



Oregon

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Agency Concept Number: 833426-004

LC Number: 479

Agency: Oregon Board of Medical Imaging

Division: OBMI

Concept Subject or Title: Subpoena Authority for Executive Director

LC 479

By the Oregon Board of Medical Imaging (OBMI)

PROBLEM TO BE SOLVED:

OBMI's current law states that the Board may investigate alleged violations and issue subpoenas over the signature of the board chairperson. The way the law is currently written, the subpoena authority is restricted to the board chairperson. The Board's concern is that current law halts the issuance of the subpoena should the board chair not be available and impedes the swift execution of issuing the subpoena due to the considerable time delay waiting for mail delivery of original documents to and from various destinations for signature and processing.

HOW THIS LEGISLATION ADDRESSES THE PROBLEM:

This legislative concept would provide law to allow the executive director to sign board issued subpoenas thereby expediting the subpoena process and avoiding delays should the board chairperson be unavailable to sign the subpoena. By borrowing statutory language from the Oregon Medical Board, which states that the board may issue subpoenas over the signature of the executive director and the seal of the board in the name of the State of Oregon. ORS 677.320, this proposed legislation would solve the problem and bring the board into alignment with other health related licensing boards.

OPPOSITION TO LC 479: No known opposition. The OBMI reached out to several interest groups, seeking comment on LC 479. No comments were submitted.

FISCAL IMPACT: No fiscal impact expected.

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