

HOUSE AMENDMENTS TO RESOLVE CONFLICTS TO B-ENGROSSED SENATE BILL 476

By JOINT COMMITTEE ON WAYS AND MEANS

June 26

On page 5 of the printed B-engrossed bill, after line 13, insert:

“SECTION 7a. If Senate Bill 874 becomes law, section 7 of this 2025 Act (amending ORS 677.010) is repealed and ORS 677.010, as amended by section 1, chapter 344, Oregon Laws 2025 (Enrolled Senate Bill 874), is amended to read:

“677.010. As used in this chapter, subject to the exemptions in ORS 677.060 and unless the context requires otherwise:

“(1) ‘Approved internship’ means the first year of post-graduate training [*served in a hospital that is approved by the Oregon Medical Board or*] **that is accredited by the Accreditation Council for Graduate Medical Education or its successor organization, the American Osteopathic Association or its successor organization or the Royal College of Physicians and Surgeons of Canada or its successor organization, **and approved by the Oregon Medical Board.****

“(2) ‘Approved school of medicine’ means a school offering a full-time resident program of study in medicine or osteopathic medicine leading to a degree of Doctor of Medicine or Doctor of Osteopathic Medicine, [*such program having been*] **if the program of study is fully accredited or conditionally approved by the Liaison Committee on Medical Education, or its successor agency, or the American Osteopathic Association, or its successor agency, **or the Committee on Accreditation of Canadian Medical Schools, or its successor agency,** or [*having been otherwise*] **has otherwise been** determined by the board to meet the association standards as specifically incorporated into board rules.**

“(3) ‘Approved training program’ means a residency program that is accredited by the Accreditation Council of Graduate Medical Education, or its successor organization, the American Osteopathic Association, or its successor organization, or the Royal College of Physicians and Surgeons of Canada, or its successor organization, and approved by the board.

“[(3)] (4) ‘Diagnose’ means to examine another person in any manner to determine the source or nature of a disease or other physical or mental condition, or to hold oneself out or represent that a person is so examining another person. It is not necessary that the examination be made in the presence of such other person; the examination may be made on information supplied either directly or indirectly by such other person.

“[(4)] (5) ‘Dispense’ means the preparation and delivery of a prescription drug, pursuant to a lawful order of a practitioner, in a suitable container appropriately labeled for subsequent administration to or use by a patient or other individual entitled to receive the prescription drug.

“[(5)] (6) ‘Dispensing physician’ means a physician or podiatric physician and surgeon who purchases prescription drugs for the purpose of dispensing them to patients or other individuals entitled to receive the prescription drug and who dispenses them accordingly.

“[(6)] (7) ‘Drug’ means all medicines and preparations for internal or external use of humans,

intended to be used for the cure, mitigation or prevention of diseases or abnormalities of humans, which are recognized in any published United States Pharmacopoeia or National Formulary, or otherwise established as a drug.

“(7) (8) ‘Fellow’ means an individual who has not qualified under ORS 677.100 (1) and (2) and who is pursuing some special line of study as part of a supervised program of a school of medicine, a hospital approved for internship or residency training, or an institution for medical research or education that provides for a period of study under the supervision of a responsible member of that hospital or institution, such school, hospital or institution having been approved by the board.

“(8) (9) ‘Intern’ means an individual who has entered into a hospital or hospitals for the first year of post-graduate training.

“(10) ‘Internationally trained physician’ means a physician who graduated from a medical school that is not an approved school of medicine and who completed a training program that is not an approved training program.

“(9) (11) ‘License’ means permission to practice, whether by license, registration or certification.

“(10) (12) ‘Licensee’ means an individual holding a valid license issued by the board.

“(11) (13) ‘Physical incapacity’ means a condition that renders an individual licensed under this chapter unable to practice under that license with professional skill and safety by reason of physical illness or physical deterioration that adversely affects cognition, motor or perceptive skill.

“(12) (14) ‘Physician’ means a person who holds a degree of Doctor of Medicine or Doctor of Osteopathic Medicine, or a person who holds a degree of Doctor of Podiatric Medicine if the context in which the term ‘physician’ is used does not authorize or require the person to practice outside the scope of a license issued under ORS 677.805 to 677.840.

“(13) (15) ‘Podiatric physician and surgeon’ means a physician licensed under ORS 677.805 to 677.840 to practice podiatry.

“(14)(a) (16)(a) ‘Podiatry’ means:

“(A) The diagnosis or the medical, physical or surgical treatment of ailments of the human foot, ankle and tendons directly attached to and governing the function of the foot and ankle, and treatment involving the use of a general or spinal anesthetic if that treatment is performed in a hospital licensed under ORS 441.025 or in an ambulatory surgical center licensed by the Oregon Health Authority and is under the supervision of or in collaboration with a podiatric physician and surgeon;

“(B) Assisting in the performance of surgery, as provided in ORS 677.814; and

“(C) The treatment of skin, skin-related structures and subcutaneous masses, and wounds involving skin, skin-related structures and subcutaneous masses, on the human leg no further proximal than the tibial tubercle.

“(b) ‘Podiatry’ does not include administering general or spinal anesthetics or the amputation of the entire foot.

“(15) (17) ‘Prescribe’ means to direct, order or designate the use of or manner of using by spoken or written words or other means.

“(16) (18) ‘Resident’ means an individual who, after the first year of post-graduate training, in order to qualify for some particular specialty in the field of medicine, pursues a special line of study as part of a supervised program of a hospital approved by the board.

“(17) (19) ‘Traditional Eastern medicine’ means the practice of medicine, specifically acupuncture and traditional Chinese medicine, regulated by this chapter if the medicine is practiced within the context of a person’s license to practice acupuncture issued under ORS 677.757 to

1 677.770.”.

2 On page 6, after line 3, insert:

3 “**SECTION 9a.** If Senate Bill 874 becomes law, section 9 of this 2025 Act is amended to read:

4 “**Sec. 9.** (1) Section 5 of this 2025 Act and the amendments to ORS 677.010 by section [7] **7a** of
5 this 2025 Act become operative on January 1, 2026.

6 “(2) Section 6 of this 2025 Act and the amendments to ORS 677.100 by section 8 of this 2025
7 Act become operative on January 1, 2027.

8 “(3) The Oregon Medical Board may take any action before the operative dates specified in
9 subsections (1) and (2) of this section that is necessary for the board to exercise, on and after the
10 operative dates specified in subsections (1) and (2) of this section, all of the duties, functions and
11 powers conferred on the board by sections 5 and 6 of this 2025 Act and the amendments to ORS
12 677.010 and 677.100 by sections [7] **7a** and 8 of this 2025 Act.”.

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