



## NOTICE OF PROPOSED RULEMAKING INCLUDING STATEMENT OF NEED & FISCAL IMPACT

### CHAPTER 847 OREGON MEDICAL BOARD

**FILED**

10/08/2025 12:40 PM  
ARCHIVES DIVISION  
SECRETARY OF STATE

FILING CAPTION: Implementing HB 2143 (2025) to establish five-needle protocol technician qualifications and regulations.

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 11/24/2025 5:00 PM

*The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.*

CONTACT: Elizabeth Ross  
971-673-2700  
elizabeth.ross@omb.oregon.gov

1500 SW 1st Avenue Suite 620  
Portland, OR 97201

Filed By:  
Elizabeth Ross  
Rules Coordinator

### HEARING(S)

*Auxiliary aids for persons with disabilities are available upon advance request. Notify the contact listed above.*

DATE: 11/18/2025

TIME: 10:00 AM

OFFICER: Elizabeth Ross

### REMOTE HEARING DETAILS

MEETING URL: Click here to join the meeting

PHONE NUMBER: 669-254-5252

CONFERENCE ID: 1605072457

SPECIAL INSTRUCTIONS:

Meeting ID: 160 507 2457

Passcode: p0JZ#qs0z5

omb.oregon.gov/5NP

### NEED FOR THE RULE(S)

The proposed rules are needed to implement House Bill 2143 (2025) that was passed by the Oregon Legislature and signed into law by Governor Kotek in June 2025. This legislation allows individuals with specific training in five-needle protocol (5NP) to apply for registration with the Oregon Medical Board beginning March 1, 2026. In Oregon, 5NP is defined as a standardized, supportive treatment for substance use disorders, mental health conditions, and trauma. The proposed rulemaking is needed to establish the 5NP technician qualifications, registration process and fees, training requirements, and sanitation and best practice standards for 5NP treatments.

### DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE

HB 2143 (2025) <https://olis.oregonlegislature.gov/liz/2025R1/Downloads/MeasureDocument/HB2143>

National Acupuncture Detoxification Association (NADA) <https://acudetox.com/faqs/>

People's Organization of Community Acupuncture (POCA) <https://pocacoop.com/ears/>  
Texas Title 3, Subtitle C, Chapter 205.303 <https://statutes.capitol.texas.gov/docs/OC/htm/OC.205.htm>  
Colorado C.R.S. 12-245-233 <https://leg.colorado.gov/sites/default/files/images/olls/crs2024-title-12.pdf>  
ORS 677, [https://www.oregonlegislature.gov/bills\\_laws/ors/ors677.html](https://www.oregonlegislature.gov/bills_laws/ors/ors677.html)  
Linked documents are also available by contacting the Oregon Medical Board.

---

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

The proposed rules are intended to increase access to five-needle protocol (5NP) treatments to underserved and marginalized communities and people who typically avoid traditional healthcare, which may favorably impact racial equity in the state. Of the comments received supporting 5NP implementation, the vast majority state that marginalized and tribal communities will benefit from these proposed rules.

---

#### FISCAL AND ECONOMIC IMPACT:

The proposed rules have no additional fiscal impact to the Oregon Medical Board beyond that estimated for HB 2143 (2025). The proposed rules implement HB 2143 by establishing qualifications and a registration process for technicians to perform 5NP treatments without additional licensure.

---

#### 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).*

(1) The Oregon Medical Board will be economically affected by incurring costs to create and maintain 5NP regulations. As noted in the bill's fiscal impact statement, initial program costs will exceed the proposed registration fee revenue. The agency will cover these startup costs with existing funds paid by OMB licensees. This expense is expected to be repaid over time through 5NP technician registration fees.

The OMB is not aware of other state agencies or units of local government that will be impacted.

Members of the public who wish to provide 5NP treatments will need to obtain 5NP training and OMB registration, specifically paying fees to obtain and maintain a 5NP registration.

It is not currently known if OMB licensed acupuncturists will lose patients to 5NP technicians. No data on the number of acupuncturists who rely on 5NP as a significant contribution to their practice and source of income has been provided to date. Additionally, during 5NP Workgroup meetings, some acupuncturists commented that 5NP treatments may serve as a "gateway" for individuals to access other health care and community resources, including acupuncture. The proposed rules will have a minimal economic impact on members of the public receiving 5NP treatments; 5NP is intended to be a low-cost treatment.

Organizations or individuals who offer 5NP training courses that meet or exceed the OMB requirements may gain revenue from those who enroll in or attend these courses.

(2)(a) The proposed rules apply to individuals seeking registration as 5NP technicians. Small businesses cannot register as 5NP technicians themselves, but they may employ registered technicians or use them as volunteers. Small businesses may choose to offer the 5NP training courses outlined in these rules. The Board is aware of at least two small businesses or nonprofit organizations offering 5NP training courses in Oregon.

(b) The proposed rules impose no direct mandatory reporting, recordkeeping, or administrative requirements on small businesses that offer 5NP. However, small businesses that choose to contract with or employ 5NP technicians or who offer 5NP training courses may be indirectly impacted. Registered 5NP technicians will be required to maintain consent forms for 5NP treatments and will be required reporters under ORS 676.150. Small businesses who offer 5NP training courses will need to design their courses to meet all training elements outlined in the proposed rules for their students

to qualify for 5NP registration; however, the rules were developed in consultation with the existing training programs to limit any additional requirements.

(c) The rulemaking imposes no additional requirements regarding equipment, supplies, labor or administration.

---

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

Members of the Board, Committee and 5NP Workgroup members who were consulted in the development of the rule represent small businesses. The rule was reviewed by the 5NP Workgroup on August 13, August 27, and September 3, at the Acupuncture Advisory Committee meeting on September 12, and at the full Board meeting on October 2, 2025.

---

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? NO IF NOT, WHY NOT?

The rule was reviewed by the 5NP Workgroup, Acupuncture Advisory Committee, and Oregon Medical Board. Board, Committee, and Workgroup members represent the interests of persons and communities likely to be affected by a proposed rule. Overall, Board, Committee, and Workgroup members are licensees of the Oregon Medical Board, future 5NP technicians, or members of the public who may receive 5NP treatments.

---

RULES PROPOSED:

847-005-0005, 847-071-0000, 847-071-0005, 847-071-0007, 847-071-0020, 847-071-0025, 847-071-0030, 847-071-0035, 847-071-0040, 847-071-0050

AMEND: 847-005-0005

**RULE SUMMARY:** The proposed rule implements House Bill 2143 (2025) allowing individuals with specific training in five-needle protocol (5NP) to apply for registration with the Oregon Medical Board beginning March 1, 2026. HB 2143 authorizes the OMB to establish registration and renewal fees 5NP technicians. The proposed rulemaking sets fees at \$100 for initial registration and \$50 annually (\$100 biennially) for renewal starting March 1, 2026. Also, the OMB will apply its existing Criminal Records Check Fee to 5NP technicians during the initial application process and as needed for renewals or investigations, as permitted under HB 2143.

CHANGES TO RULE:

847-005-0005  
Licensure Fees ¶

(1) Doctor of Medicine (MD) and Doctor of Osteopathic Medicine (DO) Licensing Fees:¶

(a) Initial License Application - \$375.¶

(b) Registration: Active, Administrative Medicine, Inactive, Locum Tenens, Military/Public Health, Telemedicine, Telemonitoring and Teleradiology - \$314/year. Per ORS 677.290(3), fee includes \$10/year for the Oregon Health and Science University Library.¶

(c) Registration: Emeritus - \$50/year.¶

(d) Limited License, SPEX/COMVEX, Visiting Professor, Fellow, Medical Faculty, Postgraduate Application and Registration - \$185.¶

(2) Acupuncture Licensing Fees:¶

(a) Initial License Application - \$245.¶

(b) Registration: Active, Inactive, Locum Tenens and Military/Public Health - \$201/year.¶

(c) Registration: Emeritus - \$50/year.¶

(d) Limited License, Visiting Professor, Pending Examination Application and Registration - \$75.¶

(3) Physician Associate Licensing Fees:¶

(a) Initial License Application - \$245.¶

(b) Registration: Active, Inactive, Locum Tenens, Military/Public Health, and Telemedicine - \$239/year.¶

(c) Registration: Emeritus - \$50/year.¶

(d) Limited License, Pending Examination Application and Registration - \$75.¶

(4) Doctor of Podiatric Medicine Licensing Fees:¶

(a) Initial Application - \$340.¶

- (b) Registration: Active, Administrative Medicine, Inactive, Locum Tenens, Military/Public Health, Telemedicine and Telemonitoring - \$304/year.¶
  - (c) Registration: Emeritus - \$50/year.¶
  - (d) Limited License, Postgraduate Application and Registration - \$185.¶
  - (5) Other Application or Licensing Fees:¶
    - (a) Reactivation Application Fee - \$50.¶
    - (b) Electronic Prescription Drug Monitoring Program - \$35/year. Per ORS 431A.850-431A.895, fee is assessed to licensees authorized to prescribe or dispense controlled substances in Oregon for the purpose of creating and maintaining the Prescription Drug Monitoring Program administered by the Oregon Health Authority.¶
    - (c) Workforce Data Fee - \$2/year. Per ORS 676.410, fee is assessed for the purpose of creating and maintaining a healthcare workforce data base administered by the Oregon Health Authority.¶
    - (d) Criminal Records Check Fee - \$52. Per ORS 181A.195(9)(e), fee is the actual cost of acquiring and furnishing criminal offender information.¶
    - (e) Health Professionals' Services Program Fee - \$25/year. Fee is assessed to sustain the Health Professionals' Services Program.¶
  - (6) Delinquent Registration Renewals:¶
    - (a) Delinquent MD/DO Registration Renewal - \$195.¶
    - (b) Delinquent Acupuncture Registration Renewal - \$80.¶
    - (c) Delinquent Physician Associate Registration Renewal - \$80.¶
    - (d) Delinquent Doctor of Podiatric Medicine Registration Renewal - \$195.¶
  - (7) All Board fees and fines are non-refundable and non-transferable.¶
  - (8) Registration fees in this rule and other fees described in section (5)(b), (5)(c), and (5)(e) for Active, Administrative Medicine, Inactive, Locum Tenens, Military/Public Health, Telemedicine, Telemonitoring and Teleradiology statuses are collected biennially except where noted in OAR chapter 847.¶
  - (9) Five-needle protocol (5NP) Technician Fees: ¶
    - (a) Application & Registration - \$100.¶
    - (b) Renewal Registration: Active - \$50/year.¶
    - (c) 5NP applicants and technicians are exempt from fees outlined in other sections of this rule, except for the Criminal Records Check Fee in section (5)(d).
- Statutory/Other Authority: ORS 677.265, 181A.195, 431A.880, 676.410, Oregon Laws 2025, chapter 296, section 2 (HB 2143)
- Statutes/Other Implemented: ORS 677.265, 181A.195, 431A.880, 676.410, 677.290, Oregon Laws 2025, chapter 296, section 2 (HB 2143)

ADOPT: 847-071-0000

RULE SUMMARY: The proposed rules implement House Bill 2143 (2025) that was passed by the Oregon Legislature and signed into law by Governor Kotek in June 2025. This legislation allows individuals with specific training in five-needle protocol (5NP) to apply for registration with the Oregon Medical Board beginning March 1, 2026. In Oregon, 5NP is defined as a standardized, supportive treatment for substance use disorders, mental health conditions, and trauma. The proposed rulemaking is needed to establish the 5NP technician qualifications, registration process, training requirements, and sanitation and best practice standards for 5NP treatments.

CHANGES TO RULE:

847-071-0000

Purpose Statement

Five-needle protocol (5NP) represents a unique fusion of ancient Eastern healing practices with modern healing and social justice movements. In Oregon, 5NP is a standardized, supportive treatment for individuals experiencing substance use disorders, mental health conditions, and trauma. The five points are the shen men, sympathetic, liver, kidney and lung points on the human outer ear. The Oregon Medical Board is responsible for establishing training and registration requirements and regulating the practice of 5NP technicians in order to expand access to safe, standardized, low-barrier treatment in a manner that protects individuals in Oregon accessing 5NP treatments.

Statutory/Other Authority: ORS 677.265, Oregon Laws 2025, chapter 296, section 2 (HB 2143)

Statutes/Other Implemented: Oregon Laws 2025, chapter 296, section 2 (HB 2143)

ADOPT: 847-071-0005

RULE SUMMARY: The proposed rule implements House Bill 2143 (2025) allowing individuals with specific training in five-needle protocol (5NP) to apply for registration with the Oregon Medical Board beginning March 1, 2026.

CHANGES TO RULE:

847-071-0005

Definitions

As used in division 71 rules regulating five-needle protocol:¶

(1) "Acupuncture" has the meaning given in ORS 677.757.¶

(2) "Board" means the Oregon Medical Board. ¶

(3) "Five-needle protocol" or "5NP" has the meaning given in Oregon Laws 2025, chapter 296, section 2, the standardized five-needle treatment protocol in which five points on the human outer ear are stimulated with sterile, single-use disposable needles, ear seeds or ear beads for the purpose of achieving temporary relief from the symptoms of substance use disorder, mental health conditions or trauma. The five points are the shen men, sympathetic, liver, kidney and lung points.¶

(4) "5NP technician" means an individual registered by the Oregon Medical Board to provide five-needle protocol treatments in Oregon.

Statutory/Other Authority: ORS 677.265, Oregon Laws 2025, chapter 296, section 2 (HB 2143)

Statutes/Other Implemented: Oregon Laws 2025, chapter 296, section 2 (HB 2143)

ADOPT: 847-071-0007

RULE SUMMARY: The proposed rule implements House Bill 2143 (2025) allowing individuals with specific training in five-needle protocol (5NP) to apply for registration with the Oregon Medical Board beginning March 1, 2026. The proposed rule requires a person obtain 5NP registration before providing 5NP treatments, unless the person is an Oregon licensed acupuncturist or physician.

CHANGES TO RULE:

847-071-0007

Five-Needle Protocol Registration Required

(1) Except as provided in sections (2) and (3) of this rule, no person may provide five-needle protocol (5NP) treatment without first obtaining a registration from the Oregon Medical Board.¶

(2) An acupuncturist licensed under ORS 677.757 to 677.770 may provide 5NP treatment without additional 5NP registration.¶

(3) A physician licensed to practice medicine as a medical doctor or doctor of osteopathic medicine pursuant to ORS Chapter 677 may provide 5NP treatment without additional 5NP registration.

Statutory/Other Authority: ORS 677.265, Oregon Laws 2025, chapter 296, section 2 (HB 2143)

Statutes/Other Implemented: Oregon Laws 2025, chapter 296, section 2 (HB 2143)

ADOPT: 847-071-0020

RULE SUMMARY: The proposed rule implements House Bill 2143 (2025) allowing individuals with specific training in five-needle protocol (5NP) to apply for registration with the Oregon Medical Board beginning March 1, 2026. The proposed rule sets the qualifications for a 5NP technician.

CHANGES TO RULE:

847-071-0020

Qualifications

(1) An applicant for registration as a five-needle protocol (5NP) technician must:

(a) Be at least 18 years of age;

(b) Have successfully completed a training program as described in OAR 847-071-0025. If the program was completed more than ten years before the date of application the applicant must demonstrate current competency through relevant courses or 5NP treatments; and

(c) Have good moral character as those traits would relate to the applicant's ability to provide 5NP treatments. Substance use disorder in remission, mental health conditions, or other lived experiences alone are not a reflection of current moral character.

(2) Criminal history is not an automatic disqualification for registration. The Board evaluates each applicant's background and experience and will consider additional information provided by the applicant.

(3) No applicant is entitled to registration who:

(a) Has had a registration, license, or certificate in a health-related field revoked or suspended unless the registration, license, or certificate has been restored or reinstated and the applicant is in good standing in the state which previously revoked the registration, license, or certificate;

(b) Has been refused a registration, license, or certificate in a health-related field on any grounds other than failure of a licensure examination; or

(c) Has been guilty of conduct similar to that which would be prohibited by or to which ORS 677.190 would apply. Statutory/Other Authority: ORS 677.265, Oregon Laws 2025, chapter 296, section 2 (HB 2143)

Statutes/Other Implemented: Oregon Laws 2025, chapter 296, section 2 (HB 2143)



ADOPT: 847-071-0025

RULE SUMMARY: The proposed rule implements House Bill 2143 (2025) allowing individuals with specific training in five-needle protocol (5NP) to apply for registration with the Oregon Medical Board beginning March 1, 2026. The proposed rule sets the 5NP training course and 5NP trainer requirements.

CHANGES TO RULE:

847-071-0025

Five-Needle Protocol Training

(1) Before training five-needle protocol (5NP) technicians in Oregon, a 5NP trainer must: ¶

(a) Request board approval by providing required documentation demonstrating qualifications under this section, and ¶

(b) Meet one of the following requirements: ¶

(A) Be an actively licensed Oregon acupuncturist or a physician licensed under ORS 677.100 to 677.133 who is in good standing with the Oregon Medical Board and has been practicing auricular acupuncture for a period of at least two years; or ¶

(B) Hold active 5NP technician registration issued by the Oregon Medical Board for a minimum of two years and co-teach a minimum of two 5NP training programs described in section (2) of the rule. The 5NP trainer that co-taught must provide the Oregon Medical Board a letter of recommendation and evaluation of the individual seeking approval as a 5NP trainer; or ¶

(C) Be an active National Acupuncture Detoxification Association (NADA) Registered Trainer or People's Organization of Community Acupuncture (POCA) Auricular Acu-Technician (AAT) Trainer. ¶

(2) The 5NP training program must include at least 30 hours of didactic and 40 ears needled during supervised clinical training, mechanisms to monitor a participant's engagement, and contain the following elements: ¶

(a) Sanitation and hygiene techniques. ¶

(b) Infection control precaution procedures. ¶

(c) Consent documentation and the individual's rights. ¶

(d) Ear needling and point location. ¶

(e) Plans to address potential risks, side effects, and complications. ¶

(f) Collaboration with other 5NP technicians, health care providers, and community resources. ¶

(g) Trauma informed care. ¶

(h) Origins of 5NP. ¶

(i) Maintaining professional boundaries, and ¶

(j) Reporting requirements. ¶

(3) Training programs completed prior to the first adoption of this rule may be substantially similar to the requirements described in section (2) of this rule. ¶

(4) A "5NP student" is an individual enrolled in a 5NP training program described in section (2) of this rule. This chapter does not prohibit a 5NP student from providing 5NP treatments rendered in the course of the training program.

Statutory/Other Authority: ORS 677.265, Oregon Laws 2025, chapter 296, section 2 (HB 2143)

Statutes/Other Implemented: Oregon Laws 2025, chapter 296, section 2 (HB 2143)

ADOPT: 847-071-0030

RULE SUMMARY: The proposed rule implements House Bill 2143 (2025) allowing individuals with specific training in five-needle protocol (5NP) to apply for registration with the Oregon Medical Board beginning March 1, 2026. The proposed rule sets the 5NP technician application requirements.

CHANGES TO RULE:

847-071-0030

Application

- (1) An application for registration as a five-needle protocol (5NP) technician may be accessed on the Board's website.¶
- (2) When applying for registration, the applicant must submit to the Board: ¶
  - (a) A complete application provided by the Board.¶
  - (b) Registration and criminal records check fees as outlined in OAR 847-005-0005.¶
  - (c) National fingerprint-based background check as provided in OAR 847-008-0068, and¶
  - (d) The following documentation:¶
    - (A) Legal Name and Age: A copy of a birth certificate, state issued identification card, or other documentation as approved by the Board. ¶
    - (B) Five-Needle Protocol Training: A copy of a certificate showing completion of a training program as described in OAR 847-071-0025 and if applicable documentation to demonstrate current competency as described in OAR 847-071-0020(1)(b). ¶
    - (C) Photograph: A close-up, passport-quality photograph, front view, head and shoulders (not profile), with features distinct, taken within 90 days preceding the filing of the application, and¶
    - (D) Verification of other Health-Related Registration, License, or Certificate: If requested by the Board, verification from all states or territories in which the applicant currently or previously held a health-related license, registration, or certification to practice and evidence that the applicant is in good standing and not subject to any disciplinary action or pending investigations in that state or territory.¶
- (3) An applicant may submit additional information on their background and experience for consideration. ¶
- (4) Every applicant must complete an application and document evidence of qualifications listed in OAR 847-071-0020 to the satisfaction of the Board before an applicant may be considered eligible for registration.¶
- (5) The Board may query the National Practitioner Data Bank (NPDB) system during the application process. ¶
- (6) Omissions or providing false, misleading, incomplete, or deceptive statements or information on any Board application is grounds for denial of registration or disciplinary action by the Board.¶
- (7) An application submitted with fees to the Board that is not complete within 90 days from application submission will expire. ¶
- (8) 5NP fees are not refundable and may not be credited toward other Board fees.¶
- (9) An applicant whose application has been expired, withdrawn, or denied must submit a new application, documentation, and fees. While a new application and documentation is required, the Board may still consider information provided in previous applications.

Statutory/Other Authority: ORS 677.265, Oregon Laws 2025, chapter 296, section 2 (HB 2143)

Statutes/Other Implemented: Oregon Laws 2025, chapter 296, section 2 (HB 2143)

ADOPT: 847-071-0035

RULE SUMMARY: The proposed rule implements House Bill 2143 (2025) allowing individuals with specific training in five-needle protocol (5NP) to apply for registration with the Oregon Medical Board beginning March 1, 2026. The proposed rule sets the 5NP technician registration requirements.

CHANGES TO RULE:

847-071-0035

Registration

- (1) Upon Board approval of an application, the Board will issue a registration and post the five-needle protocol (5NP) technician's name, registration, and other applicable information on the Board's website.¶
  - (2) A 5NP technician must hold an active registration to provide 5NP treatments.¶
  - (3) Registration expires December 31 of odd-numbered years and may be renewed biennially by:¶
    - (a) Submitting a Board-required renewal application;¶
    - (b) Paying the registration fee outlined in OAR 847-005-0005;¶
    - (c) Completing at least one hour of courses per registration period related to 5NP treatment or pain management; and¶
    - (d) Completing at least one hour per year of cultural competency courses or experiences that apply linguistic skills, use cultural information for therapeutic relationships, or elicit understanding and apply cultural and ethnic data in the process of clinical care, as provided in OAR 950-040-0020 or approved by the Oregon Health Authority under ORS 413.450.¶
  - (4) Upon failure to renew under section (3) of this rule, the registration will lapse. ¶
    - (a) A 5NP technician may not provide treatments under a lapsed registration. ¶
    - (b) Lapse of a registration is not discipline. ¶
    - (c) A lapsed registration must be renewed within 90 days, or the registration will expire. ¶
  - (5) A 5NP technician must keep a current mailing address on file with the Board.¶
  - (6) A 5NP technician who voluntarily chooses to not provide 5NP treatments in Oregon must be listed as expired.¶
  - (7) A 5NP technician with an expired registration must reapply by submitting a new application, documentation, and fees as outlined in OAR 847-005-0005. ¶
  - (8) Failure to comply with laws and rules related to 5NP technicians may result in loss of registration.
- Statutory/Other Authority: ORS 677.265, Oregon Laws 2025, chapter 296, section 2 (HB 2143)
- Statutes/Other Implemented: Oregon Laws 2025, chapter 296, section 2 (HB 2143)

ADOPT: 847-071-0040

RULE SUMMARY: The proposed rule implements House Bill 2143 (2025) allowing individuals with specific training in five-needle protocol (5NP) to apply for registration with the Oregon Medical Board beginning March 1, 2026. The proposed rule sets the 5NP treatment regulations for 5NP technicians, including sanitation and hygiene protocols and practice standards.

CHANGES TO RULE:

847-071-0040

Five-Needle Protocol Regulations

(1) Five-needle protocol (5NP) treatment must be practiced in accordance with Board rules and Oregon Laws 2025, chapter 296, section 2, including only:¶

(a) To provide temporary relief from the symptoms of substance use disorder, mental health conditions, or trauma; and¶

(b) Utilizing five ear points: shen men, sympathetic, liver, kidney, and lung points.¶

(2) A 5NP technician may not use the title "acupuncturist" or advertise or hold themselves out as being an acupuncturist or otherwise indicate they are authorized to practice acupuncture as defined in ORS 677.757.¶

(3) A 5NP technician must obtain written consent from the individual or the individual's representative prior to providing treatment by:¶

(a) Clearly explaining the 5NP treatment, including needle placement, duration, and expected sensations;¶

(b) Discussing potential risks and realistic treatment outcomes;¶

(c) Respecting the individual's right to decline treatment or withdraw consent at any time; and¶

(d) Having the individual self-identify the reason(s) for the 5NP treatment and date of treatment.¶

(4) Written consent for a 5NP treatment must be retained for at least three years from date of treatment and provided to the individual or the individual's representative upon their request. ¶

(5) For the individual and 5NP technician safety, a 5NP technician must:¶

(a) Use only sterile, single-use disposable needles, ear seeds, or ear beads; ¶

(b) Adhere to sanitation and hygiene protocols; ¶

(c) Meet community standards of care; and¶

(d) Establish clear procedures for handling complications or adverse reactions.¶

(6) A 5NP technician must set and maintain professional boundaries with all individuals receiving 5NP treatments and protect the individuals' privacy and dignity.

Statutory/Other Authority: ORS 677.265, Oregon Laws 2025, chapter 296, section 2 (HB 2143)

Statutes/Other Implemented: Oregon Laws 2025, chapter 296, section 2 (HB 2143)

ADOPT: 847-071-0050

RULE SUMMARY: The proposed rule implements House Bill 2143 (2025) allowing individuals with specific training in five-needle protocol (5NP) to apply for registration with the Oregon Medical Board beginning March 1, 2026. The proposed rule outline 5NP disciplinary proceedings.

CHANGES TO RULE:

847-071-0050

Disciplinary Proceedings

(1) The Board may suspend or revoke the registration of a five-needle protocol (5NP) technician if the Board finds that the technician:

(a) Represented themselves or allowed another person to represent them as a physician, acupuncturist, or other health care provider, unless the 5NP technician holds the appropriate license.

(b) Performed any act other than 5NP which constitutes the practice of acupuncture in violation of ORS 677.759 or Oregon Laws 2025, chapter 296.

(c) Engaged in conduct constituting gross or repeated negligence in providing 5NP treatments.

(d) Is incompetent to provide 5NP treatments.

(e) Violated any of the provisions of ORS 677.190 or OAR 847-071-0040.

(2) Any Board investigation or disciplinary proceeding must be held in accordance with ORS Chapter 183, ORS 676.150 to 676.180, and ORS 677.184 to 677.228.

Statutory/Other Authority: ORS 677.265, Oregon Laws 2025, chapter 296, section 2 (HB 2143)

Statutes/Other Implemented: Oregon Laws 2025, chapter 296, section 2 (HB 2143)