

B-Engrossed
House Bill 2627

Ordered by the Senate May 16
Including House Amendments dated March 9 and Senate Amendments
dated May 16

Sponsored by Representative LEVY B, Senator HANSELL, Representatives GOODWIN, MORGAN, Senator MAN-
NING JR; Representatives HIEB, LIVELY, PHAM H, Senators MEEK, PATTERSON, PROZANSKI (Presession
filed.)

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.

Removes one member who has degree of Doctor of Medicine and adds one member who is phy-
sician assistant to membership of Oregon Medical Board. Removes member who is retired physician
assistant from board membership. Removes members who are emeritus board members.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to membership of the Oregon Medical Board; creating new provisions; amending ORS
3 677.235; and prescribing an effective date.

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

5 **SECTION 1.** ORS 677.235 is amended to read:

6 677.235. (1) The Oregon Medical Board consists of 14 members appointed by the Governor and
7 subject to confirmation by the Senate in the manner provided in ORS 171.562 and 171.565. All
8 members of the board must be residents of this state. Of the members of the board:

9 (a) *[Seven]* **Six** must have the degree of Doctor of Medicine;

10 (b) Two must have the degree of Doctor of Osteopathic Medicine;

11 (c) One must have the degree of Doctor of Podiatric Medicine;

12 *[(d) One must be a physician assistant licensed under ORS 677.512 or a retired physician assistant;*
13 *and]*

14 **(d) Two must be physician assistants licensed under ORS 677.512; and**

15 (e) Three must be members of the public who represent health consumers.

16 (2)(a)(A) Board members required to possess the degree of Doctor of Medicine may be selected
17 by the Governor from a list of three to five candidates for each member described in subsection
18 (1)(a) of this section whose term expires in that year, submitted by the Oregon Medical Association
19 not later than February 1.

20 (B) Board members required to possess the degree of Doctor of Osteopathic Medicine may be
21 selected by the Governor from a list of three to five candidates for each member described in sub-
22 section (1)(b) of this section whose term expires in that year, submitted by the Osteopathic Physi-
23 cians and Surgeons of Oregon, Inc., not later than February 1.

24 (C) The board member required to possess the degree of Doctor of Podiatric Medicine may be
25 selected by the Governor from a list of three to five candidates for the member described in sub-

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 (1)(c) of this section whose term expires in that year, submitted by the Oregon Podiatric
2 Medical Association not later than February 1.

3 *[(D) The board member required to be a physician assistant licensed under ORS 677.512 or a re-*
4 *tired physician assistant may be selected by the Governor from a list of three to five candidates for the*
5 *member described in subsection (1)(d) of this section whose term expires in that year, submitted by the*
6 *Oregon Society of Physician Assistants not later than February 1.]*

7 *[(b) Members who are physicians and the member who is a physician assistant or a retired physi-*
8 *cian assistant must have been in the active practice of their profession for at least five years imme-*
9 *diately preceding their appointment.]*

10 **(D) The board members required to be physician assistants licensed under ORS 677.512**
11 **may be selected by the Governor from a list of three to five candidates for each member**
12 **described in subsection (1)(d) of this section whose term expires in that year, submitted by**
13 **the Oregon Society of Physician Assistants not later than February 1.**

14 **(b) Members who are physicians or physician assistants must have been in the active**
15 **practice of their profession for at least five years immediately preceding their appointment.**

16 (c)(A) A public member may not be otherwise eligible for appointment to the board.

17 (B) A public member, or the spouse, domestic partner, child, parent or sibling of a public mem-
18 ber, may not be a licensed health care professional in this state.

19 (d)(A) In selecting the members of the board, the Governor shall strive to balance the repre-
20 sentation on the board according to geographic areas of this state and ethnicity.

21 (B) Of the members described in subsection (1)(a) to (d) of this section, at least one member must
22 be appointed from each federal congressional district.

23 (3)(a) The term of office of each board member is three years, but a member serves at the
24 pleasure of the Governor. The terms must be staggered so that no more than five terms end each
25 year. A term begins on March 1 of the year the member is appointed and ends on the last day of
26 February of the third year after the member is appointed. A member may not serve more than two
27 consecutive terms.

28 (b) If a vacancy occurs on the board, another qualifying member possessing the same profes-
29 sional degree[,] **or** license [*or retired status*] or fulfilling the same public capacity as the person
30 whose position has been vacated shall be appointed as provided in this section to fill the unexpired
31 term.

32 (c) A board member shall be removed immediately from the board if, during the member's term,
33 the member:

34 (A) Is not a resident of this state;

35 (B) Has been absent from three consecutive board meetings, unless at least one absence is ex-
36 cused; or

37 *[(C) Is not a current licensee or a retired licensee whose license was in good standing at the time*
38 *of retirement, if the board member was appointed to serve on the board as a licensee.]*

39 **(C) Is not a current licensee, if the board member was appointed to serve on the board**
40 **as a licensee.**

41 (4) Members of the board are entitled to compensation and expenses as provided in ORS 292.495.
42 The board may provide by rule for compensation to board members for the performance of official
43 duties at a rate that is greater than the rate provided in ORS 292.495.

44 *[(5)(a) The chairperson shall select at least one but no more than three former board members to*
45 *serve as emeritus board members. A person selected to serve as an emeritus board member is subject*

1 *to approval by the Governor.]*

2 *[(b) A person may serve as an emeritus board member for up to three years after the date on which*
3 *the person's term as a board member ended.]*

4 *[(c) An emeritus board member serves at the pleasure of the Governor.]*

5 *[(d) The board shall publish a list of emeritus board members on a website maintained by the*
6 *board.]*

7 *[(e) If a board member will be absent from a meeting of the board and has provided notice to the*
8 *chairperson or executive director of the board in advance of the member's absence, an emeritus board*
9 *member who holds the same degree or professional license, or who fulfills the same public capacity,*
10 *as the absent member may take the place of the absent member during the absence.]*

11 **SECTION 2. (1) Except as provided in subsection (2) of this section, nothing in the**
12 **amendments to ORS 677.235 by section 1 of this 2023 Act affects the term of office of any**
13 **member of the Oregon Medical Board appointed prior to and serving on the operative date**
14 **specified in section 3 of this 2023 Act. However, as vacancies occur, appointments shall be**
15 **made in accordance with the qualifications specified in ORS 677.235, as amended by section**
16 **1 of this 2023 Act.**

17 **(2) The term of an emeritus board member expires on the operative date specified in**
18 **section 3 of this 2023 Act.**

19 **SECTION 3. The amendments to ORS 677.235 by section 1 of this 2023 Act become oper-**
20 **ative on January 1, 2024.**

21 **SECTION 4. This 2023 Act takes effect on the 91st day after the date on which the 2023**
22 **regular session of the Eighty-second Legislative Assembly adjourns sine die.**

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