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OREGON MEDICAL BOARD

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FILING CAPTION: Amendment to provide military spouses and domestic partners temporary authorization to practice medicine in Oregon.

EFFECTIVE DATE: 01/16/2020

AGENCY APPROVED DATE: 01/10/2020

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RULES:

847-020-0165, 847-050-0022, 847-070-0024, 847-080-0016

AMEND: 847-020-0165

RULE TITLE: Application for Licensure by Military Spouse or Domestic Partner

NOTICE FILED DATE: 10/10/2019

RULE SUMMARY: The amendments implement HB 3030 (2019) and SB 688 (2019) to provide the spouse or domestic partner of a member of the U.S. Armed Forces stationed in Oregon a temporary authorization to practice as a Medical Doctor (MD) or Doctor of Osteopathic Medicine (DO).

RULE TEXT:

- (1) "Military spouse or domestic partner" means a spouse or domestic partner of an active member of the Armed Forces of the United States who is the subject of a military transfer to Oregon.
- (2) To qualify for licensure under this rule, the military spouse or domestic partner must:
 - (a) Meet the qualifications for licensure as stated in OAR 847-020-0120, 847-020-0130, and 847-020-0170;
 - (b) Be married to, or in a domestic partnership with, a member of the Armed Forces of the United States who is assigned to a duty station located in Oregon by official active duty military order;
 - (c) Be licensed to practice medicine in another state or territory of the United States;
 - (d) Be in good standing, with no restrictions or limitations upon, actions taken against, or investigation or disciplinary action pending against his or her license in any jurisdiction where the applicant is or has been licensed; and
 - (e) Demonstrate competency by having at least one year of active practice or teaching of medicine during the three years immediately preceding the application.
- (3) If a military spouse or domestic partner applies for a license to practice medicine, the Board may accept:
 - (a) A copy of the medical school diploma to fulfill the requirement for a Dean's Letter of Recommendation and the Verification of Medical Education form; and
 - (b) Verification of licensure in good standing from the jurisdiction of current or most recent practice of medicine to fulfill the requirement of verifications of licensure from all jurisdictions of prior and current health related licensure.
- (4) If a military spouse or domestic partner applies for a license to practice medicine, the Board will obtain the following

on behalf of the applicant:

(a) The results of a query of the National Practitioner Data Bank; and

(b) The results of a query of the Federation of State Medical Boards' Board Action Data Bank.

(5) In addition to the documents required in section (3) of this rule and by OAR 847-020-0150 and 847-020-0160, the military spouse or domestic partner must submit a copy of the:

(a) Marriage certificate or domestic partnership registration with the name of the applicant and the name of the active duty member of the Armed Forces of the United States; and

(b) Assignment to a duty station located in Oregon by official active duty military order for the spouse or domestic partner named in the marriage certificate or domestic partnership registration.

(6) A military spouse or domestic partner may obtain a temporary authorization for a license to practice medicine after satisfying sections (2) through (5) of this rule.

STATUTORY/OTHER AUTHORITY: ORS 677.265, Oregon Laws 2019, chapter 142 (HB 3030), Oregon Laws 2019, chapter 626 (SB 688)

STATUTES/OTHER IMPLEMENTED: ORS 677.265, ORS 677.010, ORS 677.100, ORS 676.308, Oregon Laws 2019, chapter 142 (HB 3030), Oregon Laws 2019, chapter 626 (SB 688)

AMEND: 847-050-0022

RULE TITLE: Application for Licensure by Military Spouse or Domestic Partner

NOTICE FILED DATE: 10/10/2019

RULE SUMMARY: The amendments implement HB 3030 (2019) and SB 688 (2019) to provide the spouse or domestic partner of a member of the U.S. Armed Forces stationed in Oregon a temporary authorization to practice as a Physician Assistant (PA).

RULE TEXT:

- (1) "Military spouse or domestic partner" means a spouse or domestic partner of an active member of the Armed Forces of the United States who is the subject of a military transfer to Oregon.
- (2) To qualify for licensure under this rule, the military spouse or domestic partner must:
 - (a) Meet the qualifications for licensure as stated in OAR 847-050-0020;
 - (b) Be married to, or in a domestic partnership with, a member of the Armed Forces of the United States who is assigned to a duty station located in Oregon by official active duty military order;
 - (c) Be licensed to practice as a physician assistant in another state or territory of the United States;
 - (d) Be in good standing, with no restrictions or limitations upon, actions taken against, or investigation or disciplinary action pending against his or her license in any jurisdiction where the applicant is or has been licensed; and
 - (e) Demonstrate competency by having at least one year of active practice as a physician assistant or teaching at a physician assistant education program during the three years immediately preceding the application.
- (3) If a military spouse or domestic partner applies for a license to practice as a physician assistant, the Board may accept:
 - (a) A copy of the physician assistant education program diploma to fulfill the requirement for the Verification of Medical Education form; and
 - (b) Verification of licensure in good standing from the jurisdiction of current or most recent practice as a physician assistant to fulfill the requirement of verifications of licensure from all jurisdictions of prior and current health related licensure.
- (4) If a military spouse or domestic partner applies for a license to practice as a physician assistant, the Board will obtain the following on behalf of the applicant:
 - (a) The results of a query of the National Practitioner Data Bank; and
 - (b) The results of a query of the Federation of State Medical Boards' Board Action Data Bank.
- (5) In addition to the documents required in section (3) of this rule and by OAR 847-050-0015 and 847-050-0020, the military spouse or domestic partner must submit a copy of the:
 - (a) Marriage certificate or domestic partnership registration with the name of the applicant and the name of the active duty member of the Armed Forces of the United States; and
 - (b) Assignment to a duty station located in Oregon by official active duty military order for the spouse or domestic partner named in the marriage certificate or domestic partnership registration.
- (6) A military spouse or domestic partner may obtain a temporary authorization for a license to practice medicine after satisfying sections (2) through (5) of this rule.

STATUTORY/OTHER AUTHORITY: ORS 677.265, Oregon Laws 2019, chapter 142 (HB 3030), Oregon Laws 2019, chapter 626 (SB 688)

STATUTES/OTHER IMPLEMENTED: ORS 677.265, ORS 677.512, ORS 676.308, Oregon Laws 2019, chapter 142 (HB 3030), Oregon Laws 2019, chapter 626 (SB 688)

AMEND: 847-070-0024

RULE TITLE: Application for Licensure by Military Spouse or Domestic Partner

NOTICE FILED DATE: 10/10/2019

RULE SUMMARY: The amendments implement HB 3030 (2019) and SB 688 (2019) to provide the spouse or domestic partner of a member of the U.S. Armed Forces stationed in Oregon a temporary authorization to practice as an Acupuncturist.

RULE TEXT:

- (1) "Military spouse or domestic partner" means a spouse or domestic partner of an active member of the Armed Forces of the United States who is the subject of a military transfer to Oregon.
- (2) To qualify for licensure under this rule, the military spouse or domestic partner must:
 - (a) Meet the qualifications for licensure as stated in OAR 847-070-0016;
 - (b) Be married to, or in a domestic partnership with, a member of the Armed Forces of the United States who is assigned to a duty station located in Oregon by official active duty military order;
 - (c) Be licensed to practice acupuncture in another state or territory of the United States;
 - (d) Be in good standing, with no restrictions or limitations upon, actions taken against, or investigation or disciplinary action pending against his or her license in any jurisdiction where the applicant is or has been licensed; and
 - (e) Demonstrate competency by having at least one year of active practice or teaching of acupuncture during the three years immediately preceding the application.
- (3) If a military spouse or domestic partner applies for a license to practice acupuncture, the Board may accept:
 - (a) A copy of the acupuncture school diploma to fulfill the requirement for a letter from the Dean of the applicant's acupuncture school; and
 - (b) Verification of licensure in good standing from the jurisdiction of current or most recent practice of acupuncture to fulfill the requirement of verifications of licensure from all jurisdictions of prior and current health related licensure.
- (4) In addition to the documents required in section (3) of this rule and in OAR 847-070-0022, the military spouse or domestic partner must submit a copy of the:
 - (a) Marriage certificate or domestic partnership registration with the name of the applicant and the name of the active duty member of the Armed Forces of the United States; and
 - (b) Assignment to a duty station located in Oregon by official active duty military order for the spouse or domestic partner named in the marriage certificate or domestic partnership registration.
- (5) A military spouse or domestic partner may obtain a temporary authorization for a license to practice medicine after satisfying sections (2) through (4) of this rule.

STATUTORY/OTHER AUTHORITY: ORS 677.265, Oregon Laws 2019, chapter 142 (HB 3030), Oregon Laws 2019, chapter 626 (SB 688)

STATUTES/OTHER IMPLEMENTED: ORS 677.275, ORS 677.759, ORS 676.308, Oregon Laws 2019, chapter 142 (HB 3030), Oregon Laws 2019, chapter 626 (SB 688)

AMEND: 847-080-0016

RULE TITLE: Application for Licensure by Military Spouse or Domestic Partner

NOTICE FILED DATE: 10/10/2019

RULE SUMMARY: The amendments implement HB 3030 (2019) and SB 688 (2019) to provide the spouse or domestic partner of a member of the U.S. Armed Forces stationed in Oregon a temporary authorization to practice as a Podiatric Physician (DPM).

RULE TEXT:

- (1) "Military spouse or domestic partner" means a spouse or domestic partner of an active member of the Armed Forces of the United States who is the subject of a military transfer to Oregon.
- (2) To qualify for licensure under this rule, the military spouse or domestic partner must:
 - (a) Meet the requirements for licensure as stated in OAR 847-080-0010;
 - (b) Be married to, or in a domestic partnership with, a member of the Armed Forces of the United States who is assigned to a duty station located in Oregon by official active duty military order;
 - (c) Be licensed to practice podiatric medicine in another state or territory of the United States;
 - (d) Be in good standing, with no restrictions or limitations upon, actions taken against, or investigation or disciplinary action pending against his or her license in any jurisdiction where the applicant is or has been licensed; and
 - (e) Demonstrate competency by having at least one year of active practice or teaching of podiatric medicine during the three years immediately preceding the application.
- (3) If a military spouse or domestic partner applies for a license to practice podiatric medicine, the Board may accept:
 - (a) A copy of the podiatric medical school diploma to fulfill the requirement for a Dean's Letter of Recommendation and the Verification of Medical Education form; and
 - (b) Verification of licensure in good standing from the jurisdiction of current or most recent practice of podiatric medicine to fulfill the requirement of verifications of licensure from all jurisdictions of prior and current health related licensure.
- (4) If a military spouse or domestic partner applies for a license to practice podiatric medicine, the Board will obtain the results of a query of the National Practitioner Data Bank on behalf of the applicant.
- (5) In addition to the documents required in section (3) of this rule and in OAR 847-080-0013 and 847-080-0017, the military spouse or domestic partner must submit a copy of the:
 - (a) Marriage certificate or domestic partnership registration with the name of the applicant and the name of the active duty member of the Armed Forces of the United States; and
 - (b) Assignment to a duty station located in Oregon by official active duty military order for the spouse or domestic partner named in the marriage certificate or domestic partnership registration.
- (6) A military spouse or domestic partner may obtain a temporary authorization for a license to practice medicine after satisfying sections (2) through (5) of this rule.

STATUTORY/OTHER AUTHORITY: ORS 677.265, ORS 677.820, Oregon Laws 2019, chapter 142 (HB 3030), Oregon Laws 2019, chapter 626 (SB 688)

STATUTES/OTHER IMPLEMENTED: ORS 677.820, ORS 677.825, ORS 677.830, ORS 676.308, Oregon Laws 2019, chapter 142 (HB 3030), Oregon Laws 2019, chapter 626 (SB 688)