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PERMANENT ADMINISTRATIVE RULES

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I certify that the attached copies are true, full and correct copies of the PERMANENT Rule(s) adopted on Upon filing, by the
Oregon Board of Dentistry 818

Agency and Division Administrative Rules Chapter Number
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To become effective 11/01/2016 Rulemaking Notice was published in the September 2016 Oregon Bulletin.

RULE CAPTION

Adopts new rule directed by HB 4095 (2016) to clarify relief from public disclosure.

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

RULEMAKING ACTION

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

- ADOPT:**
818-001-0083
- AMEND:**
- REPEAL:**
- RENUMBER:**
- AMEND AND RENUMBER:**

Statutory Authority:
HB 4095 (2016)

Other Authority:

Statutes Implemented:
ORS 679

RULE SUMMARY

The Board is adopting OAR 818-001-0083 Relief from Public Disclosure. The addition of 818-001-0083 is to be in compliance with HB 4095 (2016) that upon request of an individual who has been disciplined by the Oregon Board of Dentistry, the board shall remove from its website and other publicly accessible print and electronic publications under the board's control all information relating to disciplining the individual under ORS 679.140 and any findings and conclusions made by the board during the disciplinary proceeding if certain criteria are met.

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OAR 818-001-0083
Relief from Public Disclosure

Upon the receipt of a written request of an individual who has been disciplined by the Oregon Board of Dentistry, the Board shall remove from its website, and other publicly accessible print and electronic publications under the Board's control, all information related to disciplining the individual under ORS 679.140 and any findings and conclusions made by the Board during the disciplinary proceeding, if:

(1) The request is made 10 years or more after the date on which any disciplinary sanction ended;

(2) The individual was not disciplined for financially or physically harming a patient as determined by the Board;

(3) The individual informed the Board of the matter for which the individual was disciplined before the Board received information about the matter or otherwise had knowledge of the matter;

(4) The individual making the request, if the individual is or was a licensee, has not been subjected to other disciplinary action by the Board following the imposition of the disciplinary sanction; and

(5) The individual fully complied with all disciplinary sanctions imposed by the Board.

Stat. Auth.: HB 4095 (2016)

Stats. Implemented: ORS 679