

OFFICE OF THE SECRETARY OF STATE

SHEMIA FAGAN
SECRETARY OF STATE

CHERYL MYERS
DEPUTY SECRETARY OF STATE



ARCHIVES DIVISION

STEPHANIE CLARK
DIRECTOR

800 SUMMER STREET NE
SALEM, OR 97310
503-373-0701

PERMANENT ADMINISTRATIVE ORDER

OBP 6-2022

CHAPTER 858

MENTAL HEALTH REGULATORY AGENCY

OREGON BOARD OF PSYCHOLOGY

FILED

09/13/2022 4:44 PM
ARCHIVES DIVISION
SECRETARY OF STATE
& LEGISLATIVE COUNSEL

FILING CAPTION: License renewal, failure to renew, lapse, and reinstatement.

EFFECTIVE DATE: 09/13/2022

AGENCY APPROVED DATE: 09/09/2022

CONTACT: LaRee Stashek

503-373-1196

laree.felton@mhra.oregon.gov

3218 Pringle Road SE, Ste. 130

Salem, OR 97302

Filed By:

LaRee Felton

Rules Coordinator

AMEND: 858-010-0041

RULE TITLE: License Renewals

NOTICE FILED DATE: 07/11/2022

RULE SUMMARY: This amendment updates the requirements for license renewal in accordance with the Board's recent implementation of an online renewal system. It adds clarifications around conditions and requirements for renewal, including deadlines, expiration dates, delinquent fee hardship waiver, license lapse, and reinstatement. It adds that the Board shall not consider a licensee's practice of psychology during the 30 days following license expiration date ("grace period") to be unlicensed practice. For license reinstatement, it requires that individuals disclose- rather than attest to not having engaged in- the unlicensed practice of psychology during the lapsed period.

RULE TEXT:

(1) Before the Board will renew a license or approve a request for active or semi-active status under ORS 675.110, a licensee must:

(a) Submit an application for license renewal in a form and manner prescribed by the Board, which must include complete and truthful responses to all of the questions regarding continuing education, character and fitness, licensee's current information and status, and any other questions;

(b) Pay the appropriate renewal fee;

(c) Pay the delinquent fee (if any); and

(d) Complete the required healthcare workforce data survey and pay the fee established by the Oregon Health Authority pursuant to ORS 676.410.

(2) Semi-Active License.

(a) Continuing education requirements shall be the same as for active licensees as described in OAR 858-040-0015.

(b) Before the Board will approve a request for semi-active status a licensee must:

(A) Be at least 62 years of age; and

(B) Not engage in the practice of psychology as defined in ORS 675.020 for more than twenty client contact hours per week. By renewing a license under semi-active status, a licensee thereby attests that they continue to meet this practice limitation.

(3) Renewal Deadline. A license renewal is due by the license expiration date, which occurs biennially on the last day of

the licensee's birth month. To be considered timely, a licensee must submit their complete renewal application and correct fees no later than the license expiration date. Licensee holds the burden of proof of timely submission.

(4) Failure to Renew and Delinquent Fees.

(a) Delinquent Fee. A delinquent fee must be paid for a license renewal that is submitted after the license expiration date.

(A) The Board shall have discretion to waive the delinquent fee in documented hardship cases. The written request for hardship waiver should be made as soon as practicable after the hardship has occurred, and must include:

- (i) A detailed description of the hardship that caused the licensee to submit their renewal late; and
- (ii) Any relevant supporting documentation of the hardship that occurred.

(B) The Board shall not consider a licensee's practice of psychology during the 30 days following license expiration date ("grace period") to be unlicensed practice.

(b) Lapse. If an application for license renewal and the renewal and delinquent fees are not submitted within 30 days immediately following the due date defined in section (3), the license shall lapse. An individual whose license has lapsed shall not practice psychology in Oregon.

(c) Reinstatement. To renew a license that has lapsed, in addition to the requirements of section (1) above, an individual must:

- (A) Submit a completed Application for Reinstatement within 60 days of the license expiration date, in a form and manner prescribed by the Board; and
 - (B) Disclose whether the individual has engaged in the unlicensed practice of psychology during the lapsed period; and
 - (C) Pay the required application fee.
- (d) If a license is not renewed or reinstated within the 60 days following the license expiration date, it shall remain expired, and the individual must reapply for licensure to practice psychology in Oregon.

(5) Failure to receive a courtesy renewal reminder from the Board shall not relieve a licensee of renewal requirements and consequences.

STATUTORY/OTHER AUTHORITY: ORS 675.010 - 675.150

STATUTES/OTHER IMPLEMENTED: ORS 675.110