

Requested by Senator PATTERSON

**PROPOSED AMENDMENTS TO
SENATE BILL 408**

1 On page 1 of the printed bill, delete lines 4 through 29.

2 On page 2, delete lines 1 through 15 and insert:

3 **“SECTION 1. (1) As used in this section:**

4 **“(a) ‘Impact statement’ means a written statement that describes**
5 **the impact that the establishment or revision of a scope of practice**
6 **may have on the health care providers who practice the health care**
7 **profession that is the subject of the scope of practice request, on the**
8 **health care providers who practice other health care professions and**
9 **on the public, and that contains any other information required by the**
10 **Oregon Health Authority by rule.**

11 **“(b) ‘Scope of practice’ means the activities within a health care**
12 **profession that an individual authorized to practice that health care**
13 **profession is allowed to perform.**

14 **“(c) ‘Scope of practice request’ means a written request to establish**
15 **or revise the scope of practice for a health care profession.**

16 **“(2) There is established within the Oregon Health Authority the**
17 **Scope of Practice Advisory Committee consisting of not more than 14**
18 **members, at least one of whom is a representative of a professional**
19 **organization in this state that represents multiple physician specialty**
20 **areas of practice. The advisory committee shall establish a process to**
21 **receive and review scope of practice requests for the following health**

1 **care professions:**

2 **“(a) Physicians licensed under ORS chapter 677;**

3 **“(b) Physician assistants licensed under ORS 677.505 to 677.525;**

4 **“(c) Podiatric physicians and surgeons, as defined in ORS 677.010;**

5 **“(d) Naturopathic physicians licensed under ORS chapter 685;**

6 **“(e) Optometrists licensed under ORS 683.010 to 683.340;**

7 **“(f) Psychologists licensed under ORS 675.010 to 675.150;**

8 **“(g) Chiropractic physicians licensed under ORS chapter 684;**

9 **“(h) Direct entry midwives licensed under ORS 687.405 to 687.495;**

10 **and**

11 **“(i) Acupuncturists licensed under ORS 677.757 to 677.770.**

12 **“(3) The scope of practice review process must:**

13 **“(a)(A) Allow any person or entity acting on behalf of health care**
14 **providers who practice the health care profession that is the subject**
15 **of the scope of practice request to submit a scope of practice request;**

16 **and**

17 **“(B) Allow any person or entity acting on behalf of health care**
18 **providers who practice a health care profession that may be directly**
19 **impacted by the scope of practice request to submit an impact state-**
20 **ment;**

21 **“(b) Establish a process to convene a temporary scope of practice**
22 **review panel as described in subsection (4) of this section; and**

23 **“(c) Facilitate the report required under subsection (4) of this sec-**
24 **tion.**

25 **“(4)(a) Upon receipt of a scope of practice request, the advisory**
26 **committee shall convene a temporary scope of practice review panel**
27 **that consists of the following members:**

28 **“(A) Two members who are recommended by the person who or**
29 **entity that submitted the scope of practice request to represent health**
30 **care providers who practice the health care profession that is the**

1 **subject of the scope of practice request;**

2 **“(B) Two members recommended by each person who or entity that**
3 **submitted an impact statement to represent health care providers who**
4 **practice a health care profession that may be impacted by the scope**
5 **of practice request as described in the impact statement; and**

6 **“(C) The Director of the Oregon Health Authority, or a designee of**
7 **the director.**

8 **“(b) In conducting the scope of practice review, a panel established**
9 **under this subsection may consult with a health professional regula-**
10 **tory board that regulates a health care profession described in sub-**
11 **section (2) of this section.**

12 **“(c) A panel established under this subsection shall:**

13 **“(A) Review the scope of practice request and any impact state-**
14 **ments;**

15 **“(B) Consider factors including, but not limited to, the safety of**
16 **patients or clients of the health care providers who practice the health**
17 **care profession that is the subject of the scope of practice request and**
18 **access to the health care profession and to health care in general; and**

19 **“(C) Not later than six months after the date on which the panel**
20 **is convened, submit a report to the advisory committee regarding the**
21 **findings and recommendations for the scope of practice reviewed by**
22 **the panel.**

23 **“(d) A panel convened under this subsection is abolished six months**
24 **after the date on which the report described in paragraph (c) of this**
25 **subsection is submitted.**

26 **“(5) A scope of practice reviewed by a panel under subsection (4)**
27 **of this section may not be reduced or diminished as compared to the**
28 **scope of practice in effect as of the operative date specified in section**
29 **2 of this 2023 Act.**

30 **“(6) The advisory committee shall submit a report, in the manner**

1 provided in ORS 192.245, including any findings and recommendations
2 for legislation in addition to those of a panel convened under sub-
3 section (4) of this section, to the interim committees of the Legislative
4 Assembly related to health care not later than September 15 next fol-
5 lowing the date on which the panel is convened.

6 “(7) The authority, in consultation with the advisory committee,
7 may adopt rules to carry out this section.”

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