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To: Education Subcommittee
From: Michael Graham, Legislative Fiscal Office
Date: May 8, 2025
Subject: SB 5544 – Relating to state financial administration
Work Session Recommendations

SB 5544 is a fee ratification bill for the Oregon Board of Chiropractic Examiners (OBCE). During the 2023-25 biennium, OBCE established new and increased fees through the administrative rulemaking process, which were approved by the Department of Administrative Services. The measure, as amended by the -1 amendment, legislatively ratifies these new and increased fees. Under ORS 291.055(1)(e), all new agency fees or fee increases adopted between the date of adjournment sine die of a regular legislative session and the date of adjournment sine die of the next regular legislative session are rescinded upon adjournment sine die of the next regular legislative session, unless the fee is authorized by enabling legislation.

Several sections in ORS Chapter 684 establish OBCE's authority to impose and collect various fees related to licensing and regulation of chiropractic physicians and chiropractic assistants. OBCE's 2023-25 legislatively adopted budget included a 20% fee increase to all license types. Since then, OBCE has adopted a 30% fee increase and established or increased various fees through the administrative rulemaking process. To remain in effect, the following fees must be ratified by the Legislature before adjournment of the 2025 session:

License and Fee Type: Chiropractic Physicians (CP) and Chiropractic Assistants (CA)	Prior Fee	New Fee	% Change
CP applicants and licensees: Initial application and background check fee	\$166.25	\$495	197%

License and Fee Type: Chiropractic Physicians (CP) and Chiropractic Assistants (CA)	Prior Fee	New Fee	% Change
CP applicants and licensees: Initial application and background check fee for reciprocity candidates	\$166.25	\$495	197%
CP applicants and licensees: Initial license fee	\$180	\$234	30%
CP applicants and licensees: Active annual registration fee	\$510	\$663	30%
CP applicants and licensees: Senior active annual registration fee	\$378	\$491.40	30%
CP applicants and licensees: Inactive annual registration fee	\$270	\$351	30%
CP applicants and licensees: Delinquent fee for late renewal	\$125 per week, not to exceed \$500	\$150 per week	20%
CA applicants and certificate holders: Initial application, certification, and background check fee (*combined previously separate fees)	\$146.25*	\$175	20%
CA applicants and certificate holders: Annual renewal fee	\$90	\$117	30%
Criminal background check fee for applicants, CP, and CA	\$46.25	\$45	-3%
Civil penalty: Failing to notify OBCE within 30 days of changes to email, business, and mailing address	\$50	\$50	0%
Civil penalty: Failing to pay fines or fees owed to OBCE	\$50 per month, not to exceed \$500	\$50 per month of nonpayment	0%

License and Fee Type: Chiropractic Physicians (CP) and Chiropractic Assistants (CA)	Prior Fee	New Fee	% Change
Civil penalty: Failing to comply with continuing education requirements for CAs	\$15 per credit not completed, not to exceed \$90	\$15 per credit not completed	0%
Civil penalty: Failing to notify OBCE within 10 days that a licensee is convicted of a misdemeanor or felony, or arrested for a felony	\$125 per week, not to exceed \$500	\$125 per week	0%
Civil penalty: Failing to notify OBCE designated records custodian	N/A	\$500	N/A

These new and increased fees are projected to generate an additional \$636,898 in Other Funds revenue, which will sustain agency operations through the 2025-27 biennium. However, without an overall increase in licensees, the Board will likely need another fee increase in the 2027-29 biennium.

Amendment

LFO recommends adoption of the –1 amendment.

MOTION: I move adoption of the –1 amendment to SB 5544. *(vote)*

Final Subcommittee Action

LFO recommends that SB 5544, as amended by the –1 amendment, be moved to the Ways and Means Full Committee.

MOTION: I move SB 5544, as amended, to the Full Committee with a do pass recommendation. *(vote)*

Carriers

Full Committee:

House Floor:

Senate Floor: