

# A-Engrossed House Bill 2011

Ordered by the House April 16  
Including House Amendments dated April 16

Sponsored by Representatives KENY-GUYER, KOTEK, Senator FREDERICK, Representative ALONSO LEON, Senator MONNES ANDERSON; Representatives BYNUM, GREENLICK, MCLAIN, POWER, PRUSAK, SANCHEZ, SCHOUTEN, WILLIAMSON, Senators DEMBROW, FAGAN

## 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.

Requires specified professional regulatory boards to require persons authorized to practice professions regulated by board to complete cultural competency continuing education. **Exempts from requirements persons who are retired or not actively practicing profession.**

Takes effect on 91st day following adjournment sine die.

## A BILL FOR AN ACT

1  
2 Relating to cultural competency continuing education; creating new provisions; amending ORS  
3 676.850 and 676.855; and prescribing an effective date.

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

5 **SECTION 1.** ORS 676.850, as amended by section 24, chapter 61, Oregon Laws 2018, is amended  
6 to read:

7 676.850. (1) As used in this section, "board" means the:

8 (a) State Board of Examiners for Speech-Language Pathology and Audiology;

9 (b) State Board of Chiropractic Examiners;

10 (c) State Board of Licensed Social Workers;

11 (d) Oregon Board of Licensed Professional Counselors and Therapists;

12 (e) Oregon Board of Dentistry;

13 (f) Board of Licensed Dietitians;

14 (g) State Board of Massage Therapists;

15 (h) Oregon Board of Naturopathic Medicine;

16 (i) Oregon State Board of Nursing;

17 (j) Long Term Care Administrators Board;

18 (k) Oregon Board of Optometry;

19 (L) State Board of Pharmacy;

20 (m) Oregon Medical Board;

21 (n) Occupational Therapy Licensing Board;

22 (o) Physical Therapist Licensing Board;

23 (p) Oregon Board of Psychology;

24 (q) Board of Medical Imaging;

25 (r) State Board of Direct Entry Midwifery;

26 (s) State Board of Denture Technology;

**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 (t) Respiratory Therapist and Polysomnographic Technologist Licensing Board;

2 (u) Home Care Commission;

3 (v) Oregon Health Authority, to the extent that the authority licenses emergency medical ser-  
4 vice providers; and

5 (w) Health Licensing Office, to the extent that the office licenses lactation consultants.

6 [(2)(a) *In collaboration with the Oregon Health Authority, a board may adopt rules under which*  
7 *the board may require a person authorized to practice the profession regulated by the board to receive*  
8 *cultural competency continuing education approved by the authority under ORS 413.450.*]

9 **(2)(a) A board shall adopt rules to require a person authorized to practice the profession**  
10 **regulated by the board to complete cultural competency continuing education. Completion**  
11 **of the continuing education described in this subsection shall be a condition of renewal of**  
12 **an authorization to practice the profession regulated by the board every other time that the**  
13 **person's authorization is subject to renewal.**

14 (b) Cultural competency continuing education courses may be taken in addition to or, if a board  
15 determines that the cultural competency continuing education fulfills existing continuing education  
16 requirements, instead of any other continuing education requirement imposed by the board.

17 (c) **A board shall consider the availability of the continuing education described in this**  
18 **subsection when adopting rules regarding the required number of credits of continuing edu-**  
19 **cation.**

20 (d) **A board shall encourage, but may not require, the completion of continuing education**  
21 **approved by the Oregon Health Authority under ORS 413.450. A board shall accept as meeting**  
22 **the requirements of this subsection continuing education that meets the skills requirements**  
23 **established by the authority by rule.**

24 **(3) The requirements of subsection (2) of this section do not apply to a person authorized**  
25 **to practice a profession regulated by a board if the person is:**

26 (a) **Retired and not practicing the profession in any state;**

27 (b) **Not practicing the profession in this state; or**

28 (c) **Residing in this state but not practicing the profession in any state.**

29 [(3)(a) *A board, or the Health Licensing Office for those boards for which the office issues and*  
30 *renews authorizations to practice the profession regulated by the board, shall document participation*  
31 *in cultural competency continuing education by persons authorized to practice a profession regulated*  
32 *by the board.*]

33 [(b) *For purposes of documenting participation under this subsection, a board may adopt rules re-*  
34 *quiring persons authorized to practice the profession regulated by the board to submit documentation*  
35 *to the board, or to the office for those boards for which the office issues and renews authorizations to*  
36 *practice the profession regulated by the board, of participation in cultural competency continuing edu-*  
37 *cation.*]

38 [(4) *A board shall report biennially to the authority on the participation documented under sub-*  
39 *section (3) of this section.*]

40 [(5) *The authority, on or before August 1 of each even-numbered year, shall report to the interim*  
41 *committees of the Legislative Assembly related to health care on the information submitted to the au-*  
42 *thority under subsection (4) of this section.*]

43 **SECTION 2.** ORS 676.855 is amended to read:

44 676.855. Each public university listed in ORS 352.002 and each community college, as defined in  
45 ORS 341.005, may require persons authorized to practice a profession regulated by a board, as de-

1 fined in ORS 676.850, who provide services to students at health care facilities located on a campus  
2 of the public university or community college to provide proof of [*participating at least once every*  
3 *two years in a*] **completing cultural competency** continuing education [*opportunity relating to cul-*  
4 *tural competency*] approved by the Oregon Health Authority under ORS 413.450.

5 **SECTION 3. The amendments to ORS 676.850 and 676.855 by sections 1 and 2 of this 2019**  
6 **Act apply to applicants for initial authorization and to persons applying for renewal of au-**  
7 **thorization on or after the operative date of this 2019 Act.**

8 **SECTION 4. (1) The amendments to ORS 676.850 and 676.855 by sections 1 and 2 of this**  
9 **2019 Act become operative on July 1, 2021.**

10 **(2) The Oregon Health Authority, the Health Licensing Office and a board may take any**  
11 **action before the operative date specified in subsection (1) of this section that is necessary**  
12 **to enable the authority, the office and the board to exercise, on and after the operative date**  
13 **specified in subsection (1) of this section, all of the duties, functions and powers conferred**  
14 **on the authority, the office or the board by the amendments to ORS 676.850 and 676.855 by**  
15 **sections 1 and 2 of this 2019 Act.**

16 **SECTION 5. This 2019 Act takes effect on the 91st day after the date on which the 2019**  
17 **regular session of the Eightieth Legislative Assembly adjourns sine die.**

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