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NOTICE OF PROPOSED RULEMAKING INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 851 BOARD OF NURSING

FILED

09/22/2025 1:42 PM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: Div 62 - Align with statutory updates, clarify terminology and standardize processes for certificate holders.

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 10/21/2025 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.

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Portland, OR 97224

Filed By:
Brandy Ritter
Rules Coordinator

HEARING(S)

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

DATE: 10/21/2025

TIME: 11:00 AM

OFFICER: Brandy Ritter

REMOTE HEARING DETAILS

MEETING URL: Click here to join the meeting

PHONE NUMBER: 669-444-9171

CONFERENCE ID: 85728764325

SPECIAL INSTRUCTIONS:

Meeting URL: <https://us06web.zoom.us/j/85728764325>

Meeting ID: 857 2876 4325

One tap mobile +16694449171,,85728764325#

Presenters: Only those registered to provide testimony will be called to present comments. To register to testify for this hearing, please contact: brandy.ritter@osbn.oregon.gov at least 24 hours prior to the start of the hearing and provide name, address, and affiliation (This is required per OAR 137-001-0030).

Presenters may also register at the beginning of the hearing but are encouraged to pre-register to reserve time during the hearing for the presentation of testimony.

Each presenter will have 3 minutes to testify. Be prepared to summarize your comments to fit within the allotted time.

The hearing will close no later than 12:00 PM and may close earlier if all individuals that have registered to testify have

had the opportunity to enter their comments into the record.

Submit Written Comments Via email: brandy.ritter@osbn.oregon.gov.

All written comments and materials must be received by the close of the comment period on October 21, 2025, at 5:00PM. Late comments will not be reviewed or considered.

For accommodations or questions, please contact the OSBN Rule Coordinator at least 72 hours prior to the hearing.

NEED FOR THE RULE(S)

Division 62 establishes requirements for certification, renewal, reinstatement, and discipline for nursing assistants, medication aides, and related certificate holders. The amendments are needed to:

- Align rule language with statutory updates in ORS 678.150–678.445.
- Replace outdated terminology such as “unencumbered” with “in good standing.”
- Standardize “reactivation” references to “reinstatement” for consistency with other licensing divisions.
- Clarify processes for application, renewal, reinstatement, and discipline.
- Ensure clarity for regulated parties and administrative efficiency for the Board.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE

Oregon Revised Statutes 678.150–678.445 https://www.oregonlegislature.gov/bills_laws/ors/ors678.html

- Current Division 62 rules
- Stakeholder and RAC meeting notes
- NCSBN model language and national CNA standards

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

The amendments promote equity by ensuring consistent standards and clear pathways for certification and reinstatement across all applicants, reducing barriers caused by inconsistent terminology or unclear processes. The changes do not create disparate impacts on any racial or ethnic group.

FISCAL AND ECONOMIC IMPACT:

State Agencies & Local Government: No significant fiscal impact anticipated. The Oregon State Board of Nursing will incorporate updated forms and communications into routine operations without additional budget requests.

Members of the Public: No impact limited to improved clarity and alignment with current law.

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).

State Agencies & Local Government: No significant fiscal impact anticipated. The Oregon State Board of Nursing will incorporate updated forms and communications into routine operations without additional budget requests.

Members of the Public: No impact limited to improved clarity and alignment with current law.

Small Business: Administrative Activities: No additional reporting or recordkeeping requirements. No increased costs for professional services, equipment, or administration.

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

Representatives from healthcare facilities, training programs, and long-term care organizations participated in the RAC process.

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? YES

RULES PROPOSED:

851-062-0011, 851-062-0050, 851-062-0061, 851-062-0070, 851-062-0071, 851-062-0072, 851-062-0075, 851-062-0090, 851-062-0110, 851-062-0114, 851-062-0115, 851-062-0116

AMEND: 851-062-0011

RULE SUMMARY: Define acronym CNA/CMA for first time so acronym can be used throughout division.

CHANGES TO RULE:

851-062-0011

Name, Address and Employer of Record

(1) Name of Record:¶

(a) The current legal name of the ~~CNA or CMA~~ Certified Nursing Assistant (CNA) or Certified Medication Aide (CMA) must be on file with the Board at all times and shall be considered the name of record.¶

(b) To change the name of record, the CNA or CMA must submit notification of change of name to the Board, accompanied by legal proof of that name change. Such proof must be in the form of official records reflecting the current name of legal record.¶

(c) The name of record must be the same name used for the performance of authorized duties.¶

(2) Contact Information of Record:¶

(a) A CNA or CMA must keep current contact information on file with the Board at all times, including mailing address which shall be considered the address of record, primary phone contact number, and e-mail address.¶

(b) A Notice of Proposed Disciplinary Action sent to the CNA or CMA's address of record by certified mail or registered mail, is sufficient notice even if the CNA ~~OR~~ or CMA fails to ~~or refuses to~~ respond to the postal service "return receipt" and never receives the Notice. Such mailing permits the Board to proceed with disciplinary action in the absence of a request for a hearing.¶

(3) Employer of Record: Any CNA or CMA actively performing CNA or CMA authorized duties must report current employer(s) and employer's mailing address(es) to the Board. All employers, where the CNA or CMA is working within the authorized duties, must be reported. The CNA or CMA must update every change in employer and employer's mailing address to the Board no later than 30 days after the change.

Statutory/Other Authority: ORS 678.442

Statutes/Other Implemented: ORS 678.442

RULE SUMMARY: Consolidated and clarified language for alignment with HB 3044.

CHANGES TO RULE:

851-062-0050

CInitial Nursing Assistant (NA) Certification Eligibility

An applicant for CNA certification must submit a completed application. An initial applicant submitting an application after July 1, 2021, must attest to having at least two hours of cultural competency education in the two years preceding the receipt of a completed application. An individual may qualify for CNA certification in one of the following ways:¶¶

(1) Board-Approved Nursing Assistant Training Program:¶¶

(a) Complete a Board-approved nursing assistant training program within one year of application. If the training program was completed in another U.S. state or jurisdiction, provide proof of the training. Documents accepted as proof are listed below and should be sent directly to the Board by the issuing institution:¶¶

(A) Certificate that states the date of completion and number of classroom and clinical hours; or¶¶

(B) Verification from the training organization or state regulatory agency on official letterhead that states date of completion and number of classroom and clinical hours; and¶¶

(b) Pass (1) An individual may apply for initial NA certification by submitting a completed application, which includes:¶¶

(a) The Board's initial application form;¶¶

(b) Payment of all applicable fees described in OAR Chapter 851 Division 2;¶¶

(c) Proof of passing the Board-approved NA competency examination within one year of application. There is no limit on the number of times an individual can take the exam within the one year period.¶¶

(2) Military Corpsman or Medic Training and Experience:¶¶

(a) Submit with application:¶¶

(A) A Joint Services transcript that documents training as an aeronautical medic, combat medic 68W, or medical training as a naval corpsman;¶¶

(d) Completion of a national fingerprint criminal history background check as described in OAR 851-001-0115; and¶¶

(Be) A DD214 that documents service in the U.S. Air Force, Army, Coast Guard, Marines, or Navy within two years of application. One of the following:¶¶

(bA) Pass the Board-approved roof of competency examination within one year of application. There is no limit on the number of times an individual can take the exam within the one year period.¶¶

(3) RN or LPN Licensure:¶¶

(a) Hold an active, unencumbered RN or LPN license. An individual with an encumbered license will be considered on a case by case basis.¶¶

(b) If licensed in another U.S. state or jurisdiction, arrange for primary source verification of active unencumbered RN or LPN license to be sent directly to the Board.¶¶

(4) Student Nurse:¶¶

(a) Provide proof of current enrollment in an approved U.S. nursing education program. Documents accepted as proof of enrollment are listed below and should be sent directly to the Board by the issuing institution: ion, including date of completion of a nursing assistant training program approved by the Board or, for non-Oregon programs, by the appropriate agency in that state or U.S. territory;¶¶

(AB) An official transcript; or Joint Services transcript and DD214 form;¶¶

(BC) Documentation of program enrollment from the director or dean on official school letterhead; and¶¶

(b) Completion of coursework that has been determined by the Board to be equivalent to the Board-approved nursing assistant training program curriculum; and Proof of an active RN, PN or Vocational Nurse (VN) license in good standing; or¶¶

(cD) Pass the Board-approved competency examination within one year of application. There is no limit on the number of times an individual can take the exam within the one year period.¶¶

(5) Nursing Assistant from Another U.S. State or Jurisdiction Applying by Endorsement:¶¶

(a) Completion of a nursing assistant training program that meets OBRA standards. Documents accepted as proof are listed below and should be sent directly to the Board by the issuing institution:¶¶

(A) Certificate that states date of completion and number of classroom and clinical hours; or¶¶

(B) Verificatiroof of current enrollment in a nursing education program approved by the Board or, for non-Oregon from training organization or state regulatorygrams, by the appropriate agency on official letterhead that states date of completion and number of classroom and clinical hours; or U.S. territory.¶¶

(b2) WForked at least 400 hours in the last two years in another U.S. state or jurisdiction with active C applicants

~~with NA certification; in a paid position doing CNA authorized duties with supervision by an RN or LPN or monitoring by an RN. If it has been less than two years from completion of training program, this requirement is waived.~~

~~(c) If the Board is unable to verify current CNA certification from a primary source database, the nursing assistant will arrange for primary source verification in another state or U.S. territory at the time of application of the active CNA certification from the U.S. state or jurisdiction in which certification is held to be sent directly to the Board.~~

~~(d) An individual who cannot satisfy these requirements may:~~

~~(A) Complete a Board-approved nursing assistant training program; and~~

~~(B) Pass may be considered proof of completion of the Board-approved competency examination within one year of.~~

~~(3) Incomplete application. There is no limit on the number of times an individual can take the exam within the one year period after the initial submission date.~~

Statutory/Other Authority: ORS 678.440, ORS 678.442, ORS 676.850

Statutes/Other Implemented: ORS 678.442, ORS 676.850

AMEND: 851-062-0061

RULE SUMMARY: Changed reactivation to Reinstatement/Reinstated.

CHANGES TO RULE:

851-062-0061

CNA Limited Certificate for Governor-Declared Emergency

(1) During an emergency declared by the Governor pursuant to ORS 401.165 and subject to terms and conditions that the Board may impose, the Board may issue a limited certificate to a nursing assistant authorized in another state or U.S. jurisdiction when the following requirements are met:¶¶

(a) A completed application (application fee waived) is received by the Board; and¶¶

(b) Using instructions provided by the Board, the applicant must arrange for primary source verification of the active unencumbered nursing assistant certification in another state or jurisdiction.¶¶

(2) The limited certification shall expire on the following date, whichever occurs first:¶¶

(a) The Oregon Governor-Declared Emergency declaration expires; or¶¶

(b) The certification in the state or jurisdiction used to obtain the limited certification expires; or¶¶

(c) Two years after the issuance of the limited certification.¶¶

(3) Non-Renewable Limited Certification: A limited certification is not renewable and expires based on whichever occurs first in OAR 851-062-0061(2). The individual must apply for permanent Oregon certification by endorsement in order to continue performing nursing assistant duties in Oregon. Continuing to work in Oregon after the limited certification has expired is considered practicing without a valid certification and is subject to Board action.¶¶

(4) ~~Reactivation~~Reinstatement of Limited Certification: A previously issued expired limited certification may be ~~reactivated~~reinstated if the following are true:¶¶

(a) A new state of emergency has been declared by the Governor; and¶¶

(b) The individual has not been issued permanent Oregon CNA certification by endorsement; and¶¶

(c) Holds active unencumbered nursing assistant certification in another state or U.S. jurisdiction.¶¶

(d) A qualified applicant must:¶¶

(A) Submit a completed ~~reactivation~~reinstatement application (application fee waived) to the Board; and¶¶

(B) Using instructions provided by the Board, the applicant must arrange for primary source verification of the active unencumbered nursing assistant certification in another state or jurisdiction.

Statutory/Other Authority: ORS 401.165

Statutes/Other Implemented: ORS 401.165

AMEND: 851-062-0070

RULE SUMMARY: Consolidated and clarified language for alignment with HB 3044.

CHANGES TO RULE:

851-062-0070

Renewal of CNA Certification

(1) ~~Renewal applications will not be processed until all fees have been submitted. The official time of application is per Board records. There is no grace period for certification renewal. An NA certificate is valid for two years from the date it is issued. Certificate holders must apply for renewal by 11:59 p.m. on the date of their license expiration to be considered timely.~~

(2) ~~The certificate holder must~~ reapply by submitting a completed application in accordance with the timeline described in ORS 678.101.

(a) ~~The certification shall automatically expire if the CNA fails to renew by the expiration date.~~

(b) ~~A CNA may not work as a CNA with an expired certification.~~

(c) ~~Failure to receive the renewal reminder shall not relieve the CNA of the responsibility of renewing the certificate by the expiration date which includes:~~

(a) ~~The Board's renewal application form;~~

(b) ~~Payment of applicable fees in OAR Chapter 851 Division 2.~~

(d) ~~A CNA may renew certification up to 30 days post expiration date by paying a late fee. After 30 days the certificate holder must comply with the rules described in OAR 851-062-0071.~~

(2) ~~Renewal Requirements: Completion of state records criminal background check as described in OAR 851-001-0115; and~~

(a) ~~Submit a completed application before the expiration date of CNA certification.~~

(b) ~~A renewal applicant submitting an application after July 1, 2021, Every 48 months or every other renewal cycle, the applicant must attest to having at least completion of two hours of cultural competency education in the two years preceding the receipt of a completed applying education.~~

(c) ~~3) Paid Employment: Worked at least 400 hours in a paid position within the last two years with active CNA certification. A CNA who has been certified for less than two years or has successfully passed the Board-approved competency examination within the last two years is exempt from the 400 hour paid employment requirement. Hours worked as a CMA with a renewal application may be submitted no more than the last two years may be used as part or all of the required 400 hours of paid employment.~~

(d) ~~Student Nurse: A nursing student may renew without documentation of paid employment by providing proof of current enrollment in an approved U.S. nursing education program. Documents 90 days before the expiration of the certificate.~~

(4) ~~Once accepted as proof are listed below and should certificate has be sent directly to the Board by the issuing institution:~~

(A) ~~An official transcript; or~~

(B) ~~Verification of enrollment from the director or dean on official school letterhead.~~

(e) ~~RN or LPN Licensure: A currently licensed RN or LPN may use their RN or LPN practice hours within the last two years as part or all of the required 400 hours of paid employment. If licensed in another U.S. state or jurisdiction, arrange for primary source verification of active unencumbered RN or LPN license to be sent directly to the Board. If expired for more than 90 days, an individual will need to apply for reinstatement described in OAR 851-062-0071.~~

(3) ~~The CNA has the burden of proof that activities meet the employment requirement.~~

(4) ~~The Board may validate employment hours through a random audit process.~~

(5) ~~A nursing assistant who cannot meet all the employment requirements for renewal may apply for reactivation of certification. Incomplete applications expire 12 months after submission date.~~

Statutory/Other Authority: ORS 678.440, ORS 678.442, ORS 676.850

Statutes/Other Implemented: ORS 678.442, ORS 676.850

AMEND: 851-062-0071

RULE SUMMARY: Consolidated and clarified language for alignment with HB 3044. Updated reactivation to Reinstatement/Reinstated.

CHANGES TO RULE:

851-062-0071

Reactivation/Reinstatement of CNA Certification

(1) ~~To reactivate~~ An individual whose NA certification that is ~~been expired by for more than 320 days but less no more than two years, an~~ may ~~applicant must~~ for reinstatement by submitting a completed application and qualify for CNA reactivation in one of the following way, which includes: ¶

(a) Paid employment: Worked at least 400 hours in the last two years in any U.S. state or jurisdiction with active CNA certification, in a paid position doing CNA authorized duties with supervision of an RN or LPN or monitoring by an RN. Hours worked as a CMA within the last two years may be used as part or all of the required 400 hours of paid employment. If it has been less than two years from completion of training program, this requirement is waived. The Board's reinstatement application form; ¶

(b) Payment of the fee in OAR Chapter 851 Division 2; ¶

(b) Exam: Pass the Board-approved competency examination within one year of application. There is no limit on the number of times an individual can take the exam within the one year period. ¶

(c) Student Nurse: A nursing student may reactivate without documentation of paid employment by providing proof of current enrollment in an approved U.S. nursing education program. Documents accepted as proof of enrollment are listed below and should be sent directly to the Board by the issuing institution: ¶

(A) An official transcript; or Completion of a national fingerprint-based criminal background check as described in OAR 851-001-0115; and ¶

(B) Documentation of program enrollment from the director or dean on official school letterhead. ¶

(d) Active RN or LPN: A currently licensed RN or LPN may use their RN or LPN practice hours within the last two years as part or all of the required 400 hours of paid employment. If licensed in another U.S. state or jurisdiction, arrange for primary source verification of active unencumbered RN or LPN license to be sent directly to the Board. ¶

(2) To reactivate certification that is expired by more than two years, an applicant must submit a completed application and qualify for CNA reactivation in one of the following ways: ¶

(a) Paid Employment: Worked at least 400 hours in the last two years in another U.S. state or jurisdiction with active CNA certification. If it has been less than two years from completion of training program, this requirement is waived. If the Board is unable Completion of two hours of cultural competency continuing education. ¶

(2) An individual with an expired NA certification for over two verify current CNA certification from a primary source database, the nursing assistant will arrange for primary source verification of active CNA certification from the U.S. state or jurisdiction in which certification is held to be sent directly to the Board. ¶

(b) Student Nurse: A nursing student may reactivate without documentation of paid employment by providing proof of current enrollment in an approved U.S. nursing education program. Documents accepted as proof are listed below and should be sent directly to the Board by the issuing institution: ¶

(A) An official transcript; or ¶

(B) Verification of enrollment from the director or dean on official school letterhead years can apply for reinstatement by completing the application and passing the Board-approved exam. ¶

(c) 3 Active RN or LPN: A currently licensed RN or LPN may use their RN or LPN practice hours within the last two years as part or all of the required 400 hours of paid employment. If licensed in another U.S. state or jurisdiction, arrange for primary source verification of active unencumbered RN or LPN license to be sent directly to the Board. ¶

(3) An applicant for reactivation submitting an application after July 1, 2021 must attest to having at least two hours of cultural competency education in the two years preceding the receipt of applicants who do not pass the examination are required to completed application. ¶

(4) The CNA has the burden of proof that activities meet the employment requirement. ¶

(5) The Board may validate employment hours through a random audit process. ¶

(6) A nursing assistant who cannot meet requirements for reactivation may become certified by re-entry training program prior to a retake.

Statutory/Other Authority: ORS 678.440, ORS 678.442, ORS 676.850

Statutes/Other Implemented: ORS 678.442, ORS 676.850

REPEAL: 851-062-0072

RULE SUMMARY: Repealed reentry.

CHANGES TO RULE:

851-062-0072

CNA Re-entry

An individual whose CNA certification is expired and the individual cannot meet all the requirements for reactivation is required to submit a completed application and if submitting an application after July 1, 2021, attest to having at least two hours of cultural competency education in the two years preceding the receipt of a completed application. The applicant must qualify for re-entry by:

- (1) Completing a Board-approved nursing assistant training program within one year of application; and
- (2) Passing the Board-approved competency examination within one year of application. There is no limit on the number of times an individual can take the exam within the one year period.

Statutory/Other Authority: ORS 678.440, ORS 678.442, ORS 676.850

Statutes/Other Implemented: ORS 678.442, ORS 676.850

AMEND: 851-062-0075

RULE SUMMARY: Updated to standardize "reactivation" references to "reinstatement" for consistency with other licensing divisions.

CHANGES TO RULE:

851-062-0075

CNA Disciplinary Reinstatement

~~An applicant for CNA reinstatement must submit a fully completed application and if submitting an application after July 1, 2021, attest to having at least two hours of cultural competency education in the two years preceding the receipt of the application.~~
(1) An individual whose NA certification has been revoked or voluntarily surrendered is not eligible for reinstatement under OAR 851-062-0071 but may apply for disciplinary reinstatement.

~~(12) An applicant for disciplinary reinstatement of a CNA certification must:~~

~~(a) Meet all terms and conditions of reinstatement imposed by the Board; and may submit a completed application which includes:~~

~~(a) The Board's disciplinary reinstatement application form;~~

~~(b) Payment of the fee in OAR Chapter 851 Division 2;~~

~~(b) Complete a Board-approved nursing assistant training program; and Proof of completion of an NA training program following revocation or surrender;~~

~~(c) Pass the competency exam within one year of date of training program completion. There is no limit on the number of times an individual can take the exam within the one year period.~~
age of the Board approved competency exam after submission of application; and

~~(e) Completion of a national fingerprint-based criminal background check as described in OAR 851-001-0115.~~

~~(23) Reinstatement is required for certification that was voluntarily surrendered by the CNA or revoked by the Board.~~
An applicant under this rule is also subject to OAR 851-001-0015.

~~(4) Incomplete applications expire 12 months after submission date.~~

Statutory/Other Authority: ORS 678.442, ORS 676.850

Statutes/Other Implemented: ORS 678.442, ORS 676.850

AMEND: 851-062-0090

RULE SUMMARY: Consolidated and clarified language for alignment with HB 3044.

CHANGES TO RULE:

851-062-0090

CMA Certification Eligibility

(1) An applicant for CMA may apply for Medication Aide certification must by submitting a completed application:
An individual may qualify for CMA certification in one of the following ways:

(1) Board-Approved MA, which includes:

(a) The Board's medication Aide Training Program: application form;

(ab) Holding a current unencumbered Oregon CNA certification. An applicant with an encumbered CNA certification will be considered on a case-by-case basis; and

(b) Complete a Board-approved medication aide training program; and

(c) Payment of the fee in OAR Chapter 851 Division 2;

(ed) Passing the Board-approved medication aide examination within one year of the date; and

(e) One of the following:

(A) Proof of completion of the medication aide training program;

(2) Student Nurse:

(a) Obtain CNA certification according to these rules; and

(b) Provide proof of current enrollment and successful completion of one year of a two-year nursing education approved by the Board, or, for non-Oregon programs, or two years of a four-year nursing education program. Documents accepted as proof of enrollment and coursework completion are listed below and should be sent directly to the Board by the issuing institution:

(A) An official transcript; or

(B) Documentation of program enrollment from the director or dean on official school letterhead; and

(c) Pass the Board-approved medication aide examination within one year of application approved by the appropriate agency in that state or U.S. territory;

(B) A joint Services transcript and DD-214 form; or

(3C) Graduate of a Medication Aide Training Program in Another State:

(a) Obtain Oregon CNA certification; and

(b) Submit evidence of successful completion of a medication aide training program equal in content to the Board-approved medication aide curriculum; and

(c) Document at least 832 hours of paid employment performing CNA authorized duties since completion of nursing assistant training and within the last two years preceding application; and

(d) Pass the Board-approved medication aide examination within one year of application.

(4) Military Corpsman or Medic Training and Experience:

(a) Obtain Oregon CNA certification according to these rules; and

(b) Submit a Joint Services transcript with evidence of training that is equal in content to the Board-approved medication aide curriculum; and

(c) Verify at least 832 hours of paid employment performing CNA authorized duties in the two years prior to application; and

(d) Pass the Board-approved medication aide examination within one year of application.

(5) RN or LPN Licensure:

(a) Obtain Oregon CNA certification; and

(b) If licensed in another U.S. state or jurisdiction, arrange for primary source verification of unencumbered RN or LPN license to be sent directly to the Board by the regulating agency Proof of an active RN, PN or VN license in good standing.

(D) Proof of current enrollment in a nursing education program approved by the Board or, for non-Oregon programs, by the appropriate agency in that state or U.S. territory.

(2) Incomplete applications expire 12 months after submission date.

Statutory/Other Authority: ORS 678.440, ORS 678.442

Statutes/Other Implemented: ORS 678.442

AMEND: 851-062-0110

RULE SUMMARY: Consolidated and clarified language for alignment with HB 3044.

CHANGES TO RULE:

851-062-0110

Renewal of CMA Certification

~~Renewal of the C~~(1) An MA certificate is concurrent with the renewal of CNA as described in these rules.

~~(1) Submit a fully completed application established by the Board before the expiration date of CMA certification; and~~

~~(2) Complete at least eight hours of continuing education related to curriculum from the Board-approved medication aide training program in the two years before date of CMA expiration.~~

~~(a) Acceptable methods of meeting the medication aide continuing education requirement:~~

~~(A) Facility-based classes dealing with the medications used at that facility;~~

~~(B) Medication classes taught by an RN or LPN, pharmacist or representative of a pharmaceutical company; valid for two years from the date it is issued. Certificate holders must apply for renewal by 11:59 p.m. on the date of their license expiration to be considered timely.~~

~~(C) Repeating classes offered for medication aide students;~~

~~(D) Video material when used as part of a presentation by an instructor;~~

~~(E) Infection control classes when the content is medication related;~~

~~(F) Non-injectable medication-related continuing education in recognized nursing journal; reapply by submitting a completed application which includes;~~

~~(Ga) Individual tutoring sessions by an RN, LPN or pharmacist; or~~

~~(H) Interactive on-line education by an RN, LPN or pharmacist.~~

~~(b) Activities that are not accepted: The Board's renewal application form;~~

~~(b) Payment of applicable fee to meet the continuing education requirement;~~

~~(A) TV programs;~~

~~(B) Reading articles in non-nursing magazines;~~

~~(C) CPR classes;~~

~~(D) Classes dealing with injectable medications or IV medications; or~~

~~(E) Job orientation.~~

~~(c) For a CMA who has been certified less than two years, the continuing education requirement will be prorated: fees in OAR Chapter 851 Division 2.~~

~~(c) Completion of state records criminal background check as described in OAR 851-001-0115; and~~

~~(3d) Student Nurse: A nursing student may renew without documentation of paid employment by providing proof of current enrollment. Attest to completion of eight hours of continuing education in an approved U.S. nursing education program. A CMA who is enrolled in a basic nursing education program has satisfied the requirements for medication-related continuing education within the past two years related to medication. Documents accepted as proof of enrollment are listed below and should be sent directly to the Board by the issuing institution: aide authorized duties.~~

~~(a3) An official transcript; or~~

~~(b) Verification of enrollment from the director or dean on official school letterhead.~~

~~(4) Paid Employment: Worked at least 400 hours in the last two years with active CMA certification, in a paid position doing CMA authorized duties with supervision by an RN or LPN or monitoring by an RN. A CMA who has been certified for less than two years or has successfully passed the Board-approved competency examination with renewal application may be submitted no more than 90 days before the expiration of the certificate.~~

~~(4) Once a certificate has been expired for more than the last two years is exempt from the 400-hour paid employment requirement.~~

~~(5) Active RN or LPN: A currently licensed RN or LPN may use their RN or LPN practice hours within the last two years as part or all of the required 400 hours of paid employment. If licensed in another U.S. state or jurisdiction, arrange for primary source verification of active unencumbered RN or LPN license to be sent directly to the Board. 90 days, an individual will need to apply for reinstatement described in OAR 851-062-0114.~~

~~(65) A CMA who cannot meet all the requirements for renewal may apply for reactivation.~~

~~(7) The Board may validate employment hours and continuing education through a random audit process. Incomplete applications expire 12 months after submission date.~~

Statutory/Other Authority: ORS 678.440, ORS 678.442

Statutes/Other Implemented: ORS 678.442

AMEND: 851-062-0114

RULE SUMMARY: Updated to standardize "reactivation" references to "reinstatement" for consistency with other licensing divisions.

CHANGES TO RULE:

851-062-0114

~~Reactivation~~instatement of CMA Certification

~~To reactivate certification, within two years after the certificate expiration date, submit a fully completed application established by the Board.~~

~~(1) Participation in Continuing Education: Applicants must confirm participation in at least eight hours of medication-related continuing education, meeting the requirements of OAR 851-062-0110(2), within the two years immediately prior to expiration of certification.~~(1) An individual whose MA certification has been expired for more than 90 days but no more than two years may apply for reinstatement by submitting a completed application, which includes:

(a) The Board's reinstatement application form;

(2b) Paid Employment: Document at least 400 hours of paid employment as a CMA within the CMA authorized duties, under supervision an RN or LPN or monitoring by an RN, in the two years immediately preceding the receipt of the application.

(3) RN or LPN licensure: A currently licensed RN or LPN may use their RN or LPN practice hours within the last two years as part or all of the required 400 hours of paid employment. If licensed in another U.S. state or jurisdiction, arrange for primary source verification of the fee in OAR Chapter 851 Division 2;

(c) Completion of a national fingerprint-based criminal background check as described in OAR 851-001-0115; and

(d) Completion of two hours of cultural competency continuing education.

~~(2) An individual with an expired MA certification of active unencumbered RN or LPN license for over two years be sent directly to the Board.~~

~~(4) The Board may validate employment hours and continuing education through a random audit process.~~

~~(5) An individual who does not meet the requirements above must take a Board-approved CMA training program and pass the competency exam within one year of the date of program completion. There is no limit on the number of times an individual can take the exam within the one-year period.~~years can apply for reinstatement by completing the application and passing the Board-approved exam.

(3) Applicants who do not pass the examination are required to complete a training program prior to a retake.

Statutory/Other Authority: ORS 678.440, ORS 678.442

Statutes/Other Implemented: ORS 678.442

REPEAL: 851-062-0115

RULE SUMMARY: Repealed reentry.

CHANGES TO RULE:

~~851-062-0115~~

~~CMA Re-entry~~

~~An individual whose CMA has been expired for more than two years is required to submit a fully completed application as established by the Board. To qualify for re-entry, an individual must:~~

~~(1) Obtain a current CNA; and~~

~~(2) Complete a Board-approved medication aide training program; and~~

~~(3) Pass the Board-approved competency examination within one year of the date of training program completion.~~

~~There is no limit on the number of times an individual can take the exam within the one-year period.~~

~~Statutory/Other Authority: ORS 678.440, ORS 678.442~~

~~Statutes/Other Implemented: ORS 678.442~~

AMEND: 851-062-0116

RULE SUMMARY: Updated to standardize "reactivation" references to "reinstatement" for consistency with other licensing divisions.

CHANGES TO RULE:

851-062-0116

CMA Disciplinary Reinstatement

~~An applicant for CMA reinstatement must submit a fully completed application established by the Board.~~ (1) An individual whose MA certification has been revoked or voluntarily surrendered is not eligible for reinstatement under OAR 851-062-0071 but may apply for disciplinary reinstatement.

~~(12) An applicant for disciplinary reinstatement of a CMA certification must:~~

~~(a) Meet all the terms and conditions of reinstatement imposed by the Board; and may submit a completed application which includes:~~

~~(a) The Board's disciplinary reinstatement application form;~~

~~(b) Payment of the fee in OAR Chapter 851 Division 2;~~

~~(b) Take a Board-approved medication aide training program; and Proof of completion of an MA training program following revocation or surrender;~~

~~(c) Pass the competency exam within one year of the date of training program completion. There is no limit on the number of times an individual can take the exam within the one year periodage of the Board approved MA competency exam after submission of application; and~~

~~(e) Completion of a national fingerprint-based criminal background check as described in OAR 851-001-0115.~~

~~(23) Reinstatement is required for certification that was voluntarily surrendered by the CMA or revoked by the Board.~~ An applicant under this rule is also subject to OAR 851-001-0015.

~~(4) Incomplete applications expire 12 months after submission date.~~

Statutory/Other Authority: ORS 678.440, ORS 678.442

Statutes/Other Implemented: ORS 678.442