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## PERMANENT ADMINISTRATIVE ORDER

### OBNM 11-2026

CHAPTER 850

### OREGON BOARD OF NATUROPATHIC MEDICINE

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ARCHIVES DIVISION SECRETARY OF STATE & LEGISLATIVE COUNSEL

FILING CAPTION: Grounds for Discipline

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AMEND: 850-050-0010

RULE TITLE: Grounds for Discipline

NOTICE FILED DATE: 05/04/2026

RULE SUMMARY: Grounds for Discipline

RULE TEXT:

(1) Practice Violations

(a) Practicing outside the scope of practice per ORS 685.030

(b) Prescribing medications not permitted per OAR Chapter 850 Division 60

(c) Prescribing medication or engaging in treatment without completing requirements and continuing education per OAR Chapter 850 Division 40 - Continuing Education

(d) rescribing medication in a manner that deviates from the naturopathic standard of care and creates an unreasonable risk of harm to a patient, whether or not harm occurred

(e) Engaging in treatment that deviates from the naturopathic standard of care and creates an unreasonable risk of harm to a patient, whether or not harm occurred

(f) Failure to create, maintain and retain medical records

(g) Failure to refer a patient upon termination, unless termination was the decision of the patient, referral was unsuitable,

or licensee did not have reasonable opportunity to refer the patient.

(h) Failure to follow Public Health Laws

(i) Assisting, encouraging, or facilitating an unlicensed person to practice naturopathic medicine within the meaning of ORS 685.010, unless under the direct supervision of a licensee of the Board.

(j) Practicing naturopathy or naturopathic medicine within the meaning of ORS 685.010, without a license unless under the direct supervision of a licensee of the Board.

(2) Ethical Violations

(a) Failure to act in accordance with the American Association of Naturopathic Physicians Code of Ethics as adopted by the Board.

(b) Engaging in sexual misconduct

(A) Conviction, judgment, or finding of liability for any provision of ORS 163.305 through 163.465, Criminal Sexual Offenses

(B) Engaging in conduct with a patient that is sexual, or may be reasonably interpreted as sexual, whether initiated by the patient or not

(C) Any behavior, gesture, or expression that is sexually seductive or sexually demeaning to a patient, or any action that shows a lack of respect for the patient's privacy

(D) Entering into an intimate sexual relationship with a patient or with a former patient within six months after the doctor-patient relationship is terminated, unless a documented prior sexual relationship exists.

(c) Breaching doctor patient confidentiality, including but not limited to:

(A) Accessing patient records without a legitimate clinical or professional reason

(B) Failure to secure patient charts, whether physical or electronic

(C) Sharing patient information or patient records with staff, students, or providers not involved in the patient's care, or authorized by the patient.

(d) Making misleading, deceptive or untruthful representations or statements, to or during:

(A) Board investigation, or in response to a Board request

(B) Submission of licensure materials, renewal application, or continuing education application or reporting

(C) Patients or the public related to licensee credentials, designations

(D) Patients or the public related to naturopathic medicine.

(E) Patients or the public in advertising or marketing licensee's naturopathic services and skills

(e) Obtain or attempt to obtain a fee for services rendered or not rendered, whether or not the fee was obtained

(f) Making representations to patients or the public regarding cure or treatment for conditions of sickness, disease or injury licensee knows, or reasonably should know with due diligence are deceptive or untruthful

(g) Claiming superiority to or a greater skill than that possessed by fellow naturopathic physicians.

(h) Failure to comply with the duty to report and self-report to the Board

(3) Professional Violations

(a) Failure to provide a timely response to request for information from Board

(b) Failure to maintain accurate contact and required information with the Board

(c) Using impermissible professional designations and credentials

(4) Conduct that renders the applicant or licensee unfit to perform the duties of a naturopathic physician.

(a) Commitment to a mental health institution. A copy of the record of commitment, certified to by the clerk of the court entering the commitment, is conclusive evidence of the commitment.

(b) Habitual use of ardent spirits, narcotics, or other intoxicants to such an extent as to incapacitate him/her from the performance of his/her professional duties.

STATUTORY/OTHER AUTHORITY: ORS 685.125, ORS 685.110

STATUTES/OTHER IMPLEMENTED: ORS 685.110