

House Bill 2074

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Governor Kate Brown for Oregon Health Authority)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Increases prescription monitoring program fees from \$25 to \$35.
Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to prescription monitoring program fees; creating new provisions; amending ORS 431A.880;
3 and prescribing an effective date.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 431A.880 is amended to read:

6 431A.880. (1) As used in this section, "board" means:

- 7 (a) The Oregon Medical Board;
8 (b) The Oregon Board of Dentistry;
9 (c) The Oregon Board of Naturopathic Medicine;
10 (d) The Oregon State Board of Nursing;
11 (e) The Oregon Board of Optometry; and
12 (f) The State Board of Pharmacy.

13 (2)(a) At the time of issuing or renewing a license, a board shall provide the Oregon Health
14 Authority with the licensing information of each person licensed by the board who is authorized to
15 prescribe or dispense controlled substances. The authority shall use the licensing information to
16 qualify the licensee to report information to, or receive information from, the prescription monitor-
17 ing program established under ORS 431A.855.

18 (b) A board by rule may adopt exceptions to the requirement described in paragraph (a) of this
19 subsection.

20 (3)(a) In addition to other licensing fees imposed by a board on licensees, a board shall adopt
21 rules imposing a fee of [~~\$25~~] **\$35** per year on each person licensed by the board who is authorized
22 to prescribe or dispense controlled substances. A board shall collect the fee at the same time the
23 board collects other licensing fees imposed on licensees.

24 (b) A board shall retain 10 percent of the fees collected under paragraph (a) of this subsection
25 to cover the costs of administering this section.

26 (c) On the first day of each calendar quarter, a board shall transmit 90 percent of the fees col-
27 lected under paragraph (a) of this subsection during the preceding calendar quarter to the Elec-
28 tronic Prescription Monitoring Fund established in ORS 431A.885.

29 (4) A board may adopt rules necessary for the administration of this section.

30 **SECTION 2. The amendments to ORS 431A.880 by section 1 of this 2021 Act apply to fees**
31 **collected on or after the operative date specified in section 3 (1) of this 2021 Act.**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in **boldfaced** type.

1 **SECTION 3.** (1) The amendments to ORS 431A.880 by section 1 of this 2021 Act become
2 operative on January 1, 2022.

3 (2) The Oregon Health Authority and the boards listed in ORS 431A.880 may take any
4 action before the operative date specified in subsection (1) of this section that is necessary
5 to enable the authority and the boards to exercise, on and after the operative date specified
6 in subsection (1) of this section, all of the duties, functions and powers conferred on the
7 authority and the boards by the amendments to ORS 431A.880 by section 1 of this 2021 Act.

8 **SECTION 4.** This 2021 Act takes effect on the 91st day after the date on which the 2021
9 regular session of the Eighty-first Legislative Assembly adjourns sine die.

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