

House Bill 3122

Sponsored by Representative BOSHART DAVIS

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**.

Requires State Board of Chiropractic Examiners, upon request of individual who has been disciplined by board, to remove from its website and other publicly accessible print and electronic publications information relating to discipline of individual if individual meets certain criteria.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to disciplinary information of State Board of Chiropractic Examiners; and prescribing an
3 effective date.

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

5 **SECTION 1. Section 2 of this 2021 Act is added to and made a part of ORS chapter 684.**

6 **SECTION 2. (1) Upon the request of an individual who has been disciplined by the State**
7 **Board of Chiropractic Examiners, the board shall remove from its website and other publicly**
8 **accessible print and electronic publications under the board's control all information related**
9 **to disciplining the individual under ORS 684.100 and any findings and conclusions made by the**
10 **board during the disciplinary proceeding if:**

11 (a) **The request is made five or more years after the date on which any disciplinary**
12 **sanction ended;**

13 (b) **The individual was not disciplined for financially or physically harming a patient;**

14 (c) **The individual making the request, if the individual is or was licensed by the board,**
15 **has not been subjected to other disciplinary action by any licensing board following the im-**
16 **position of the disciplinary sanction; and**

17 (d) **The individual has fully complied with all disciplinary sanctions imposed by the board.**

18 (2) **The board shall adopt by rule a process for making a request under this section.**

19 **SECTION 3. As soon as practicable after the effective date of this 2021 Act, the State**
20 **Board of Chiropractic Examiners shall:**

21 (1) **Provide notice to each individual licensed by the board under ORS chapter 684 of the**
22 **process for making a request described in section 2 of this 2021 Act; and**

23 (2) **Provide public notice of the process for making a request under section 2 of this 2021**
24 **Act.**

25 **SECTION 4. (1) Sections 2 and 3 of this 2021 Act become operative on January 1, 2022.**

26 (2) **The State Board of Chiropractic Examiners may take any action before the operative**
27 **date specified in subsection (1) of this section that is necessary to enable the board to exer-**
28 **cise, on and after the operative date specified in subsection (1) of this section, all of the du-**
29 **ties, functions and powers conferred on the board by sections 2 and 3 of this 2021 Act.**

30 **SECTION 5. This 2021 Act takes effect on the 91st day after the date on which the 2021**

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 **regular session of the Eighty-first Legislative Assembly adjourns sine die.**

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