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**TEMPORARY ADMINISTRATIVE ORDER**  
INCLUDING STATEMENT OF NEED & JUSTIFICATION

**OBPT 2-2024**

CHAPTER 848  
OREGON BOARD OF PHYSICAL THERAPY

**FILED**

06/05/2024 4:49 PM  
ARCHIVES DIVISION  
SECRETARY OF STATE  
& LEGISLATIVE COUNSEL

FILING CAPTION: Amending rule relating to board member compensation to align with statutory changes.

EFFECTIVE DATE: 06/05/2024 THROUGH 11/30/2024

AGENCY APPROVED DATE: 06/05/2024

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Filed By:  
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Rules Coordinator

NEED FOR THE RULE(S):

The current rule is out of alignment with changes in the primary governing statute. The amendments bring the rule into alignment.

JUSTIFICATION OF TEMPORARY FILING:

The Board received recent clarification and guidance relating to the implementation of HB 2992 (2021); in reviewing the Board's existing rule relating to Board Member Compensation, adopted in 2021, the Board determined the existing rule was in conflict with the statute. Given the analysis and determination of conflict with the statute, the Board is implementing this temporary rule immediately to come into statutory compliance, and will also be initiating the permanent public administrative rulemaking process to seek public input on the final amended language. Failure to implement the temporary rule would result in the Board being out of compliance with the statutory requirements.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

Reports and Meeting materials; available at the Board's office.

AMEND: 848-005-0015

RULE SUMMARY: Amendments relating to board member compensation to align with changes in ORS 292.495

CHANGES TO RULE:

848-005-0015

Board Member Compensation

(1) A Board member shall receive ~~up to \$150 stipend~~ a stipend consistent with ORS 292.495 for each day or portion thereof during which the member is engaged in the performance of official duties as follows:~~¶~~

~~(a) Between 30 minutes and 4 hours, \$75.¶~~

~~(b) Greater than 4 hours, \$150.¶~~

(2) Performance of official duties is defined as:¶

(a) ~~S~~Attendance at scheduled meetings:¶

(A) Board meetings, including special Board meetings via conference call or web conference,¶

- (B) Board committee meetings, rule advisory meetings, or other similar meetings established by the Board;¶
- (b) Appointments with Board staff for Board business;¶
- (c) Legislative testimony representing the Board; OR¶
- (d) Conferences and activities that the Board has requested that the member attend as its representative.¶
- (3) ~~Each Board members shall receive a half day stipend for each regularly scheduled Board meeting preparation. This compensation is waived if the Board member does not attend the meeting for which they have prepared review of Board packet materials sent out prior to Board meetings.~~
- Statutory/Other Authority: ORS 688.160(4); ORS 292.495
- Statutes/Other Implemented: ORS 688.160(4); ORS 292.495