall *[remain with the Department of Education*  
 45 *and]* **be deposited in the Juvenile Justice Education Fund. The amount of funds to be allo-**

1 **cated** shall be adjusted in the year following the distribution to reflect the actual ADMw of students  
 2 in the Youth Corrections Education Program and the Juvenile Detention Education Program in the  
 3 same manner as for the school districts under ORS 327.101.

4 **SECTION 24.** ORS 327.254 is amended to read:

5 327.254. (1) The Department of Education shall use moneys in the Statewide Education Initi-  
 6 atives Account to provide funding for statewide education initiatives, including:

7 (a) Funding the High School Graduation and College and Career Readiness Act at the levels  
 8 prescribed by ORS 327.856;

9 (b) Expanding school breakfast and lunch programs;

10 (c) Operating youth reengagement programs or providing youth reengagement services;

11 (d) Establishing and maintaining the Statewide School Safety and Prevention System under ORS  
 12 339.341;

13 (e) Developing and providing statewide equity initiatives, including any statewide education plan  
 14 developed and implemented by the department;

15 (f) Providing summer learning programs at schools that are considered high poverty under Title  
 16 I of the federal Elementary and Secondary Education Act of 1965;

17 (g) Funding early warning systems to assist students in graduating from high school, as de-  
 18 scribed in ORS 327.367;

19 (h) Developing and implementing professional development programs and training programs, in-  
 20 cluding programs that increase educator diversity and retain diverse educators;

21 (i) Planning for increased transparency and accountability in the public education system of this  
 22 state;

23 (j) Providing additional funding to school districts participating in the intensive program under  
 24 ORS 327.222;

25 (k) Providing technical assistance, including costs incurred for:

26 (A) The coaching program described in ORS 327.214; and

27 (B) The intensive program described in ORS 327.222, including costs for student success teams;

28 (L) Funding public charter schools, as described in ORS 327.362;

29 (m) Funding the Early Literacy Success School Grant program, as provided by ORS 327.833;

30 (n) Funding the Early Literacy Success Community Grant program, as established by ORS  
 31 327.843;

32 (o) Funding any additional amounts for approved recovery schools, as provided by rules of the  
 33 State Board of Education adopted under ORS 327.029;

34 (p) Funding education service districts, as described in subsection (2) of this section; *[and]*

35 **(q) Funding the Youth Corrections Education Program and the Juvenile Detention Edu-**  
 36 **cation Program through the Juvenile Justice Education Fund established under section 21**  
 37 **of this 2024 Act, when necessary as provided by section 22 of this 2024 Act; and**

38 *[(q)]* (r) Funding costs incurred by the department in implementing this section and ORS 327.175  
 39 to 327.235 and 327.274.

40 (2)(a) The amount of a distribution to an education service district under this section shall be  
 41 made as provided by paragraph (b) of this subsection after calculating the following for each edu-  
 42 cation service district:

43 (A) One percent of the total amount available for distribution to education service districts in  
 44 each biennium.

45 (B) The education service district's ADMw  $\times$  (the total amount available for distribution to

1 education service districts in each biennium ÷ the total ADMw of all education service districts  
2 that receive a distribution).

3 (b) The amount of the distribution to an education service district shall be the greater of the  
4 amounts calculated under paragraph (a) of this subsection, except that, for distributions made as  
5 provided by paragraph (a)(B) of this subsection, the total amount available for distribution to edu-  
6 cation service districts shall be the amount remaining after any distributions required under para-  
7 graph (a)(A) of this subsection have been made.

8 (c) For purposes of this subsection, ADMw equals the ADMw as calculated under ORS 327.013,  
9 except that the additional amount allowed for students who are in poverty families, as determined  
10 under ORS 327.013 (1)(c)(A)(v)(I), shall be 0.5.

11 (d) An education service district shall use moneys received under this section as provided by a  
12 plan developed by the school districts located within the education service district. A school district  
13 that declines to participate in the development of the plan or that has withdrawn from an education  
14 service district as provided by ORS 334.015 is not entitled to any moneys distributed to the educa-  
15 tion service district under this subsection.

16 (e) A plan developed under this subsection must:

17 (A) Align with and support the meeting of performance growth targets established for recipients  
18 of moneys under ORS 327.195 that are located within the education service district;

19 (B) Include the provision, to recipients of moneys under ORS 327.195 that are located within the  
20 education service district, of technical assistance in developing, implementing and reviewing a plan  
21 for receiving a grant from the Student Investment Account;

22 (C) Provide for coordination with the department in administering and providing technical as-  
23 sistance to recipients of moneys under ORS 327.195 that are located within the education service  
24 district, including coordinating any coaching programs established under ORS 327.214; and

25 (D) Be adopted and amended as provided for local service plans under ORS 334.175 and approved  
26 by the department.

27 (f) For the purposes of paragraph (e) of this subsection, recipients of moneys under ORS 327.195  
28 that are located within the education service district include, as applicable:

29 (A) Common school districts and union high school districts;

30 (B) Any charter school that is an eligible applicant, as defined in ORS 327.185; and

31 (C) The Youth Corrections Education Program or the Juvenile Detention Education Program.

32 (g) Each education service district must submit an annual report to the department that:

33 (A) Describes how the education service district spent moneys received under this subsection;  
34 and

35 (B) Includes an evaluation of the education service district's compliance with the plan from the  
36 superintendent of each school district that participated in the development of the plan.

37 (3) The State Board of Education shall adopt rules necessary for the distribution of moneys un-  
38 der this section.

39 **SECTION 25. ORS 326.700 and 326.712 are repealed.**

40  
41 **OREGON'S OPEN EDUCATIONAL RESOURCES PROGRAM**

42  
43 **SECTION 26.** ORS 348.752 is amended to read:

44 348.752. (1) The Higher Education Coordinating Commission shall regularly convene faculty,  
45 staff and librarians from public universities listed in ORS 352.002 and community colleges for the

1 purpose of coordinating Oregon's Open Educational Resources (OER) Program by:

2 (a) Assisting and advising faculty at public universities and community colleges on the adoption,  
3 implementation and storage of open educational resource materials that are transferable between  
4 public universities and community colleges;

5 (b) Determining whether to develop a statewide repository of open educational resource mate-  
6 rials for the purpose of supporting the program and, if applicable, developing a plan for the devel-  
7 opment of the repository; and

8 (c) Developing criteria that may be used to provide up to \$150,000 to public universities and  
9 community colleges for the purpose of increasing the creation, adoption or implementation of open  
10 educational resources.

11 (2) The commission may enter into contracts or agreements with public or private entities for  
12 the purpose of fulfilling its obligations under *[this section]* **ORS 348.748 to 348.757**.

### 13 **SHORT-ACTING OPIOID ANTAGONIST SCHOOL POLICIES**

14  
15  
16 **SECTION 27.** ORS 339.869 is amended to read:

17 339.869. (1) The State Board of Education, in consultation with the Oregon Health Authority, the  
18 Oregon State Board of Nursing and the State Board of Pharmacy, shall adopt:

19 (a) Rules for the administration of prescription and nonprescription medication to students by  
20 trained school personnel and for student self-medication. The rules shall include age appropriate  
21 guidelines and training requirements for school personnel.

22 (b) Rules for the administration of premeasured doses of epinephrine by school personnel trained  
23 as provided by ORS 433.815 to any student or other individual on school premises who the personnel  
24 believe in good faith is experiencing a severe allergic reaction, regardless of whether the student  
25 or individual has a prescription for epinephrine.

26 (c)(A) Rules for the administration of medication that treats adrenal insufficiency by school  
27 personnel trained as provided by ORS 433.815 to any student on school premises whose parent or  
28 guardian has provided for the personnel the medication as described in ORS 433.825 (3) and who the  
29 personnel believe in good faith is experiencing an adrenal crisis, as defined in ORS 433.800.

30 (B) Rules adopted under this paragraph must:

31 (i) Include guidelines on the designation and training of school personnel who will be responsible  
32 for administering medication; and

33 (ii) Specify that a school district is only required to train school personnel when the school  
34 district has been notified by a parent or guardian that a student enrolled in a school of the school  
35 district has been diagnosed with adrenal insufficiency.

36 (d) Guidelines for the management of students with life-threatening food allergies and adrenal  
37 insufficiency, which must include:

38 (A) Standards for the education and training of school personnel to manage students with life-  
39 threatening allergies or adrenal insufficiency.

40 (B) Procedures for responding to life-threatening allergic reactions or an adrenal crisis, as de-  
41 fined in ORS 433.800.

42 (C) A process for the development of individualized health care and allergy or adrenal insuffi-  
43 ciency plans for every student with a known life-threatening allergy or adrenal insufficiency.

44 (D) Protocols for preventing exposures to allergens.

45 (e) Rules for the administration of a short-acting opioid antagonist to any student or other in-

1 individual on school premises who the individual administering the short-acting opioid antagonist be-  
 2 lieves in good faith is experiencing an opioid overdose.

3 (2)(a) School district boards shall adopt policies and procedures that provide for:

4 (A) The administration of prescription and nonprescription medication to students by trained  
 5 school personnel, including the administration of medications that treat adrenal insufficiency;

6 (B) Student self-medication; and

7 (C) The administration of premeasured doses of epinephrine to students and other individuals.

8 (b) Policies and procedures adopted under paragraph (a) of this subsection shall be consistent  
 9 with the rules adopted by the State Board of Education under subsection (1) of this section. A school  
 10 district board shall not require school personnel who have not received appropriate training to ad-  
 11 minister medication.

12 (3)(a) School district boards [*may*] **shall** adopt policies and procedures that provide for the ad-  
 13 ministration of a short-acting opioid antagonist.

14 (b) Policies and procedures adopted under paragraph (a) of this subsection [*shall*] **must** be con-  
 15 sistent with the rules adopted by the State Board of Education under **this subsection and** sub-  
 16 section (1) of this section[.] **and shall:**

17 (A) **Identify whether the school district will ensure that short-acting opioid antagonists,**  
 18 **and the necessary medical supplies to administer short-acting opioid antagonists, are avail-**  
 19 **able on site at the schools of the school district. If the school district ensures availability,**  
 20 **the school district:**

21 (i) **Shall ensure availability in all schools of the school district serving students in any**  
 22 **grade from grades 6 through 12, except that school districts with schools serving students**  
 23 **from kindergarten through grade six are not required to ensure availability in those schools;**  
 24 **and**

25 (ii) **May ensure availability in all schools of the school district serving students in any**  
 26 **grade from kindergarten through grade five or from kindergarten through grade six.**

27 [(4)(a)] (B) [*A school district board shall provide to*] **Ensure that** the parent or legal guardian  
 28 of each minor student enrolled in a school in the school district **is provided** information regarding  
 29 short-acting opioid antagonists. The information described in this [*subsection*] **subparagraph** must  
 30 include at least:

31 [(A)] (i) A description of short-acting opioid antagonists and their purpose;

32 [(B)] (ii) A statement regarding, in an emergency situation, the risks of administering to an in-  
 33 dividual a short-acting opioid antagonist and the risks of not administering to an individual a  
 34 short-acting opioid antagonist;

35 [(C)] (iii) A statement [*that all schools within the school district have access to*] **whether the**  
 36 **school district ensures that** short-acting opioid antagonists, and the necessary medical supplies  
 37 to administer the short-acting opioid antagonist on site, **are available on site at the schools of**  
 38 **the school district, as provided by subparagraph (A) of this paragraph;** and

39 [(D)] (iv) A statement that a representative of a school may administer to a student a short-  
 40 acting opioid antagonist in an emergency if the student appears to be unconscious and experiencing  
 41 an opioid overdose.

42 [(b)] (C) [*A school district board shall*] **Ensure that** the parent or legal guardian of a minor stu-  
 43 dent enrolled in a school [*within*] **of** the school district is immediately notified when a short-acting  
 44 opioid antagonist is administered to the student if the short-acting opioid antagonist is administered  
 45 while the student is at school, on school property under the jurisdiction of the school district or at

1 any activity under the jurisdiction of the school district.

2 **(c) The State Board of Education shall adopt rules that prescribe minimum requirements**  
 3 **for the information provided under paragraph (b)(B) of this subsection.**

4  
 5 **EDUCATOR ADVANCEMENT COUNCIL**

6  
 7 **SECTION 28.** ORS 342.940 is amended to read:

8 342.940. *[(1) As used in this section and ORS 342.943, “educator” means a teacher, administrator*  
 9 *or other school professional who is licensed, registered or certified by the Teacher Standards and*  
 10 *Practices Commission.]*

11 **(1) As used in this section and ORS 342.943, “educator” means a person who:**

12 **(a) Is licensed, registered or certified by the Teacher Standards and Practices Commis-**  
 13 **sion as a teacher, an administrator or another school professional; or**

14 **(b) Is in the process, as determined by the Educator Advancement Council by rule, to**  
 15 **become licensed, registered or certified by the Teacher Standards and Practices Commission**  
 16 **as a teacher, an administrator or another school professional.**

17 **(2)(a)** The Educator Advancement Council shall be established and function under an intergov-  
 18 ernmental agreement, pursuant to ORS 190.003 to 190.130, between state agencies and one or more  
 19 school districts and education service districts. **The state agencies that must be parties to the**  
 20 **intergovernmental agreement are the Department of Education, the Department of Early**  
 21 **Learning and Care, the Teacher Standards and Practices Commission and the Higher Edu-**  
 22 **cation Coordinating Commission.**

23 **(b)** The purposes of the council are to provide resources related to educator professional  
 24 learning and to provide other educator supports.

25 **(3)** The intergovernmental agreement establishing the council shall outline the governance  
 26 framework and the administrative details necessary for the efficient and effective implementation  
 27 of the duties of the council.

28 **(4)(a)** The council shall consist of:

29 **(A)** Members who are representatives of the parties to the intergovernmental agreement estab-  
 30 lishing the council.

31 **(B)** No more than 10 members who are practicing educators, classified staff in a public school  
 32 or for an education service district, early learning providers and professionals and school district  
 33 board members.

34 **(C)** No more than 10 members who are representatives of educator preparation providers,  
 35 education-focused nonprofit organizations, education-focused philanthropic organizations, profes-  
 36 sional education associations, community-based education organizations that represent families and  
 37 students, post-secondary institutions of education and federally recognized Indian tribes of this state.

38 **(b)** Subject to any limits designated as provided by the intergovernmental agreement establishing  
 39 the council, the majority of the members of the council identified under paragraph (a) of this sub-  
 40 section may propose additional members of the council. The inclusion of additional members on the  
 41 council shall be subject to the procedures established by the council under the intergovernmental  
 42 agreement.

43 **(5)** The council shall:

44 **(a)** Establish a system of educator networks, as described in ORS 342.943, by which every edu-  
 45 cator in this state has access to professional learning opportunities;

- 1 (b) Administer the beginning teacher and administrator mentorship program under ORS 329.788  
 2 to 329.820;
- 3 (c) Coordinate the distribution of moneys to educator networks from the Educator Advancement  
 4 Fund based on the needs of the educators identified by the networks;
- 5 (d) Connect educator networks and facilitate communications within and among the networks  
 6 to improve teaching and learning; and
- 7 (e) Continuously assess the needs of educators in this state and coordinate priorities based on  
 8 the moneys available for distribution from the Educator Advancement Fund.
- 9 (6) The Department of Education shall provide support to the strategic direction of the council  
 10 by:
- 11 (a) Conducting and coordinating research to monitor:
- 12 (A) Teaching and learning conditions;
- 13 (B) Educator workforce supply and demand; and
- 14 (C) Common outcomes and measures anticipated to promote improvement in teaching and  
 15 learning.
- 16 (b) Assisting the council in coordinating and connecting educator networks, supporting profes-  
 17 sional learning priorities, enabling access to professional learning and supports, leveraging funding  
 18 sources and managing innovation funds.
- 19 (c) Recommending statutory and agency rule changes needed to support the purposes of the  
 20 council.
- 21 (d) Supporting programs that help to achieve the purposes of the Educators Equity Act.
- 22 (e) Supporting a statewide plan for increasing:
- 23 (A) The supply of culturally diverse teacher candidates; and
- 24 (B) The successful recruitment of effective educators to work in high-need schools and in prac-  
 25 tice areas with a shortage of educators.
- 26 (f) Identifying high-leverage educator practices to be developed by educators throughout their  
 27 careers.
- 28 (g) Providing accountability of the council by ensuring that the council:
- 29 (A) Gives preference, when making recommendations about funding distributions, to entities that  
 30 have demonstrated success in improving student indicators.
- 31 (B) Considers the delivery of services for the benefit of all regions of this state when establish-  
 32 ing the system of educator networks.
- 33 (C) Works toward improving student progress indicators identified by the Department of Edu-  
 34 cation or set forth in ORS 350.014.
- 35 (D) Includes and connects education providers and leaders from prekindergarten through post-  
 36 secondary education.
- 37 (h) Providing staff support for the administrative functions of the council.
- 38 (i) Developing a system that allows for the statewide dissemination of emerging practices and  
 39 evidence-based models.
- 40 (j) Providing technical assistance to the council, including online systems for sharing profes-  
 41 sional learning resources and supporting educator networks.
- 42 (k) Administering the distribution of grant and contract funds for programs described in this  
 43 section.
- 44 (L) Providing administrative support to the educator networks, including:
- 45 (A) Making recommendations to the council about the selection of the sponsors of educator

1 networks;

2 (B) Providing technical assistance to educator networks; and

3 (C) Entering into grant agreements or contracts for the distribution of funds to educator net-  
4 works.

5 (7)(a) The State Board of Education and the Teacher Standards and Practices Commission may  
6 adopt any rules necessary at the request of the council to support the council or to perform any  
7 duties assigned to the board or commission under this section.

8 (b) The council may adopt rules pursuant to ORS chapter 183 for the purposes of ORS 329.788  
9 to 329.820 and 342.943.

10 (8) The council shall be considered a board for purposes of ORS chapter 180.

11 **SECTION 29. Notwithstanding ORS 329.805 (2), grants awarded under ORS 329.805 during**  
12 **the 2023-2025 biennium are not required to be awarded on a competitive basis.**

13  
14 **COREQUISITE STUDENT SUPPORT**

15  
16 **SECTION 30. (1) As used in this section, “corequisite” means a course or requirement**  
17 **related to mathematics or writing that a student must take or satisfy at the same time that**  
18 **the student is taking or satisfying another course or requirement in mathematics or writing**  
19 **that is required for a program of study or a degree.**

20 **(2) The Higher Education Coordinating Commission shall convene a work group to study**  
21 **evidence-based corequisite student support models, including models that use in-class tutor-**  
22 **ing, online learning labs, paired courses and other aligned academic supports. The work**  
23 **group shall provide information to the commission to assist the commission in:**

24 **(a) Determining whether to require the community colleges in this state to implement**  
25 **evidence-based corequisite student support models and identifying the most effective models**  
26 **to implement;**

27 **(b) Identifying the steps and resources required for community colleges in this state to**  
28 **transition from traditional prerequisite development education to evidence-based corequisite**  
29 **student support models;**

30 **(c) Determining whether evidence-based corequisite student support models should be**  
31 **funded by Community College Support Fund grants;**

32 **(d) Identifying any statutory changes or administrative rule changes necessary to provide**  
33 **and fund evidence-based corequisite student support models; and**

34 **(e) Identifying how to determine if a person should participate in a corequisite, and**  
35 **whether participation should be voluntary or mandatory.**

36 **(3)(a) The work group convened under this section shall be appointed by the executive**  
37 **director of the Higher Education Coordinating Commission and shall include:**

38 **(A) The Director of the Office of Community Colleges and Workforce Development, or**  
39 **the director’s designee;**

40 **(B) A representative of a research center focused on the policies and practices of com-**  
41 **munity colleges in this state;**

42 **(C) Three community college faculty members who have experience in teaching**  
43 **corequisite or developmental education;**

44 **(D) Three community college faculty members who have experience in teaching the first**  
45 **credit-bearing college-level course in mathematics or writing;**

1 (E) One community college president;

2 (F) One developmental education or adult basic education administrator; and

3 (G) One community college student.

4 (b) The commission shall solicit nominations from organizations representing faculty,  
5 students and community colleges to determine the membership of the work group.

6 (4) No later than December 15, 2024, the work group shall submit to the Higher Education  
7 Coordinating Commission a report on the study conducted as provided by this section.

8 **SECTION 31.** Section 30 of this 2024 Act is repealed on January 2, 2025.

9  
10 **APPLIED BACCALAUREATE PROGRAMS**

11  
12 **SECTION 32.** ORS 348.910 is amended to read:

13 348.910. (1) As used in this section, “applied baccalaureate degree” means a bachelor’s degree  
14 designed to incorporate applied associate courses and degrees with additional coursework empha-  
15 sizing higher-order thinking skills and advanced technical knowledge and skills.

16 (2) The Higher Education Coordinating Commission shall develop a plan for offering applied  
17 baccalaureate degree programs at community colleges and public universities listed in ORS 352.002.  
18 The commission shall consider the following types of programs for the purpose of offering some of  
19 these types and the possibility of combinations of these types:

20 (a) A career ladder program that requires a substantial number of upper level courses in the  
21 same technical area of study as the student’s applied associate degree;

22 (b) An inverse program that reverses the traditional curriculum sequence by adding general  
23 education courses in the student’s third and fourth years to the associate degree courses taken in  
24 the student’s first and second years;

25 (c) A management ladder program that combines associate degree requirements with applied  
26 management skills coursework; and

27 (d) A work experience program that combines general education and technical coursework with  
28 direct, supervised work experience in a relevant field.

29 (3) The plan must include the following elements:

30 (a) The method by which the applied baccalaureate degree programs will be created, including  
31 any necessary accreditation by the relevant accrediting agency;

32 (b) The criteria for approving the degree and course options offered by public universities listed  
33 in ORS 352.002 and community colleges;

34 (c) The articulation agreements between community colleges and public universities listed in  
35 ORS 352.002 necessary to ensure that the applied baccalaureate degree programs are as widely  
36 available as possible;

37 (d) The resources **and funding** required to implement the applied baccalaureate degree program;

38 (e) The timeline necessary to implement the applied baccalaureate degree program; and

39 (f) A recommendation as to whether community colleges should be allowed to offer applied  
40 baccalaureate degrees.

41 **SECTION 33.** (1) The Higher Education Coordinating Commission shall establish and ad-  
42 minister a pilot program to encourage community colleges to offer programs for an applied  
43 baccalaureate degree, as defined in ORS 348.910.

44 (2) The commission shall select no more than a total of three community colleges to  
45 participate in the pilot program.



1       **(i) The time of the application; or**

2       **(ii) Any time during the previous benefit year, if the part-time faculty member is not**  
 3 **currently receiving payment from any public institution of higher education but otherwise**  
 4 **is eligible for employee-only health care benefits; and**

5       [(B)] (C) Is responsible for:

6       (i) Determining whether the part-time faculty member is eligible to receive health care benefits  
 7 under this section;

8       (ii) Determining, on an annual basis, whether a part-time faculty member who was found to be  
 9 eligible to receive health care benefits under sub-subparagraph (i) of this subparagraph continues to  
 10 be eligible to receive health care benefits under this section;

11       (iii) Collecting the premiums for health benefit plans that must be paid by the part-time faculty  
 12 member under subsection (3) of this section;

13       (iv) Paying the full cost of the insurance premiums for providing health benefit plans to the  
 14 part-time faculty member, subject to reimbursement as described in subsection (4) of this section;  
 15 and

16       (v) Administering and providing health benefit plans to the part-time faculty member in the  
 17 manner described in this section.

18       (b) In order to receive health care benefits under this section, a part-time faculty member must  
 19 provide the home public institution of higher education with all information necessary for the in-  
 20 stitution to determine the eligibility of the part-time faculty member to receive health care benefits  
 21 under this section.

22       (c) No later than 30 days before the deadline to submit an application to receive health care  
 23 benefits under this section, each public institution of higher education must notify all part-time  
 24 faculty members who have been employed by the institution during the current academic year and  
 25 the previous academic year of:

26       (A) The eligibility requirements to receive health benefits under this section;

27       (B) The health care benefits and associated costs available to qualifying part-time faculty mem-  
 28 bers; and

29       (C) Instructions on how part-time faculty members may apply to receive health care benefits  
 30 under this section.

31       (3)(a) Except as provided in paragraph (b) of this subsection, a part-time faculty member at a  
 32 public institution of higher education shall pay 10 percent of all insurance premiums for health  
 33 benefit plans.

34       (b) A public institution of higher education may provide by collective bargaining at the institu-  
 35 tion to pay for some or all of the insurance premiums that must otherwise be paid by a part-time  
 36 faculty member under paragraph (a) of this subsection. The public institution of higher education  
 37 may not be reimbursed under subsection (4) of this section for the costs the institution incurs to  
 38 provide health benefit plans under this paragraph.

39       (4)(a) Every three months a public institution of higher education may request reimbursement  
 40 from the Higher Education Coordinating Commission for the cost of paying insurance premiums for  
 41 providing health benefit plans to each part-time faculty member who has selected the institution as  
 42 the faculty member's home public institution of higher education under subsection (2) of this section.

43       (b) The commission shall use moneys from the Part-Time Faculty Insurance Fund established  
 44 under ORS 350.357 to fully reimburse each public institution of higher education for all documented  
 45 costs requested by the institution under this subsection, except for any costs described in subsection

1 (3) of this section.

2 (5) Unless otherwise provided for by collective bargaining, a part-time faculty member at a  
 3 public institution of higher education who is eligible for health care benefits under subsection (1)  
 4 of this section may receive health care benefits only in the manner provided by this section.

5 (6) Each agency request budget filed by the Higher Education Coordinating Commission under  
 6 ORS 291.208 must include, as part of the budget, moneys sufficient to provide health care benefits  
 7 to part-time faculty members in the manner required by this section.

8 (7) The Higher Education Coordinating Commission may adopt rules necessary to implement  
 9 subsection (4) of this section.

10  
 11 **FORESTRY WORKFORCE STUDY**

12  
 13 **SECTION 36.** (1) **The Higher Education Coordinating Commission shall conduct a forestry**  
 14 **workforce study to assist the commission in understanding and addressing challenges in**  
 15 **Oregon’s forestry workforce.**

16 (2) **The study conducted under this section shall:**

17 (a) **Identify existing secondary and post-secondary education, training and workforce de-**  
 18 **velopment programs that prepare Oregonians for careers in the forestry workforce;**

19 (b) **Collect data on participation in, completion of and employment outcomes for pro-**  
 20 **grams identified in paragraph (a) of this subsection;**

21 (c) **Identify the number, type and location of businesses, nonprofit organizations, educa-**  
 22 **tion and workforce providers and public entities comprising the forest sector in this state;**

23 (d) **Collect data on the number, occupations, industries, wages and demographics of the**  
 24 **forestry workforce in this state;**

25 (e) **Assess current and projected forestry workforce needs;**

26 (f) **Identify challenges faced by the forestry sector in retaining and recruiting the**  
 27 **forestry workforce; and**

28 (g) **Develop recommendations to enhance the recruitment and retention of the forestry**  
 29 **workforce.**

30 (3) **When conducting the study under this section, the commission shall:**

31 (a) **Assess the current forestry workforce and the workforce’s demographics, needs and**  
 32 **benefits. The assessment required under this paragraph shall take into consideration state**  
 33 **plans and initiatives related to forest health, climate and economic development that may**  
 34 **influence the demands on the forestry workforce.**

35 (b) **Collaborate with Oregon business associations that represent private forest employers**  
 36 **and forest management enterprises to assess the future forestry workforce capacity re-**  
 37 **quirements, as well as the potential impacts, benefits and opportunities for the forestry**  
 38 **workforce.**

39 (c) **Consult with state and federal economic development, labor, employment and licens-**  
 40 **ing agencies to account for current tracking and monitoring techniques for the forestry**  
 41 **workforce and to ensure that the study is not duplicative of other studies.**

42 (d) **Consult with state and federal natural resource agencies to align priorities and un-**  
 43 **derstand future forestry workforce needs.**

44 (e) **Consult with state training and education agencies to fully understand career path-**  
 45 **ways and training opportunities for the forestry workforce.**

1 (4) The commission may enter into a contract with a public or private entity for the  
 2 purpose of conducting the study described in this section.

3 (5) The commission shall submit a report in the manner provided by ORS 192.245 to the  
 4 interim committees of the Legislative Assembly related to higher education no later than  
 5 January 31, 2025.

6 **SECTION 37.** Section 36 of this 2024 Act is repealed on June 30, 2025.

7 **SECTION 38.** In addition to and not in lieu of any other appropriation, there is appro-  
 8 priated to the Higher Education Coordinating Commission, for the biennium ending June 30,  
 9 2025, out of the General Fund, the amount of \$300,000, for the purpose of the study described  
 10 in section 36 of this 2024 Act.

11  
 12 **TRANSFER COUNCIL SUBCOMMITTEES**

13  
 14 **SECTION 39.** ORS 192.690 is amended to read:

15 192.690. (1) ORS 192.610 to 192.705 do not apply to any of the following:

16 (a) Deliberations of the Psychiatric Security Review Board or the State Board of Parole and  
 17 Post-Prison Supervision.

18 (b) Deliberations of state agencies conducting hearings on contested cases in accordance with  
 19 the provisions of ORS chapter 183.

20 (c) Deliberations of the Workers' Compensation Board or the Employment Appeals Board of  
 21 similar hearings on contested cases.

22 (d) Meetings of the state lawyers assistance committee operating under the provisions of ORS  
 23 9.568.

24 (e) Meetings of the personal and practice management assistance committees operating under  
 25 the provisions of ORS 9.568.

26 (f) Meetings of county child abuse multidisciplinary teams required to review child abuse cases  
 27 in accordance with the provisions of ORS 418.747.

28 (g) Meetings of child fatality review teams required to review child fatalities in accordance with  
 29 the provisions of ORS 418.785.

30 (h) Meetings of peer review committees in accordance with the provisions of ORS 441.055.

31 (i) Mediation conducted under ORS 36.252 to 36.268.

32 (j) Any judicial proceeding.

33 (k) Meetings of the Oregon Health and Science University Board of Directors or its designated  
 34 committee regarding candidates for the position of president of the university or regarding sensitive  
 35 business, financial or commercial matters of the university not customarily provided to competitors  
 36 related to financings, mergers, acquisitions or joint ventures or related to the sale or other dispo-  
 37 sition of, or substantial change in use of, significant real or personal property, or related to health  
 38 system strategies.

39 (L) Oregon Health and Science University faculty or staff committee meetings.

40 **(m) Meetings of Transfer Council subcommittees that are established under ORS 350.426**  
 41 **and that relate to the common course numbering system and the coordination, establish-**  
 42 **ment, alignment, effectiveness and maintenance of foundational curricula.**

43 [(m)] (n) Communications between or among members of a governing body that are:

44 (A) Purely factual or educational in nature and that convey no deliberation or decision on any  
 45 matter that might reasonably come before the governing body;

1 (B) Not related to any matter that, at any time, could reasonably be foreseen to come before the  
 2 governing body for deliberation and decision; or

3 (C) Nonsubstantive in nature, such as communication relating to scheduling, leaves of absence  
 4 and other similar matters.

5 (2) Because of the grave risk to public health and safety that would be posed by misappropriation or misapplication of information considered during such review and approval, ORS 192.610 to  
 6 192.705 shall not apply to review and approval of security programs by the Energy Facility Siting  
 7 Council pursuant to ORS 469.530.  
 8

9  
 10 **EDUCATION FOR OCCUPATIONAL OR PROFESSIONAL LICENSE**

11  
 12 **SECTION 40.** ORS 670.280 is amended to read:

13 670.280. (1) As used in this section:

14 (a) “License” includes a registration, certification or permit.

15 (b) “Licensee” includes a registrant or a holder of a certification or permit.

16 (c) **“Qualifying juvenile adjudication” means a finding that a person is within the juris-**  
 17 **isdiction of a juvenile court under ORS 419C.005 for committing an act that:**

18 **(A) If committed by an adult, would constitute a crime under ORS 163.107 or 163.115; or**

19 **(B) The person committed between the ages of 16 and 18 that would constitute a crime**  
 20 **under ORS 163.185, 163.375, 163.405 or 163.427.**

21 (2) Except as provided in ORS 342.143 (3) or 342.175 (3), a licensing board, commission or agency  
 22 may not deny, suspend or revoke an occupational or professional license solely for the reason that  
 23 the applicant or licensee has been convicted of a crime, but it may consider the relationship of the  
 24 facts which support the conviction and all intervening circumstances to the specific occupational  
 25 or professional standards in determining the fitness of the person to receive or hold the license.  
 26 There is a rebuttable presumption as to each individual applicant or licensee that an existing or  
 27 prior conviction for conduct that has been classified or reclassified as a Class E violation does not  
 28 make an applicant for an occupational or professional license or a licensee with an occupational or  
 29 professional license unfit to receive or hold the license.

30 (3) Except as provided in ORS 342.143 (3) and 342.175 (3), a licensing board, commission or  
 31 agency may deny an occupational or professional license or impose discipline on a licensee based  
 32 on conduct that is not undertaken directly in the course of the licensed activity, but that is sub-  
 33 stantially related to the fitness and ability of the applicant or licensee to engage in the activity for  
 34 which the license is required. In determining whether the conduct is substantially related to the  
 35 fitness and ability of the applicant or licensee to engage in the activity for which the license is re-  
 36 quired, the licensing board, commission or agency shall consider the relationship of the facts with  
 37 respect to the conduct and all intervening circumstances to the specific occupational or professional  
 38 standards. There is a rebuttable presumption as to each individual applicant or licensee that an  
 39 existing or prior conviction for conduct that has been classified or reclassified as a Class E violation  
 40 is not related to the fitness and ability of the applicant or licensee to engage in the activity for  
 41 which the license is required.

42 **(4)(a) Prior to beginning an education, a training or an apprenticeship program for an**  
 43 **occupational or professional license, a person who was convicted of a crime or subject to a**  
 44 **qualifying juvenile adjudication may petition a licensing board, commission or agency for a**  
 45 **determination as to whether a criminal conviction or qualifying juvenile adjudication will**

1 prevent the person from receiving an occupational or professional license. The licensing  
2 board, commission or agency may charge a reasonable fee to pay the costs of making the  
3 determination.

4 (b) A determination from a licensing board, commission or agency that a criminal con-  
5 viction or qualifying juvenile adjudication will not prevent the person from obtaining an oc-  
6 cupational or professional license binds the licensing board, commission or agency unless,  
7 at the time the person submits a complete application, the person:

8 (A) Has allegations or charges pending in juvenile or criminal court;

9 (B) Has failed to disclose a previous criminal conviction or qualifying juvenile adjudi-  
10 cation; or

11 (C) Has been convicted of another crime or been subjected to a qualifying juvenile adju-  
12 dication during the period between the determination and the person's submission of a  
13 completed application for an occupational or professional license.

14 (c) A licensing board, commission or agency is not bound by, and may reconsider, a de-  
15 termination that a criminal conviction or qualifying juvenile adjudication will prevent the  
16 person from obtaining an occupational or professional license if the person submits a petition  
17 for another determination or a completed application for an occupational or professional li-  
18 cense.

19 (d) A licensing board, commission or agency may adopt rules necessary to implement the  
20 provisions of this subsection.

21  
22 **EARLY SUCCESS READING INITIATIVE**

23  
24 **SECTION 41.** ORS 329.832 and 329.837 are repealed.

25  
26 **MISCELLANEOUS**

27  
28 **SECTION 42.** The unit captions used in this 2024 Act are provided only for the conven-  
29 ience of the reader and do not become part of the statutory law of this state or express any  
30 legislative intent in the enactment of this 2024 Act.

31 **SECTION 43.** This 2024 Act takes effect on July 1, 2024.  
32

**847-001-xxxx**

**Criminal Conviction Determination Process**

(1) As used in this rule:

(a) "Applicant" means a person who has applied for a license from the Oregon Board of Dentistry (Board).

(b) "Petitioner" means a person who has requested the Board review their criminal history to determine whether it will prevent them from being granted a license by the Board.

(2) A person who was convicted of a crime may petition the Board for a determination as to whether a criminal conviction will prevent the person from receiving a license issued by the Board.

(3) The petitioner must submit the Board's determination request form, relevant criminal history documentation, and the required \$75 fee.

(4) The Executive Director has the authority to review a petitioner's request under this rule and to determine whether the petitioner's criminal conviction(s) prevent the person from obtaining a license issued by the Board.

(5) The Board will reconsider a determination that a criminal conviction prevents the person from obtaining a license if the person submits a completed application for a license.

(6) Upon reconsideration, the Board may rescind a previous determination that a criminal conviction does not prevent the person from obtaining a license if the applicant:

(a) Has allegations or charges pending in criminal court;

(b) Failed to disclose a previous criminal conviction;

(c) Has been convicted of another crime during the period between the determination and the person's submission of a completed application for an occupational or professional license; or

(d) Has been convicted of a crime that, during the period between the determination and the person's submission of a completed application for an occupational or professional license, became subject to a change in state or federal law that prohibits licensure for an occupational or professional license because of a conviction of that crime.

(7) Failure to disclose a previous criminal conviction includes any misrepresentation of a prior criminal conviction, any concealment or failure to disclose a material fact about a prior criminal conviction, or any other misinformation regarding a prior criminal conviction.

(8) Nothing in this rule prohibits the Board from denying licensure for a reason other than conviction of a crime.

(9) A determination made under this rule:

(a) Is subject to the same confidentiality requirements that are applicable to completed applications for a license; and

(b) Is not considered a final determination of the Board.

**818-001-0087**

**Fees**

(1) The Board adopts the following fees:

(a) Biennial License Fees:

(A) Dental —\$490;

(B) Dental — retired — \$0;

(C) Dental Faculty — \$435;

(D) Volunteer Dentist — \$0;

(E) Dental Hygiene —\$279;

(F) Dental Hygiene — retired — \$0;

(G) Volunteer Dental Hygienist — \$0;

(H) Dental Therapy - \$279;

(I) Dental Therapy - retired - \$0;

(b) Biennial Permits, Endorsements or Certificates:

(A) Nitrous Oxide Permit — \$40;

(B) Minimal Sedation Permit — \$75;

(C) Moderate Sedation Permit — \$200;

(D) Deep Sedation Permit — \$400;

(E) General Anesthesia Permit — \$400;

(F) Radiology — \$75;

(G) Expanded Function Dental Assistant — \$50;

(H) Expanded Function Orthodontic Assistant — \$50;

(I) Instructor Permits — \$40;

(J) Dental Hygiene Restorative Functions Endorsement — \$50;

(K) Restorative Functions Dental Assistant — \$50;

(L) Anesthesia Dental Assistant — \$50;

(M) Dental Hygiene, Expanded Practice Permit — \$75;

(N) Non-Resident Dental Background Check - \$100.00;

**(O) Predetermination on Licensure Fee - \$75**

(c) Applications for Licensure:

(A) Dental — General and Specialty — \$445;

(B) Dental Faculty — \$405;

(C) Dental Hygiene — \$210;

(D) Dental Therapy - \$210;

(E) Licensure Without Further Examination — Dental — \$890.

(F) Licensure Without Further Examination — Dental Hygiene and Dental Therapy — \$820

(d) Examinations:

(e) Jurisprudence — \$0;

(f) Duplicate Wall Certificates — \$50.

(2) Fees must be paid at the time of application and are not refundable.

(3) The Board shall not refund moneys under \$5.01 received in excess of amounts due or to which the Board has no legal interest unless the person who made the payment or the person's legal representative requests a refund in writing within one year of payment to the Board.

## **818-012-0070**

### **Patient Records**

(1) Each licensee shall have prepared and maintained an accurate and legible record for each person receiving dental services, regardless of whether any fee is charged. The record shall contain the name of the licensee rendering the service and include:

- (a) Name and address and, if a minor, name of guardian;
- (b) Date description of examination and diagnosis;
- (c) An entry that informed consent has been obtained and the date the informed consent was obtained. Documentation may be in the form of an acronym such as "PARQ" (Procedure, Alternatives, Risks and Questions) or its equivalent.
- (d) Date and description of treatment or services rendered;
- (e) Date, description and documentation of informing the patient of any recognized treatment complications;
- (f) Date and description of all radiographs, study models, and periodontal charting;
- (g) Current health history; and
- (h) Date, name of, quantity of, and strength of all drugs dispensed, administered, or prescribed.

(2) Each licensee shall have prepared and maintained an accurate record of all charges and payments for services including source of payments.

(3) Each licensee shall maintain patient records and radiographs for at least seven years from the date of last entry unless:

- (a) The patient requests the records, radiographs, and models be transferred to another licensee who shall maintain the records and radiographs;
- (b) The licensee gives the records, radiographs, or models to the patient; or
- (c) The licensee transfers the licensee's practice to another licensee who shall maintain the records and radiographs.

(4) When a dental implant is placed the following information must be given to the patient in writing and maintained in the patient record:

- (a) Manufacture brand;
- (b) Design name of implant;

- (c) Diameter and length;
- (d) Lot number;
- (e) Reference number;
- (f) Expiration date;
- (g) Product labeling containing the above information may be used in satisfying this requirement.

(5) When changing practice locations, closing a practice location or retiring, each licensee must retain patient records for the required amount of time or transfer the custody of patient records to another licensee licensed and practicing dentistry in Oregon. Transfer of patient records pursuant to this section of this rule must be reported to the Board in writing within 14 days of transfer, but not later than the effective date of the change in practice location, closure of the practice location or retirement. Failure to transfer the custody of patient records as required in this rule is unprofessional conduct.

(6) Upon the death or permanent disability of a licensee, the administrator, executor, personal representative, guardian, conservator or receiver of the former licensee must notify the Board in writing of the management arrangement for the custody and transfer of patient records. This individual must ensure the security of and access to patient records by the patient or other authorized party, and must report arrangements for permanent custody of patient records to the Board in writing within 90 days of the death of the licensee.

## **818-012-0010**

### **Unacceptable Patient Care**

The Board finds, using the criteria set forth in ORS 679.140(4), that a licensee engages in or permits the performance of unacceptable patient care if the licensee does or permits any person to:

- (1) Provide treatment which exposes a patient to risk of harm when equivalent or better treatment with less risk to the patient is available.
- (2) Fail to seek consultation whenever the welfare of a patient would be safeguarded or advanced by having recourse to those who have special skills, knowledge and experience; provided, however, that it is not a violation of this section to omit to seek consultation if other competent licensees in the same locality and in similar circumstances would not have sought such consultation.
- (3) Fail to provide or arrange for emergency treatment for a patient currently receiving treatment.
- (4) Fail to exercise supervision required by the Dental Practice Act over any person or permit any person to perform duties for which the person is not licensed or certified.
- (5) Fail to ensure radiographic and other imaging are of diagnostic quality.
- (6) Render services which the licensee is not licensed to provide.
- (7) Fail to comply with ORS 453.605 to 453.755 or rules adopted pursuant thereto relating to the use of x-ray machines.
- (8) Fail to maintain patient records in accordance with OAR 818-012-0070.
- (9) Fail to provide goods or services in a reasonable period of time which are due to a patient pursuant to a contract with the patient or a third party.
- (10) Attempt to perform procedures which the licensee is not capable of performing due to physical or mental disability.
- (11) Perform any procedure for which the patient or patient's guardian has not previously given informed consent provided, however, that in an emergency situation, if the patient is a minor whose guardian is unavailable or the patient is unable to respond, a licensee may render treatment in a reasonable manner according to community standards.
- (12) Use the behavior management technique of Hand Over Mouth (HOM) without first obtaining informed consent for the use of the technique.

(13) Use the behavior management technique of Hand Over Mouth Airway Restriction (HOMAR) on any patient.

(14) Fail to determine and document a dental justification prior to ordering a Cone Beam CT series with field greater than 10x10 cm for patients under 20 years of age where pathology, anatomical variation or potential treatment complications would not be otherwise visible with a Full Mouth Series, Panoramic or Cephalometric radiographs.

(15) Fail to advise a patient of any recognized treatment complications.

(16) Fail to maintain proper storage or handling of medications, including injectables, according to federal regulations, guidelines, standards, and manufacturer recommendations.

(17) Fail to obtain and maintain a written informed consent prior to administering Botulinum Toxin Type A or dermal fillers.

Example statement regarding AI from Oregon Medical Board Adopted April 2, 2024:

Artificial/Augmented Intelligence (AI) is a tool, or set of tools, residing on a spectrum. AI may be as simple as a chatbot on a smartphone or as complex as a complex, algorithmic black box capable of suggesting treatment pathways for cancer. AI is developing rapidly in reach, capability, and quality, and medical providers and regulators must prepare for the ubiquity of AI, which is sure to envelop medical care with astonishing speed.

AI has tremendous promise. It will undoubtedly advance the standard of care, and clinicians who carefully embrace AI tools will ultimately detect pathologic subtlety, improve accuracy, and spend more quality time in face-to-face patient care than those who do not. AI can improve patient access and engagement by shifting administrative tasks away from the clinician while simultaneously increasing empathy shown to patients in spite of pervasive health care provider shortages.

Despite these technological advancements, the Oregon Medical Board will continue to hold licensees responsible for the care they provide to patients and expects licensees to use technology – including AI – responsibly and ethically. Regardless of who introduces AI into the practice, OMB licensees are expected to possess basic AI literacy in order to understand the technology and how to use it, explain its capabilities and limitations, assess the quality of AI outputs, and identify and guard against bias in AI algorithms. OMB licensees must guard against complacency and not compromise their own medical decision making by becoming overly reliant on AI.

The Oregon Medical Board recommends that clinicians become “tech-fluent” in relevant AI tools and incorporate them into their practice responsibly to keep pace with the increasing standard of care.