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**NOTICE OF PROPOSED RULEMAKING**  
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 848  
OREGON BOARD OF PHYSICAL THERAPY

**FILED**

09/27/2024 2:49 PM  
ARCHIVES DIVISION  
SECRETARY OF STATE

FILING CAPTION: Amending rule relating to board member compensation to align with statutory changes.

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 11/08/2024 5:00 PM

*The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.*

*A public rulemaking hearing may be requested in writing by 10 or more people, or by a group with 10 or more members, within 21 days following the publication of the Notice of Proposed Rulemaking in the Oregon Bulletin or 28 days from the date the Notice was sent to people on the agency mailing list, whichever is later. If sufficient hearing requests are received, the notice of the date and time of the rulemaking hearing must be published in the Oregon Bulletin at least 14 days before the hearing.*

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Filed By:  
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NEED FOR THE RULE(S)

The prior version of the rule was out of alignment with recent statutory requirements. The board adopted a temporary rule to bring into alignment; this filing would make the current temporary rule as written permanent.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE

Reports and Meeting materials; available at the Board's office.

STATEMENT IDENTIFYING HOW ADOPTION OF RULE(S) WILL AFFECT RACIAL EQUITY IN THIS STATE

The underlying statutory changes were intended to increase equitable opportunity for participation on boards and commissions. The adoption of the rule brings the board's existing rule into alignment.

FISCAL AND ECONOMIC IMPACT:

None.

COST OF COMPLIANCE:

*(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).*

The rule relates to compensation for members serving on the board. There is no general economic impact to other agencies, local government or general public.

DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

Many licensees are small business owners and have the opportunity to participate during the public comment period.

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WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? NO IF NOT, WHY NOT?

The rule amendment was driven by recent statutory change and of minimal complexity. A committee was not deemed necessary; general public input was requested during public meetings as well as via this rulemaking process.

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AMEND: 848-005-0015

RULE SUMMARY: Amendments relating to board member compensation to align with changes in ORS 292.495

CHANGES TO RULE:

848-005-0015

#### Board Member Compensation

(1) A Board member shall receive ~~up to \$150 stipend~~ a stipend consistent with ORS 292.495 for each day or portion thereof during which the member is engaged in the performance of official duties as follows:~~¶~~

~~(a) Between 30 minutes and 4 hours, \$75.¶~~

~~(b) Greater than 4 hours, \$150.¶~~

(2) Performance of official duties is defined as:¶

(a) ~~SAttendance at scheduled meetings:¶~~

(A) Board meetings, including special Board meetings via conference call or web conference,¶

(B) Board committee meetings, rule advisory meetings, or other similar meetings established by the Board;¶

(b) Appointments with Board staff for Board business;¶

(c) Legislative testimony representing the Board; OR¶

(d) Conferences and activities that the Board has requested that the member attend as its representative.¶

~~(3) Each Board members shall receive a half day stipend for each regularly scheduled Board meeting preparation.~~

~~This compensation is waived if the Board member does not attend the meeting for which they have~~

~~prepared~~ review of Board packet materials sent out prior to Board meetings.

Statutory/Other Authority: ORS 688.160(4), ORS 292.495

Statutes/Other Implemented: ORS 688.160(4), ORS 292.495