

NOTICE OF PROPOSED RULEMAKING

CHAPTER 850

OREGON BOARD OF NATUROPATHIC MEDICINE

FILING CAPTION: Clarify and organize Board discipline in one coherent rule for transparency.

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 06/21/2026 8:00 AM

NEED FOR THE RULE(S):

To clarify and organize Board discipline in one coherent rule for transparency.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

Public Board meeting minutes and meeting video posted on the Board website.

STATEMENT IDENTIFYING HOW ADOPTION OF RULE(S) WILL AFFECT RACIAL EQUITY IN THIS STATE:

This rule will not affect racial equity in Oregon

FISCAL AND ECONOMIC IMPACT:

There is no fiscal or economic impact.

COST OF COMPLIANCE:

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

The minimal cost of compliance will be covered by current Board resources

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

Public notice of the public board meeting were posted.

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? NO IF NOT, WHY NOT? A Public Board meeting was noticed and held to discuss this rule.

CONTACT:

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AMEND: 850-050-0120

RULE TITLE: Board Discipline

RULE SUMMARY: Clarify and organize Board discipline in one coherent rule for transparency.

RULE TEXT:

(1) Discipline for violations may include a letter of reprimand, civil penalty, probation, license limitations, license suspension, and license revocation.

(2) Discipline proposed by the Board may increase in severity if there are aggravating circumstances. Discipline may decrease in severity if there are mitigating circumstances.

(a) Aggravating circumstances include, but are not limited to, the following:

(A) The same or similar violation has occurred more than once;

(B) The violation occurred or was repeated over a significant length of time;

(C) The licensee has previously been disciplined by the Board or in another jurisdiction;

(D) The violation was deliberate or grossly negligent;

(E) The licensee received some benefit from committing the violation;

(F) Conduct that created a reasonable probability of causing patient or public harm, whether or not harm occurred.

(b) Mitigating circumstances include but are not limited to; taking remediation action prior to or during the investigation related to the subject matter of the complaint.

(3) Probation may be imposed when the circumstances indicate that future monitoring, training, or other follow-up is necessary or appropriate. Probation conditions may include:

(a) Completion of an approved treatment program when a licensee is alleged to engage in habitual or excessive use of drugs or alcohol.

(b) Continuing education or additional training may be imposed when the circumstances indicate that further education or training is merited to prevent a recurrence of the violation.

(c) Practice restrictions or practice limitations may be imposed when circumstances indicate restrictions or limitations are merited to protect patient and public safety

(d) Additional requirements when the circumstances indicate those requirements are merited to protect patient and public safety

STATUTORY/OTHER AUTHORITY: ORS 685, 685.110

STATUTES/OTHER IMPLEMENTED: ORS 685.220, 685.110, 676.150

