

Senate Bill 559

Sponsored by Senator GELSER BLOUIN; Senator STEINER, Representative GOMBERG (at the request of Secretary of State Shemia Fagan) (Pre-session 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 **as introduced**.

Requires veterinarians to participate in prescription drug monitoring program. Directs Oregon State Veterinary Medical Examining Board to provide Oregon Health Authority with information of individuals licensed by board authorized to prescribe or dispense controlled substances for purposes of qualifying individuals to report information to and receive information from program.

Adds practicing veterinarian as member of Prescription Monitoring Program Advisory Commission. Reduces number of public members on commission from two members to one member.

A BILL FOR AN ACT

1
2 Relating to the prescription drug monitoring program; amending ORS 431A.880 and 431A.890.

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

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

5 431A.880. (1) As used in this section, "board" means:

6 (a) The Oregon Medical Board;

7 (b) The Oregon Board of Dentistry;

8 (c) The Oregon Board of Naturopathic Medicine;

9 (d) The Oregon State Board of Nursing;

10 (e) The Oregon Board of Optometry; *[and]*

11 (f) The State Board of Pharmacy; **and**

12 **(g) The Oregon State Veterinary Medical Examining Board.**

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 \$35 per year on each person licensed by the board who is authorized to
22 prescribe or dispense controlled substances. A board shall collect the fee at the same time the board
23 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 Oregon
28 Health Authority Fund established in ORS 413.101. Moneys deposited in the fund under this para-

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 graph may be used only for the purpose of carrying out ORS 431A.855 to 431A.900.

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

3 **SECTION 2.** ORS 431A.890 is amended to read:

4 431A.890. (1) The Prescription Monitoring Program Advisory Commission is created for the
5 purposes of:

6 (a) Studying issues related to the prescription monitoring program established under ORS
7 431A.855;

8 (b) Reviewing the program's annual report and making recommendations to the Oregon Health
9 Authority regarding the operation of the program; and

10 (c) Developing criteria used to evaluate program data.

11 (2) The commission shall consist of [11] members appointed by the authority as follows:

12 (a) A person nominated by the Pain Management Commission;

13 (b) A person who dispenses controlled substances nominated by an association representing
14 pharmacists;

15 (c) A practicing dentist nominated by an association representing dentists;

16 (d) A practicing doctor of medicine nominated by an association representing doctors of medi-
17 cine;

18 (e) A practicing doctor of osteopathic medicine nominated by an association representing
19 osteopathic physicians and surgeons;

20 (f) A nurse authorized to prescribe controlled substances nominated by an association repre-
21 senting nurses;

22 (g) A practicing naturopathic physician nominated by an association representing naturopathic
23 physicians;

24 (h) A practicing optometrist, nominated by an association representing optometrists;

25 **(i) A practicing veterinarian, nominated by an association representing veterinarians;**

26 [(i)] (j) A representative of the authority with expertise in administering addiction services; and

27 [(j)] **(k) [Two members] One member** of the public[, *one of whom must be*] **who is** an expert in
28 information technology.

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