

Q 1 – 3 Licensing Board: Citations: ORS 675.310, ORS 675.320

These questions deal with who serves on the licensing board, and the powers the Board has. The Licensing board issues licenses and can suspend, revoke or take other action for non-payment of dues or other appropriate reasons. **The Board answers scope of practice questions by following national standards reflected by AOTA, and its own state laws, rules and Board Policies and Procedures.**

675.310 Occupational Therapy Licensing Board. (1) There is created the Occupational Therapy Licensing Board. The board is **composed of five members** appointed by the Governor and subject to confirmation by the Senate in the manner provided in ORS 171.562 and 171.565. All members of the board must be residents of this state. Of the members of the board:

(a) **Two must be licensed occupational therapists in this state** with no less than three years of experience in occupational therapy immediately preceding their appointment;

(b) **One must be a licensed occupational therapy assistant;** and

(c) **Two must be members of the public** who are not:

(A) Otherwise eligible for appointment to the board; or

(B) A spouse, domestic partner, child, parent or sibling of an individual who is a licensed occupational therapist or licensed occupational therapy assistant.

(2)(a) Board members required to be occupational therapists or occupational therapy assistants may be selected by the Governor from a list of three to five nominees for each vacancy, submitted by:

(A) The Occupational Therapy Association of Oregon, if the vacancy is in an occupational therapist position; or

(B) Any professional organization representing occupational therapy assistants, if the vacancy is in an occupational therapy assistant position.

(b) In selecting the members of the board, the Governor shall strive to balance the representation on the board according to:

(A) Geographic areas of this state; and

(B) Ethnic group.

(3)(a) Board members serve a term of four years, but a member serves at the pleasure of the Governor. The terms shall be staggered so that no more than two terms end each year. A member is eligible for reappointment. If a vacancy occurs in the membership of the board for any reason, the Governor shall make an appointment to become immediately effective for the expired term.

(b) A board member shall be removed immediately from the board if, during the member's term, the member:

(A) Is not a resident of this state;

(B) Has been absent from three consecutive board meetings, unless at least one absence is excused;

(C) Is not a licensed occupational therapist or a retired occupational therapist who was a licensed occupational therapist in good standing at the time of retirement, if the board member was appointed to serve on the board as an occupational therapist; or

(D) Is not a licensed occupational therapy assistant or a retired occupational therapy assistant who was a licensed occupational therapy assistant in good standing at the time of retirement, if the board member was appointed to serve on the board as an occupational therapy assistant.

(4) Members of the board are entitled to compensation and expenses as provided in ORS 292.495. The board may provide by rule for compensation to board members for the performance of official duties at a rate that is greater than the rate provided in ORS 292.495.

675.320 Powers of board; fees; rules. The Occupational Therapy Licensing Board shall have the following powers in addition to powers otherwise granted under ORS 675.210 to 675.340 or necessary to carry out the provisions of ORS 675.210 to 675.340:

(1) To organize and elect from its membership a chairperson and vice chairperson, each of whom shall hold office for one year or until the election and qualification of a successor.

(2) To authorize all necessary disbursements to carry out the provisions of ORS 675.210 to 675.340, including, but not limited to, payment for necessary supplies, office equipment and investigations and such other expenditures as provided for in ORS 675.210 to 675.340.

(3) To suspend, revoke or invalidate licenses for nonpayment of renewal fees.

(4) To restore licenses that have been suspended, revoked or voided.

(5) To adopt license and license renewal fees under ORS 675.270, 675.280 and 675.290. The fees must be approved by the Oregon Department of Administrative Services and may not exceed the cost of administering ORS 675.210 to 675.340.

(6) **To collect license applications and renewal fees.**

(7) To investigate alleged violations of ORS 675.210 to 675.340.

(8) **To enforce the provisions of ORS 675.210 to 675.340 and generally supervise the practice of occupational therapy in this state.**

(9) **To make and enforce rules in accordance with ORS chapter 183 for the procedure of the board and for regulating the practice of occupational therapy not inconsistent with the provisions of ORS 675.210 to 675.340.**

(10) To establish minimum requirements for continuing education to be complied with by all licensees under ORS 675.210 to 675.340.

(11) To establish minimum requirements for limited permit to be complied with by all applicants prior to issuance of limited permit. A limited permit shall be issued to a person at the discretion of the board upon application and payment of a permit fee of \$25.

(12) To establish official abbreviations that may be used, under ORS 675.220 (1), by persons licensed as occupational therapists or occupational therapy assistants.

(13) To establish minimum requirements for supervised field work necessary for applicants under ORS 675.240 or 675.250.

(14) **To adopt rules that define the scope of the practice of occupational therapy and that reflect national standards for the practice of occupational therapy.**