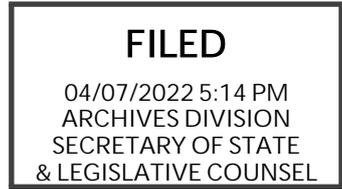




## PERMANENT ADMINISTRATIVE ORDER

**OMB 9-2022**  
CHAPTER 847  
OREGON MEDICAL BOARD



FILING CAPTION: Licensee compliance with OHA masking and vaccination rules to control COVID-19 in healthcare settings.

EFFECTIVE DATE: 04/07/2022

AGENCY APPROVED DATE: 04/07/2022

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ADOPT: 847-010-0069

REPEAL: Temporary 847-010-0069 from OMB 11-2021

RULE TITLE: Compliance with the Oregon Health Authority's COVID-19 Requirements

NOTICE FILED DATE: 01/11/2022

RULE SUMMARY: Given the pandemic, the Oregon Health Authority (OHA) implemented administrative rules, at the direction of the Governor, mandating compliance actions by healthcare workers including providers licensed by the Oregon Medical Board. The Oregon Medical Board adopted a temporary rule to require licensees to comply with the OHA's rules requiring masking and vaccination to control COVID-19 in health care settings. This rule permanently adopts the OMB's temporary rule to provide continued clarification for OMB licensees regarding compliance with the OHA rules. If the OHA updates their related rules, the OMB will update this rule.

RULE TEXT:

- (1) The Oregon Health Authority (OHA) has adopted certain rules to control the communicable disease COVID-19. Under ORS 677.188, unprofessional conduct or dishonorable conduct includes, but is not limited to, conduct detrimental to the best interests of the public. Failing to comply with any applicable provision of an OHA COVID-19 related rule as referenced below, or any other provision of this rule in connection with a licensee's practice under ORS 677 is conduct detrimental to the best interests of the public and is, therefore, unprofessional or dishonorable conduct under ORS 677.188(4).
- (2) Failing to comply as described in subsection (1) includes, but is not limited to:
- (a) Failing to comply with OHA's rule requiring masks, face coverings or face shields, OAR 333-019-1011.
- (b) Failing to comply with OHA's rule requiring vaccinations, OAR 333-019-1010.
- (3) No disciplinary action or penalty action shall be taken under this rule if the rule alleged to have been violated is not in effect at the time of the alleged violation.

STATUTORY/OTHER AUTHORITY: ORS 677.265

STATUTES/OTHER IMPLEMENTED: ORS 677.190