

D R A F T

SUMMARY

Requires Oregon Board of Dentistry, upon request of individual who has been disciplined by board, to remove from its website and other publicly accessible print and electronic publications information related to disciplining individual if individual meets certain criteria.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to dentistry; and declaring an emergency.

3 Whereas the Oregon Board of Dentistry is responsible for the licensure
4 and discipline of dental professionals in this state; and

5 Whereas collaboration between the Oregon Board of Dentistry and other
6 medical professional boards in this state fosters productive and equitable
7 discipline procedures among all medical professions; and

8 Whereas communication between the Oregon Board of Dentistry and the
9 Legislative Assembly should be encouraged; now, therefore,

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

11 **SECTION 1. Section 2 of this 2016 Act is added to and made a part**
12 **of ORS chapter 679.**

13 **SECTION 2. (1) Upon the request of an individual who has been**
14 **disciplined by the Oregon Board of Dentistry, the board shall remove**
15 **from its website and other publicly accessible print and electronic**
16 **publications under the board's control all information related to dis-**
17 **ciplining the individual under ORS 679.140 and any findings and con-**
18 **clusions made by the board during the disciplinary proceeding, if:**

19 **(a) The request is made 10 years or more after the date on which**

1 any disciplinary sanction ended;

2 (b) The individual was not disciplined for financially or physically
3 harming a patient;

4 (c) The individual informed the board of the matter for which the
5 individual was disciplined before the board received information about
6 the matter or otherwise had knowledge of the matter;

7 (d) The individual making the request, if the individual is or was a
8 licensee, otherwise remained in good standing with the board following
9 the imposition of the disciplinary sanction; and

10 (e) The individual fully complied with all disciplinary sanctions
11 imposed by the board.

12 (2) The board shall adopt by rule a process for making a request
13 under this section.

14 SECTION 3. As soon as practicable after the effective date of this
15 2016 Act, the Oregon Board of Dentistry shall:

16 (1) Provide notice to each individual licensed by the board under
17 ORS chapter 679 of the process for making a request described in sec-
18 tion 2 of this 2016 Act; and

19 (2) Provide public notice of the process for making a request under
20 section 2 of this 2016 Act.

21 SECTION 4. This 2016 Act being necessary for the immediate pres-
22 ervation of the public peace, health and safety, an emergency is de-
23 clared to exist, and this 2016 Act takes effect on its passage.

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