Chapter 686

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GENERAL PROVISIONS

686.010 Definitions. As used in this chapter, unless the context requires otherwise:

(1) "Animal medical problem" means any wound, injury, disease, discomfort, abnormality, deformity or defect of an animal.

(2) "Board" means the Oregon State Veterinary Medical Examining Board.

(3) "Veterinary college, or veterinary department of a university or college, of good standing and repute," means any veterinary college or department of a university or college, legally organized, which is approved and placed on the accredited list by the board, but in any event the accreditation requirements of the board shall be no more restrictive than the accreditation standards of the American Veterinary Medical Association. [Amended by 1967 c.334 §1; 1975 c.619 §1; 1987 c.651 §1]

686.020 License required to practice veterinary medicine; title and abbreviations usable by licensees. Except as otherwise provided by this chapter, no person shall:

(1) Practice veterinary medicine, surgery or dentistry, in this state unless the person holds a valid license issued by the board and the license is not expired, revoked or suspended at the time of practice.

(2) Affix or append any letters to the name of the person, indicating a degree in medicine, such as V.S., V.D., D.V.S., M.D.C., D.M.C., D.V.M., or use the word doctor, veterinary, veterinarian, professor, animal doctor, animal surgeon, or any abbreviation or combination thereof of similar import in connection with the name of the person, or any trade name with which the person is interested, in the conduct of any occupation or profession pertaining to the diagnosis or treatment of animal diseases or conditions mentioned in this chapter, unless such person is legally entitled to use such designation. [Amended by 1987 c.651 §2]

686.030 Acts constituting the practice of veterinary medicine. A person practices veterinary medicine, surgery or dentistry when the person does any of the following in this state:

(1) Diagnoses, treats or prognosticates an animal medical problem.

(2) Prescribes or administers a drug, medicine or treatment for the prevention, cure, amelioration, correction or modification of an animal problem or for euthanasia.

(3) Induces anesthesia in an animal.

(4) Performs a surgical or dental operation or procedure upon an animal.

(5) Performs an embryo transfer or pregnancy, sterility or fertility evaluation.

(6) Gives an instruction or demonstration regarding the acts described in this section, except as an agent or employee of this state or of the Federal Government.

(7) Advertises or represents in any manner, publicly or privately, that the person is willing to do any of the acts described in this section. [Amended by 1987 c.651 §2a]

686.040 Application of ORS 686.020 (1); consultation with individual licensed in other state. (1) ORS 686.020 (1) does not apply to commissioned veterinary officers of the United States Army, or those in the employ of other United States Government agencies while engaged in their official capacity, unless they enter into a private practice.

(2) Nothing in ORS 686.020 (1) shall be so construed as to prevent any person or the agent or employee of the person from practicing veterinary medicine and surgery or dentistry in a humane manner on any animal belonging to the person, agent or employee or for gratuitous services or from dehorning and vaccinating cattle for the person, agent or employee.

(3) Nothing in ORS 686.020 (1) shall be so construed as to prevent the selling of veterinary remedies and instruments by a licensed pharmacist at the regular place of business of the licensed pharmacist.

(4) A practitioner of allied health methods may practice that method on animals without violating ORS 686.020 (1), so long as the practice is in conformance with laws and rules governing the practitioner's practice and the practice is upon referral from a licensed veterinarian for treatment or therapy specified by the veterinarian.

(5) ORS 686.020 (1) does not apply to the lay testing of poultry by the whole blood agglutination test.

(6) A certified euthanasia technician holding an active, current certificate may inject sodium pentobarbital, and any other euthanasia substance approved by the board without violating ORS 686.020 (1).

(7) The board by rule may specify circumstances under which unlicensed persons may give vaccinations, administer an anesthetic or otherwise assist in the practice of veterinary medicine.

(8) Any individual licensed as a veterinarian in another state may be used in consultation in this state with a person licensed to practice veterinary medicine in this state provided the consultation does not exceed 30 days in any 365 consecutive days.

(9) ORS 686.020 (1) does not apply to authorized representatives of the State Department of Agriculture in the discharge of any duty authorized by the department.

(10) ORS 686.020 (1) does not apply to an unlicensed representative of a livestock association, cow-testing association, or poultry association who, for the benefit of the association, takes blood samples for laboratory tests for the diagnosis of livestock or poultry diseases, but only if this person has received authorization from the State Department of Agriculture following a written request to the department.

(11) ORS 686.020 (1) does not apply to persons permitted by the State Department of Fish and Wildlife to rehabilitate orphaned, sick or injured wildlife, as defined in ORS 496.004, for the purpose of restoring the animals to the wild.

(12) ORS 686.020 (1) does not apply to students, agents or employees of public or private educational or medical research institutions involved in educational or research activities under the auspices of those institutions.

(13) ORS 686.020 (1) does not apply to veterinarians employed by Oregon State University, instructors of veterinary courses, or to students of veterinary science who participate in the diagnosis and treatment of animals, including those in off-campus educational programs who are under the direct supervision of Oregon licensed veterinarians. [Amended by 1975 c.619 §2; 1987 c.651 §3; 1993 c.491 §1; 1993 c.571 §29]

LICENSING

686.045 Qualifications for license. No person shall be licensed to practice veterinary medicine in this state unless the person:

(1) Is a graduate of a veterinary college or a veterinary department of a university or college of good standing and repute.

(2) Has satisfactorily passed the examination provided in ORS 686.075.

(3) Has completed at least one year in active practice or has served at least six months' probation with the State of Oregon or one year's probation in any other state, as provided in ORS 686.085. [1953 c.624 §3; 1967 c.334 §2; 1973 c.827 §72; 1985 c.112 §3]

686.050 [Repealed by 1953 c.624 §9]

686.055 Application for license; retaining application and examination papers. (1) A person desiring to practice veterinary medicine, dentistry or surgery in this state shall make a written application to the secretary of the Oregon State Veterinary Medical Examining Board for a license to practice. The application shall be on a form provided by the board.

(2) Except examination papers which may be destroyed after a five-year period, all applications and papers in connection therewith shall be permanently filed in the office of the secretary of the board. [1953 c.624 §4; 1967 c.334 §5]

686.060 [Repealed by 1953 c.624 §9]

686.065 Issuance of temporary license to certain applicants. (1) An applicant for a license may be issued a temporary license by the board who at the time of application:

(a) Holds a valid current license to practice veterinary medicine in another state or territory of the United States; and

(b) Has been actively engaged in some form of veterinary medicine practice for at least one year preceding the date of application.

(2) The temporary license issued under the provisions of this section entitles the applicant to engage in the active practice of veterinary medicine in this state and the applicant shall be eligible for the next examination. No temporary license shall be valid beyond the time for the next license examination for which the applicant is qualified. In the event any such applicant failed for good and sufficient reason to take the examination or was unable to pass it, and in the unanimous opinion of the board the applicant is sufficiently qualified to entitle the applicant to a second examination, the board, by unanimous consent, may extend the temporary license until the next succeeding examination. Except as otherwise provided in this section, the holder of a temporary license must be examined and satisfactorily pass the license examination next following the issuance of the temporary license and duly receive a license in order to continue active professional practice. [1953 c.624 §7; 1977 c.399 §1; 1985 c.112 §4; 1993 c.491 §2]

686.070 [Repealed by 1953 c.624 §9]

686.075 Examination of applicants. (1) All applicants for a license shall be given a written examination which may, in the board's discretion, be supplemented by an oral examination to determine their knowledge of veterinary and comparative anatomy, physiology, histology, pathology, materia medica, therapeutics, sanitary and preventive medicine, surgery, bacteriology, milk and meat inspection, practice of veterinary medicine, physical diagnosis, poisonous plants and toxicology and such other subjects as the board deems advisable.

(2) In addition to preparing its own examination, the board may adopt by rule and use a written or oral examination or any part thereof prescribed by a nationally re-

cognized professional veterinary organization.

(3) The examination shall be designed to test both the scientific and practical knowledge of applicants and sufficiently exacting to test the applicant's fitness to practice veterinary medicine, surgery and dentistry. The written examination shall be so conducted that the members of the board do not know the name of the applicant whose answers are being graded or judged until after the judging or grading is completed. [1953 c.624 §5; 1977 c.399 §2; 1987 c.651 §4; 1993 c.491 §3]

686.080 [Amended by 1963 c.134 §1; 1975 c.619 §3; 1977 c.399 §3; 1987 c.651 §5; renumbered 686.255 in 1987]

686.085 Serving interim period before being eligible for license. (1) Except applicants who come within the provisions of ORS 686.065, or applicants who hold a valid current license to practice veterinary medicine in another state or territory of the United States, and who have actively practiced veterinary medicine in such state or territory for not less than one year, each applicant, after the applicant has successfully passed the examination and before being eligible to receive a license, shall serve an interim period of not less than one year. The interim period may be served in any one of the following ways:

(a) By association with and under the supervision of a licensed veterinarian engaged in the active practice of veterinary medicine, surgery or dentistry in this state.

(b) By engaging in some special form of educational, regulatory or research work under the supervision of a veterinarian licensed to engage in the practice of veterinary medicine, dentistry or surgery in this state.

(c) By engaging in livestock sanitary control work pursuant to employment by the state, the Federal Government or a municipality of this state.

(2) Interim permits shall be issued for the purpose set forth in this section. No interim permit shall be valid for more than two years but the period may be extended by the board for reason. [1953 c.624 §6; 1977 c.399 §4; 1993 c.491 §4]

686.090 [Repealed by 1953 c.624 §9]

686.095 Issuance of licenses. (1) If upon an examination judged by the board sufficiently comprehensive to enable the applicant to actively engage in the practice of veterinary medicine in this state, the applicant demonstrates a scientific and practical knowledge of the art of veterinary medicine, and the applicant complies with the other provisions of this chapter, the board shall issue a license to the applicant to practice veterinary medicine in this state. The license shall be signed by the president and secretary of the board, and attested by the board's seal.

(2) All persons regularly licensed under prior laws of this state, and have complied with the provisions of such law, shall be considered as licensed veterinarians under this chapter and the names of such persons shall be entered upon the official register kept by the secretary of the board as licensed veterinarians. [1953 c.624 §8]

686.100 [Repealed by 1953 c.624 §9]

686.110 Renewal of licenses or permits. (1) A license or permit shall be renewed when the holder:

(a) Requests renewal;

(b) Pays a fee to the board to be determined pursuant to ORS 686.255; and

(c) Presents evidence of participation in approved professional educational activities during the previous year to the extent established by the board.

(2) Upon failure to pay renewal fees due to absence from the state or for other reasons, a license may be renewed upon payment of late fees set by the board. [Amended by 1963 c.133 §1; 1967 c.191 §2; 1975 c.619 §4; 1979 c.65 §1; 1979 c.743 §1; 1987 c.651 §6; 1993 c.491 §5]

686.120 Board may discipline for unprofessional or dishonorable conduct. (1) With the consent of four members, the board may discipline in accordance with ORS 686.150 any permit or license holder under this chapter for unprofessional or dishonorable conduct.

(2) The board may discipline in accordance with ORS 686.150 any permit or license holder who:

(a) Publicly professes to cure or treat diseases of a highly contagious, infectious and incurable nature;

(b) In any way cares or treats injury and deformity in such a way as to deceive the public; or

(c) Tests any horse, mule or ass for glanders, cow or cattle for tuberculosis, and knowingly, wrongfully and maliciously states verbally or in writing that the animals are diseased or in a disease-free condition contrary to the indication of the test made. [Amended by 1977 c.399 §5; 1985 c.112 §13; 1993 c.491 §6]

686.130 "Unprofessional or dishonorable conduct" defined. "Unprofessional or dishonorable conduct," as used in this chapter, includes:

(1) The fraudulent use or misuse of any health certificate, shipping certificate, brand inspection certificate, or other blank forms used in practice, that might lead to the dissemination of disease or the transportation of diseased animals or the sale of inedible

food products of animal origin for human consumption.

(2) Dilatory methods, willful neglect or misrepresentation in the inspection of meat.

(3) Misrepresentation of services rendered.

(4) Failure to report, or the negligent handling of the serious epidemic diseases of animals, such as anthrax, rabies, glanders, brucellosis, tuberculosis, foot and mouth disease, hog cholera, blackleg, and any other communicable disease known to medical science as being a menace to human and animal health.

(5) The dispensing or giving to anyone live culture or attenuated live virus vaccine to be administered by a layman without providing instruction as to its administration and use and without prior written authorization from the State Veterinarian when such product is declared to be prohibited under ORS 596.075.

(6) Having professional connection with, or lending one's name to any illegal practitioner of veterinary medicine and the various branches thereof.

(7) Chronic alcohol abuse or habitual use of controlled substances.

(8) Fraud or dishonesty in applying or reporting on any test for disease in animals.

(9) False or misleading advertising.

(10) Conviction of a crime involving moral turpitude or conviction of a felony. The record of the conviction is conclusive evidence.

(11) Conviction of a charge of cruelty to animals in Oregon or any other state, county, or municipal court. The record of conviction is conclusive evidence.

(12) The revocation, suspension or refusal to issue or renew a license or practice credential to practice veterinary medicine in any other state, territory or foreign jurisdiction if the cause of that revocation, suspension or refusal to issue or renew is cause in this state. The record of revocation, suspension or refusal to issue or renew is conclusive evidence.

(13) Failure to keep one's premises and equipment therein in a clean and sanitary condition.

(14) Gross ignorance, incompetence or inefficiency in the profession. In determining what constitutes "gross ignorance, incompetence or inefficiency in the profession," the board may take into account all relevant factors, and practices, including but not limited to the practices generally and currently followed and accepted by the persons licensed to practice veterinary medicine in this state, the current teaching at accredited veterinary schools, relevant technical reports published in recognized veterinary medical journals and the desirability of reasonable experimentation in the furtherance of the veterinary medicine arts.

(15) Permitting the veterinary technician, preceptee, or student intern to perform a duty, task or procedure not specifically permitted by the board. [Amended by 1975 c.619 §5; 1979 c.744 §57; 1993 c.491 §7]

686.132 Refusal to issue or renew license or permit for unprofessional or dishonorable conduct. The board may refuse to issue or renew a license or permit if it finds that the applicant has committed any act or omission which if committed by a licensee or permittee would constitute unprofessional or dishonorable conduct under ORS 686.120, 686.130 or any rule of the board. [1993 c.491 §16]

686.135 License or permit denial procedure; rules and orders; judicial review. (1) Where the board proposes to refuse to issue or renew a license or permit for failure to comply with ORS 686.110 (1)(c) or pursuant to ORS 686.120 or 686.130, or proposes to discipline any permit or license holder in accordance with the provisions of ORS 686.150, opportunity for hearing shall be accorded as provided in ORS 183.310 to 183.550.

(2) Adoption of rules, conduct of hearings, issuance of orders and judicial review of rules and orders shall be as provided in ORS 183.310 to 183.550. [1971 c.734 §136; 1977 c.399 §6; 1979 c.743 §5; 1993 c.491 §8]

686.140 [Repealed by 1971 c.734 §21]

686.150 Disciplinary sanctions. If, pursuant to ORS 686.120 and 686.135, the board determines that disciplinary action is necessary, the board, with the concurrence of four members thereof, may do any or all of the following:

(1) Revoke, suspend or refuse to renew the license;

(2) Place the person on probation;

(3) Suspend execution of an order of the board;

(4) Place limitations on an individual's license or permit to practice veterinary medicine in Oregon;

(5) Issue a reprimand or assess to the individual the costs of the disciplinary proceedings;

(6) Require board-approved community services; or

(7) Impose a civil penalty not to exceed $1,000. [Amended by 1977 c.399 §7; 1979 c.743 §6; 1985 c.112 §5]

686.160 Reapplication after license withheld or revoked; commencing practice after suspension. (1) If a license is withheld, not renewed, or revoked for a violation of ORS 686.120 or 686.130, the practitioner may not again apply for a license until after a period of six months has elapsed, and then only by paying the regular examination fee, and again complying with the requirements for obtaining a license in accordance with ORS 686.045.

(2) If a license has been suspended and time of suspension has elapsed, permission to practice shall be given only upon the payment of the regular annual renewal fee. [Amended by 1979 c.743 §7]

686.170 Appointment of committee to investigate alleged violations of chapter. The board is authorized to appoint a committee of not less than three licensed, practicing veterinarians to investigate any charge made accusing any person of violating any of the provisions of this chapter, and to report to the board any facts concerning the charge, together with any recommendations the committee sees fit to make. No member of the committee shall reside in the same territory served by the accused person. The expenses of the committee shall be paid out of the Oregon State Veterinary Medical Fund.

STATE BOARD

686.210 Oregon State Veterinary Medical Examining Board; appointment; qualifications; term; confirmation; executive secretary; rulemaking authority. (1) There is created the Oregon State Veterinary Medical Examining Board in the Health Division which shall carry out the purposes and enforce the provisions of this chapter. The board shall consist of seven members appointed by the Governor for a term of four years. Appointments made by the Governor to the state board may be selected from a list of five names for each appointment suggested by the Oregon Veterinary Medical Association. Five members shall be licensed to practice veterinary medicine, surgery and dentistry in this state. Two members shall be public members. Any appointments to fill vacancies by reason of death, resignation or removal shall be made by the Governor for the residue of the term of the retiring member. All appointments of members of the board by the Governor are subject to confirmation by the Senate in the manner provided in ORS 171.562 and 171.565.

(2) The board may appoint an executive secretary. Nothing in this chapter shall be construed to prevent assistance being rendered by the executive secretary of the board in any hearing called by it.

(3) Pursuant to ORS 183.310 to 183.550 the board may adopt rules necessary for the administration of this chapter. [Amended by 1953 c.624 §9; 1967 c.334 §3; 1971 c.650 §35; 1973 c.792 §41; 1975 c.619 §6; 1985 c.112 §6; 1987 c.651 §7]

686.220 Officers; quorum. There shall be elected by the board at its first meeting from its members, a president who shall preside at all meetings. In the absence of the president, the members present shall elect a temporary chairman, who shall preside at the meeting. A majority of the board constitutes a quorum to transact any business coming before it. [Amended by 1967 c.334 §4; 1985 c.112 §7; 1993 c.491 §9]

686.230 Compensation and expenses of members. A member is entitled to compensation and expenses as provided in ORS 292.495. [Amended by 1963 c.58 §1; 1967 c.191 §3; 1969 c.314 §87]

686.240 Employment of investigator and other employees. When it is considered necessary by the board for the proper execution of the duties imposed upon it, the board may employ an investigator or other employees, with payment to such employees to be made out of the funds of the board. [Amended by 1953 c.624 §9; 1983 c.389 §5]

686.245 [Formerly 686.280; repealed by 1973 c.427 §30 (686.246 enacted in lieu of 686.245)]

686.246 Disposition of receipts. All moneys received by the Health Division under this chapter shall be paid into the General Fund in the State Treasury and placed to the credit of the Health Division Account and such moneys hereby are appropriated continuously and shall be used only for the administration and enforcement of this chapter. [1973 c.427 §31 (enacted in lieu of 686.245)]

686.250 [Amended by 1967 c.334 §6; repealed by 1973 c.829 §71]

686.252 [1985 c.112 §10; repealed by 1993 c.491 §17]

686.255 Fees; how determined. (1) The board may impose fees for the following:

(a) License or permit issuance or renewal.

(b) Examination for licensure.

(c) Temporary license.

(d) Duplicate license.

(e) Veterinary technician license.

(f) Delinquent renewal.

(g) Application and certification fee for certified euthanasia technicians and employers.

(h) Verification of a license of a veterinarian applying for license under reciprocity with another state.

(2) Subject to prior approval of the Oregon Department of Administrative Services and a report to the Emergency Board prior

to adopting the fees and charges, the fees and charges established under this section shall not exceed the cost of administering the regulatory program of the board pertaining to the purpose for which the fee or charge is established, as authorized by the Legislative Assembly within the board's budget, as the budget may be modified by the Emergency Board. [Formerly 686.080; 1989 c.171 §77; 1991 c.703 §29; 1993 c.491 §10]

ENFORCEMENT

686.260 Investigation of violations; informing district attorney. Upon the complaint of any citizen of this state, or upon its own initiative, the board may investigate any alleged violation of this chapter. If after such investigation the board has reason to believe that any person is subject to prosecution criminally for the violation of this chapter, it shall lay the facts before the proper district attorney.

686.270 Injunction against violations. If at any time the board concludes that any person is violating the Oregon veterinary medical laws the board may, in its own name, bring an action to enjoin that person from continuing such practice. The action shall be commenced and prosecuted in the same manner as an action not triable by right to a jury. If, after trial, the court finds that the defendant has been or is violating, or is threatening to violate, the Oregon veterinary medical laws it shall enter a permanent injunction restraining the defendant from so doing. In any such action it shall not be necessary to show that any person is especially injured by the acts complained of. The violation of any such temporary or permanent injunction may be punished by contempt as in other cases. Neither the bringing of such action nor any injunction entered therein, nor the punishment for contempt for violating any order or judgment entered in such action, shall prevent or prejudice the prosecution of any criminal action for any violation of this chapter. [Amended by 1979 c.284 §193]

686.280 [Renumbered 686.245]

686.290 Courts having jurisdiction. Justices' courts, district courts and circuit courts have concurrent jurisdiction of prosecutions for the violation of this chapter. [Amended by 1979 c.562 §31; 1993 c.491 §11]

VETERINARY TECHNICIANS

686.350 "Veterinary technician" defined. As used in this chapter, "veterinary technician" means an individual who has received a certificate in veterinary technology, or a comparable certificate, from a recognized college or university approved by the board or an individual employed as a veterinary technician who has had at least four calendar years of on-the-job training in the technical procedures certified by a licensed veterinarian who presented the instruction. [1975 c.619 §7; 1987 c.651 §8; 1989 c.171 §78; 1993 c.491 §12]

686.360 Duties that may be performed by veterinary technician. All duties of a veterinary technician must be performed under the supervision of a licensed veterinarian. The board shall promulgate rules regarding the services a veterinary technician may perform, including, but not limited to:

(1) Obtaining and recording information cases.

(2) Preparation of patients, instruments, equipment, and medicants for surgery.

(3) Collection of specimens and performance of certain laboratory procedures.

(4) Application of wound dressings.

(5) Assisting the veterinarian in diagnostic, medical and surgical proceedings. [1975 c.619 §8; 1989 c.171 §79; 1993 c.491 §13]

686.370 Examination for license. (1) All applicants for a license shall be given a written examination to determine their knowledge of animal care, handling, basic comparative mammalian health records, applied clinical laboratory procedures and basic animal diseases and such other subjects as the board deems advisable. The examination shall be designed to test both the scientific and practical knowledge of the applicants. The written examination shall be so conducted that the members of the board do not know the name of the applicant whose answers are being graded until after the judging or grading is completed.

(2) Veterinary technicians must have successfully passed an examination administered by the board. The board by rule may establish deadlines, scores, application procedures and other details. [1975 c.619 §9; 1987 c.651 §9; 1993 c.491 §14]

686.380 [1975 c.619 §10; 1977 c.399 §8; repealed by 1985 c.112 §8]

686.390 [1975 c.619 §11; repealed by 1977 c.399 §9]

CONTINUING EDUCATION

686.410 Continuing education required. (1) Each veterinarian licensed in this state shall satisfactorily continue professional education in subjects related to the practice of veterinary medicine in order to be eligible for the renewal of a license to practice veterinary medicine.

(2)(a) A person who is not actively practicing veterinary medicine may be issued an inactive license without meeting the requirements of ORS 686.110 (1)(c). An inactive li-

cense does not permit the holder to practice veterinary medicine actively.

(b) A person who practices veterinary medicine for more than 30 days in a calendar year is actively practicing veterinary medicine within the meaning of this subsection.

(3) The board shall make rules:

(a) Prescribing the procedure and criteria for approval of continuing professional educational activities, including the number of hours of study necessary to constitute a professional educational unit and the number of professional educational units required annually for renewal of a license to practice veterinary medicine.

(b) Prescribing the content of the form to be submitted to the board certifying completion of an approved professional educational activity.

(4) In adopting rules pursuant to subsection (3) of this section, the board shall consider:

(a) The need for formal, regularly scheduled professional educational activities.

(b) Alternate methods of study, including home study courses, seminars or other such activities for those persons who are unable to attend regularly scheduled activities.

(c) The necessity for examinations or other evaluation methods used to assure satisfactory completion of the professional educational activity. [1979 c.743 §3]

686.420 Notice of license expiration; criteria for continuing education; effect of failure to comply with criteria; waiver. (1) By November 1 of each year, the board shall mail notification to each holder of a license to practice veterinary medicine that the license expires on the December 31 next following. This notice shall be sufficient if mailed to the last address filed with the board by the license holder. Appropriate forms for the presentation of evidence of professional activity shall be mailed with the notice of expiration.

(2) The board shall each January adopt and publish rules setting the number of hours of professional educational activity to be required and the criteria by which professional educational activities are to be approved for that calendar year.

(3) The board shall determine whether the professional educational activity participated in by each applicant for license renewal is within the established criteria. The board may excuse any applicant for license renewal from the professional educational activity requirement when the applicant makes a showing satisfactory to the board of exceptional circumstances which have prevented compliance.

(4) Any person may renew a license which has expired for failure to comply with ORS 686.410 (1) by making written application for license renewal, presenting evidence of professional educational activity equivalent to that which would have been required had the license been renewed annually, and paying the current license renewal fee plus the delinquent fee set by the board. [1979 c.743 §4]

EUTHANASIA TASK FORCE

686.510 Euthanasia Task Force; fees; use. The board may establish a certified Euthanasia Task Force and may assess application and certification fees against certified euthanasia technicians and their employers. The fees so assessed are continuously appropriated to the board to support activities of the task force. [1987 c.651 §10]

PENALTIES

686.990 Penalties. Violation of ORS 686.020 (1) is punishable, upon conviction, by a fine of not less than $100 nor more than $500, or by imprisonment in the county jail not exceeding one year, or by both. [Amended by 1963 c.59 §1]