

DIVISION 405

GENERAL ADMINISTRATION

331-405-0020

Definitions

The following definitions apply to OAR chapter 331, divisions 400 through 430:

(1) ~~"Affidavit of Licensure" means an original document verifying licensing history and status, including information disclosing all unresolved or outstanding penalties and disciplinary actions. The document is issued and signed by the regulatory authority in the state which issued the license with an official seal or stamp affixed to the document; it is not the certificate or license form issued which authorizes the holder to practice.~~

(2) ~~"Agency" means the Oregon Health Licensing Agency. The agency is responsible for the budget, personnel, performance-based outcomes, consumer protection, fee collection, mediation, complaint resolution, discipline, rulemaking and record keeping.~~

(3) ~~"Board" means -- The State Board of Denture Technology.~~

(4) ~~"Clinical procedures" means the tasks and activities that are set forth in ORS 680.500(5)(b).~~

~~(5) "Contact hours" means actual academic, classroom, or course work time, including but not limited to workshops, symposiums, seminars, or laboratory exercises. Contact hours do not include travel time to or from the training site, registration or check-in periods, breaks or lunch periods.~~

(6) ~~"Dentist" as used in 680.545, OAR 331-410-0000 and 331-410-0010 means a person licensed to practice in the jurisdiction in which the practice occurred.~~

(8) ~~"Director" means the Director of the Oregon Health Licensing Agency.~~

(9) ~~"Employed by" means other than independent contractor relationship and does not require remuneration.~~

(11) ~~"Examination", as used in Oregon laws 2005, Chapter 415, Section 2 and OAR 331-410-0020 and 331-410-0030, means a denture technology written or practical examination administered by the Oregon Health Licensing Agency, or a denture technology examination administered by another licensing authority that has been recognized and approved by the Board as being equivalent to the Oregon examination.~~

~~(13) "Laboratory procedures" means those tasks and activities that are set forth in ORS 680.500(5)(a).~~

~~(14) "Official transcript" means an original document certified by a school or educational institution, on a form approved by the Department of Education or regulating authority, delivered from the school to the agency by mail or courier, which includes:~~

~~(a) School name and location;~~

~~(b) Student's name, address and date of birth;~~

~~(c) Enrollment and completion or termination dates;~~

~~(d) Hours and types of course work;~~

~~(e) Final examination scores;~~

~~(f) School seal or stamp;~~

~~(g) Signature of authorized school representative or registrar.~~

~~(16) "Premises" means the structure in which laboratory and/or clinical procedures are performed, not necessarily the same room in which procedures take place.~~

~~(17) "Predominant" means located within the place of business and positioned so it may be seen and read without difficulty by consumers who have entered the place of business.~~

~~(18) "Restoration" means licensure of a previously licensed person, who has not made application for renewal within three years of expiration of the previous license.~~

~~(20) "Treatment" means the clinical or laboratory procedures in the practice of denture technology.~~

~~(21) "Valid license" means the authority to practice pursuant to ORS 680 that has not been revoked, suspended, or expired without renewal.~~

(1) "Affidavit of Licensure" means an original document or other approved means of verifying an authorization to practice status and history, including information disclosing all unresolved or outstanding penalties and/or disciplinary actions. Refer to OAR 331-030-0040.

(2) "Agency" means the Oregon Health Licensing Agency.

(3) "Board" means the State Board of Denture Technology.

~~(7) "Direct supervision" means that the supervisor is present in the facility for the purpose of providing oversight and training and is responsible for guiding and monitoring the performance of the individual supervised. Training under the direct supervision of a school means under the direct supervision of a teacher employed by the school.~~

~~(10) "Equivalent" means substantially comparable but not identical, covering the same subject matter.~~

~~(12)~~ **(5)** "Informed Consent" means the consent obtained following a thorough and easily understood explanation to the patient, or patient's guardian, of the proposed procedures, any available alternative procedures and any risks associated with the procedures. Following the explanation, the licensee shall ask the patient, or the patient's guardian, if there are any questions. The licensee shall provide thorough and easily understood answers to questions asked.

(6) "Official transcript" means an original document authorized by the appropriate office in the Oregon Department of Education and certified by a college or university indicating applicant identity information, hours and types of course work, examinations and scores that the student has completed. Original documents must be submitted directly to the Agency from the college or university by United States Postal Service mail or other recognized mail service providers in a sealed envelope.

~~(15)~~ **(7)** "Oral pathology" means the pathology that deals with the nature, identification, and management of diseases affecting the oral and maxillofacial regions. It is a science that investigates the causes, processes, and effects of these diseases.

~~(19) "1,000 hours in the practice of denture technology under direct supervision" or "1,000 hours of clinical and laboratory training in an approved work experience program" means engaging in the clinical and laboratory procedures of the practice of denture technology, over a period of not less than six months and not more than two years pursuant to ORS 680.510(3), with a minimum of 400 hours devoted to clinical procedures. The 1,000 hours under direct supervision shall include construction of no less than 40 units of upper or lower dentures, with a set counting as two units, and must include at least one each of the following: full, immediate, removable partial, removable implant and over denture.~~

Stat. Auth.: ORS 680.565

Stats. Implemented: ORS 680.565

Hist.: HD 11-1979(Temp), f. & ef. 8-23-79; HD 2-1980, f. & ef. 2-14-80; HD 12-1981(Temp), f. & ef. 7-15-81; HD 1-1983, f. & ef. 1-20-83; HD 4-1988, f. & cert. ef. 3-4-

88; HD 25-1988 (Temp), f. & cert. ef. 11-1-88; HD 4-1989, f. & cert. ef. 6-1-89; HD 10-1989, f. & cert. ef. 11-21-89; HD 13-1991(Temp), f. & cert. ef. 9-30-91; HD 3-1992, f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0005; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HLO 1-2003, f. 1-21-03, cert. ef. 2-1-03; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLO 2-2005, f. 12-15-05, cert. ef. 1-1-06

331-405-0045

Allocation of Responsibility

~~As set forth in ORS 680.556, the State Board of Denture Technology advises the Oregon Health Licensing Agency on matters relating to the practice of denture technology. The Director controls the regulatory operations and has decision-making authority on all substantive matters and is responsible for the performance of the agency as defined in 686.610.~~

~~Stat. Auth.: ORS 676.605, 676.615 & 680.525~~

~~Stats. Implemented: ORS 676.605, 676.615 & 680.525~~

~~Hist.: HLO 2-2005, f. 12-15-05, cert. ef. 1-1-06~~

DIVISION 410

LICENSURE

331-410-0000

Training-Approved Education and Clinical Practice Experience

(1) Approved Associate's Degrees and Associated Clinical Practice Experience (1,000 hours). A list of pre-approved educational institutions and pre-disqualified educational institutions, created in consultation with the Oregon Student Assistance Commission shall be maintained by the agency and available at the agency during regular business hours.

(2) To request approval of an Associate's degree and the associated clinical practice experience, obtained from an educational institution that is not on the list maintained by the agency under subsection (1) of this rule, the entity must submit:

- (a)** Documentation of the educational institution's accreditation, if any;
- (b)** The institutions' denture technology curriculum at the time the degree was obtained;
- (c)** Instructors' credentials;
- (d)** A list of the educational materials and books required at the time the degree was obtained;
- (e)** Lecture and lab hours required as they equate to standard academic credit hours;
- (f)** Published course outlines or curriculum objectives;
- (g)** Documentation of associated clinical practice experience which is equivalent to 1,000 hours; and
- (h)** Any additional information or documentation requested by the agency.

(3) Approved Equivalent Education and Associated Clinical Practice Experience (1,000 hours). A list of pre-approved educational institutions including private career schools, and pre-disqualified educational institutions, created in consultation with the Oregon Student Assistance Commission and the Oregon

Department of Education, shall be maintained by the agency and available at the agency during regular business hours.

(4) To request approval of an educational institution and the associated clinical practice experience, including a private career school that is not on the list maintained by the agency under subsection (3) of this rule the requesting entity must submit:

(a) Documentation of the educational institution's accreditation, if any;

(b) Documentation of any certification of the educational institution, if it is a career school;

(c) A list of the institution's courses in anatomy, histology, microbiology, physiology, pharmacology, pathology emphasizing periodontology, dental materials, medical emergencies, geriatrics, professional ethics, clinical denture technology, and denture laboratory;

(d) Instructors' credentials;

(e) A list of the educational materials and books required for all of the courses listed in subsection (4)(c);

(f) Lecture and lab hours required in the courses at the institution, as they equate to standard academic credit hours;

(g) Published course outlines from the courses listed in subsection (4)(c);

(h) Documentation of associated clinical practice experience which is equivalent to 1,000 hours; and

(i) Any additional information or documentation requested by the agency.

(5) Approved Equivalent Education. A list of pre-approved educational institutions including private career schools, and pre-disqualified educational institutions, created in consultation with the Oregon Student Assistance Commission and the Oregon Department of Education, shall be maintained by the agency and available at the agency during regular business hours.

(6) To request approval of an educational institution, including a private career school that is not on the list maintained by the agency under subsection (5) of this rule the requesting entity must submit:

(a) Documentation of the educational institution's accreditation, if any;

(b) Documentation of any certification of the educational institution, if it is a career school;

(c) A list of the institution's courses in anatomy, histology, microbiology, physiology, pharmacology, pathology emphasizing periodontology, dental materials, medical emergencies, geriatrics, professional ethics, clinical denture technology, and denture laboratory;

(d) Instructors' credentials;

(e) A list of the educational materials and books required for all of the courses listed in subsection (6)(c);

(f) Lecture and lab hours required in the courses at the institution, as they equate to standard academic credit hours;

(g) Published course outlines from the courses listed in (6)(c); and

(h) Any additional information or documentation requested by the agency.

(7) The Board approved Denture Technology Curriculum Objectives, which is required under section (4) and (6) of this rule, can be obtained on the agency Website at <http://www.oregon.gov/OHLA/DT/pages/index.aspx>.

~~(1) Training, or formal education, required for licensure is a planned sequence of instruction of specific content, pursuant to ORS 680.515, structured to meet stated curriculum objectives which includes evaluation of attainment of those objectives; offered by a post-secondary educational institution or equivalent training as determined following evaluation by educational professional(s) from the Governor's Office of Education Work Force Policy/Office of Degree Authorization. The Governor's Office of Education and Work Force Policy/Office of Degree Authorization will be consulted in the evaluation of the program, including but not limited to school accreditation, instructor credentials, and lecture and lab hours as they equate to standard academic credit hours.~~

~~(2) The education or training to be approved by the agency pursuant to ORS 680.515(2) in consultation with the Board, shall meet the curriculum objectives as established by the agency. Current lists of the curriculum objectives and approved training courses are available at the agency during regular business hours.~~

~~(3) All individuals or institutions requesting approval of a course or training program must submit a copy of the curriculum, a list of educational materials, books audiovisual aids, and a copy of handouts and tests to the agency for review to ensure the program meets established training standards and curriculum objectives. The following conditions will apply:~~

~~(a) No curriculum shall be approved without submission of complete curriculum documentation;~~

~~(b) The agency shall retain a copy of the approved curriculum on file as part of the official permanent record;~~

~~(c) Approved education and training program curricula shall be reevaluated for approval every three years or when any portion of the curriculum is modified, or where changes in denture technology or health practices make it necessary. Approved programs existing on the effective date of this rule are subject to immediate re-evaluation, whichever occurs first; and~~

~~(d) The agency shall incur any reasonable duplication costs associated with complying with the provisions mandated in ORS 680.515.~~

~~(4) To qualify as "equivalent supervised experience" under ORS 680.515(1)(b) or as an "approved work experience program" under 680.515(1)(c), experience must be under the direct supervision of an approved school, of a dentist, or of a denturist. If the work experience is under the direct supervision of a dentist or denturist, the supervising dentist or denturist must:~~

~~(a) Apply in advance on a form approved by the agency, and obtain approval from the agency, before beginning the direct supervision;~~

~~(b) Hold a valid license to practice and have been in practice for at least the last three years;~~

~~(c) Hold an oral pathology endorsement, if the supervisor is a denturist;~~

~~(d) Operate a clinic and an on-site laboratory where the direct supervision and training will occur;~~

~~(e) Certify in writing to the agency that the facility where the training will take place complies with OAR chapter 331, division 420, Practice Standards;~~

~~(f) Supervise no more than two denturist trainees at a time;~~

~~(g) Disclose to the agency all prior disciplinary action by their licensing board and, if previously disciplined by their licensing board, obtain Board approval prior to any supervising denturist trainee;~~

~~(h) Provide no more than two years of direct supervision to any individual denturist trainee undergoing the initial training required in ORS 680.515(1)(b), or no more than one year of direct supervision to any applicant undergoing additional clinical training required in 680.515(1)(c);~~

~~(i) Obtain signed informed consent from a client or patient before a denturist trainee may perform services for the client or patient;~~

~~(j) Ensure that a denturist trainee is clearly identified as a trainee to clients and patients.~~

~~(5) Credit for courses completed within the five years immediately prior to making application, which cover those subjects listed in ORS 680.515(1)(a), may be counted toward completion of schooling requirements for a denture technology program.~~

~~(6) Documentation to prove completion of an Associate Degree program in denture technology or the equivalent program, shall be official school transcripts from the agency approved schools, and may include published course outlines showing that training included curriculum objectives as determined by the agency in consultation with the Board and the Governor's Office of Education Work Force Policy/Office of Degree Authorization.~~

~~(7) Documentation to prove additional training to satisfy ORS 680.515(1)(b) in a work experience program shall be:~~

~~(a) Official transcripts from the approved school, and a description of training content, hours of clinical and laboratory training, examination scores, school location, dates of attendance, and the name of the supervisor; or~~

~~(b) Signed statement from the dentist or denturist certifying dates of training, places of employment, description of training content, and verification that work included both clinical procedures and laboratory procedures.~~

~~(8) Any denturist trainee who makes more than two (2) changes in supervision must receive approval from the Board prior to making another change in their supervision and training.~~

Stat. Auth.: ORS 676.605, 676.615 & 680.515

Stats. Implemented: ORS 676.605, 676.615 & 680.515

Hist.: HD 11-1979(Temp), f. & ef. 8-23-79; HD 2-1980, f. & ef. 2-14-80; HD 1-1983, f. & ef. 1-20-83; HD 4-1989, f. & cert. ef. 6-1-89; HD 10-1989, f. & cert. ef. 11-21-89; HD 13-1991(Temp), f. & cert. ef. 9-30-91; HD 3-1992, f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0040; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HLO 1-2003, f. 1-21-03, cert. ef. 2-1-03; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLO 2-2005, f. 12-15-05, cert. ef. 1-1-06

331-410-0002

Denture Technology Trainee Registration (1000 hours)

(1) A denture technology trainee registration authorizes an individual to practice denture technology under supervision by an approved supervisor under OAR 331-410-0025 in order to obtain 1,000 hours of supervised clinical practice in denture technology pursuant to ORS 680.515(1)(b).

(2) A denture technology trainee registrant is required to have direct supervision when providing direct patient care. Direct supervision means the supervisor has immediate access and is present in the business. The supervisor is responsible for providing oversight and training and is responsible for guiding and monitoring the performance of the individual being supervised.

(3) A denture technology trainee registrant may be under indirect supervision when performing laboratory services listed under ORS 680.500(3)(a). Indirect supervision means the supervisor is available by phone or by other means of electronic communication. The supervisor must be able to reasonably oversee the work of the individual being supervised, and be available for questions and assistance when needed.

(4) A denture technology trainee registrant must notify the agency within 10 calendar days of changes in employment status and changes in supervisor.

(5) A denture technology trainee registration is valid for one year and may be renewed one time.

(6) A denture technology trainee registrant is prohibited from working under direct supervision for more than two years pursuant to ORS 680.510(3).

(7) Any denture technology trainee registrant who makes three changes in supervision must receive approval from the Board prior to making a fourth or subsequent change.

(8) The following must be completed during the 1,000 hours of supervised clinical practice a denture technology pursuant to ORS 680.515(1)(b) as a trainee registrant. The 1,000 hours of supervised clinical practice must be completed in no less than three months from the date the agency issues the denture technology trainee registration.

(a) A minimum of 400 hours in direct patient care in denture technology; and

(b) Construction of a minimum of 40 dentures. An upper or lower denture is considered one complete denture.

331-410-0010

Documentation of Experience Application Requirements for Denture Technology Trainee Registration

An applicant for a Denture Technology Trainee Registration must:

- (1) Meet the requirements of OAR chapter 331 division 30;**
- (2) Submit a completed application form prescribed by the agency, containing the information listed in OAR 331-030-0000 and accompanied by payment of all required fees; and**
- (3) Submit information identifying the applicant's approved supervisor pursuant to OAR 331-410-0025, on a form prescribed by the agency.**

~~(1) Applicants shall document satisfactory completion of at least 1,000 hours of required work experience in the practice of denture technology pursuant to ORS 680.515(1)(b), under the direct supervision of an approved school, a licensed dentist or a licensed denturist, while employed by the dentist or denturist.~~

~~(2) Any person making application shall submit documentation of denture technology experience or equivalent in practice as follows:~~

~~(a) For practice under the direct supervision of an approved school, transcript or completion document from the school certifying at least 1,000 hours under direct supervision.~~

~~(b) For practice in the employment of a dentist or denturist, a statement on forms provided by the Oregon Health Licensing Agency of verification of employment and practice from the dentist or denturist that includes the dates of employment, number of hours worked in each category, and number of denture units constructed and fitted. The statement shall be signed by the dentist or denturist and the individual who received training. The statement shall be mailed or delivered from the dentist or denturist to the agency.~~

~~(3) Documentation of denture technology experience will not be accepted if it is incomplete, not signed or includes work experience obtained prior to approval of the direct supervision and training relationship by the Board under OAR 331-410-0000(4).~~

Stat. Auth.: ORS 680.515 & 680.565

Stats. Implemented: ORS 680.515 & 680.565

Hist.: HD 11-1979(Temp), f. & ef. 8-23-79; HD 2-1980, f. & ef. 2-14-80; HD 25-

1988(Temp), f. & cert. ef. 11-1-88; HD 4-1989, f. & cert. ef. 6-1-89; HD 10-1989, f. & cert. ef. 11-21-89; HD 3-1992, f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0025; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLO 2-2005, f. 12-15-05, cert. ef. 1-1-06

331-410-0015

Denture Technology Temporary License-*Post* Education and Training (PET)

- (1) A denture technology temporary license-PET authorizes the holder to temporarily practice denture technology pursuant to ORS 680.500 following completion of education and 1,000 hours of supervised clinical practice in denture technology listed in ORS 680.515 under indirect supervision by an approved supervisor under OAR 331-410-0025.**
- (2) A denture technology temporary licensee-PET may work under indirect supervision when providing direct patient care or performing laboratory services listed under ORS 680.500(3)(a). Indirect supervision means the supervisor is available is by phone or by other means of electronic communication. The supervisor must be able to reasonably oversee the work of the individual being supervised, and be available for questions and assistance when needed.**
- (3) A denture technology temporary license-PET holder must notify the agency within 10 calendar days of changes in employment status and changes in supervisor.**
- (4) A denture technology temporary license-PET is valid for one year and may be renewed one time.**
- (5) A denture technology temporary license-PET is invalid after passage of the written and practical examination.**
- (6) Any denture technology temporary licensee-PET who makes three changes in supervision must receive approval from the Board prior to making a fourth or subsequent change.**

331-410-0020

Application Requirements for Denture Technology Temporary License-*Post* Education and Training (PET) ~~Application Requirements~~

An applicant for a denture technology temporary license-PET must:

- (1) Meet the requirements of OAR chapter 331 division 30;**

(2) Submit a completed application form prescribed by the agency, containing the information listed in OAR 331-030-0000 and accompanied by payment of required fees;

(3) Submit documentation of successful completion of an Associate's degree in denture technology or the equivalent in formal post-secondary education which includes courses in anatomy, histology, microbiology, physiology, pharmacology, pathology emphasizing periodontology, dental materials, medical emergencies, geriatrics, professional ethics, clinical denture technology, and denture laboratory technology;

(4) Submit documentation on a form prescribed by the agency, showing completion of 1,000 hours of supervised clinical practice in denture technology pursuant to ORS 680.515(1)(b) within five years before the date of application, obtained under a denture technology trainee registration (See OAR 331-410-0005), including verification and certification of successful completion and satisfactory performance of such experience by an approved supervisor pursuant to OAR 331-410-0025;

(5) Submit proof of having completed and passed a Board approved written examination under OAR 331-410-0040 within two years before the date of application; and

(6) Submit information identifying the applicant's approved supervisor on a form prescribed by the Agency.

~~(1) An applicant for a license to practice denture technology must:~~

~~(a) Comply with the requirements of OAR 331-030-0000;~~

~~(b) Submit a completed application on a form prescribed by the agency;~~

~~(c) Pay the fees required by OAR 331-405-0030; and~~

~~(d) Submit documentation establishing completion of the requirements of one of the three pathways described in this rule.~~

~~(2) PATHWAY ONE Approved Education and Training with an Oregon Examination. An applicant may qualify for licensure by demonstrating:~~

~~(a) Completion of a program of education that has been approved by the agency under OAR 331-410-0000;~~

~~(b) Completion of 1,000 hours of practice in denture technology under direct supervision of an approved school or the equivalent supervised experience described in OAR 331-410-0000(4); and~~

~~(c) Successful completion of the Oregon written and practical examination described in OAR 331-410-0030.~~

~~(3) PATHWAY TWO Approved Education and Training with an Examination Recognized or Approved by the Board. An applicant may qualify for licensure by demonstrating:~~

~~(a) Completion of a program of education that has been approved by the agency under OAR 331-410-0000;~~

~~(b) Completion of 1,000 hours of practice in denture technology under direct supervision of an approved school or the equivalent supervised experience described in OAR 331-410-0000(4); and~~

~~(c) Successful completion of a written and practical examination approved or recognized by the Board pursuant to ORS 680.515(1)(c).~~

~~(4) PATHWAY THREE License by Credential. An applicant who is licensed to practice denture technology in another state may qualify for licensure in Oregon by:~~

~~(a) Satisfying the requirements of Oregon Laws 2005, chapter 415, section 2;~~

~~(b) Submitting a signed and completed form prescribed by the agency to document the hours of practice required by Oregon Laws 2005, chapter 415, section 2(4);~~

~~(c) Arranging for the licensing authority of the state in which the applicant is licensed to send directly to the agency an original "Affidavit of Licensure" that:~~

~~(A) Verifies that the applicant holds a current valid license in good standing to practice denture technology in that state;~~

~~(B) Describes the applicant's history of discipline by the licensing authority, including a description of all prior disciplinary actions, all unresolved complaints, and all pending disciplinary actions; and~~

~~(C) Is signed before a notary by the person preparing the "Affidavit of Licensure" and sealed with the official seal or stamp of the licensing authority.~~

~~(5) The "Affidavit of Licensure" described in paragraph (4)(c) of this rule may be transmitted electronically to the agency so long as the affidavit is transmitted directly from the licensing authority of the other state. The applicant must pay any fee charged by the licensing authority of the other state for producing and transmitting the affidavit.~~

~~(6) Any application that is not successfully completed within two years of the initial application date or the date on which the last examination was taken, whichever is later, will be treated by the agency as withdrawn, and the applicant must submit a new application, new supporting documentation, and new application fees to apply for licensure.~~

Stat. Auth.: ORS 680.515 & 680.565

Stats. Implemented: ORS 680.515 & 680.565

Hist.: HD 11-1979(Temp), f. & ef. 8-23-79; HD 2-1980, f. & ef. 2-14-80; HD 25-1989(Temp), f. & cert. ef. 11-1-88; HD 4-1989, f. & cert. ef. 6-1-89; HD 10-1989, f. & cert. ef. 11-21-89; HD 13-1991(Temp), f. & cert. ef. 9-30-91; HD 3-1992, f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0015; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HDLP 1-2002, f. 5-31-02, cert. ef. 6-1-02; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLO 2-2005, f. 12-15-05, cert. ef. 1-1-06

331-410-0025

Supervision of Denture Technology Trainee Registrants and Temporary Licensees

(1) To be approved as a supervisor pursuant to ORS 680.515 of a denture technology trainee registrant or a temporary licensee under OAR 331-410-0005 and 331-410-0015, an individual must:

(a) Hold a valid dentist license under ORS 679 or valid denturist license under ORS 680 and OAR 331-410-0030;

(b) Have no current or pending disciplinary action imposed by the Agency or other regulatory body;

(c) Submit proof of having been actively practicing denture technology for at least three years prior to requesting approval as a supervisor;

(d) Hold an oral pathology endorsement if supervisor is a denturist licensed under ORS 680 and OAR 331-410-0030

(d) Submit a completed request for approval on all forms prescribed by the agency;

(2) A supervisor may not supervise a denture technology trainee registrant or temporary licensee until all required documentation has been completed and submitted to the agency and the supervisor has received agency approval.

(3) A supervisor may supervise up to two denture technology trainee registrants or temporary licensees.

(4) An approved supervisor of a denture technology trainee registrant or for an individual obtaining additional training to retake the practical examination must be immediately accessible and present in the business for the purpose of providing oversight and training when the denture technology trainee registrant or individual obtaining additional training to retake the practical examination is providing direct patient care. The supervisor is responsible for guiding and monitoring the performance of the individual being supervised.

(5) An approved supervisor of a denture technology trainee registrant or for an individual obtaining additional training to retake the practical examination may provide indirect supervision when the denture technology trainee registrant or when an individual obtaining additional training to retake the practical examination is performing laboratory services listed under ORS 680.500(3)(a). Indirect supervision means the supervisor is available by phone or by other means of electronic communication. The supervisor must be able to reasonably oversee the work of the individual being supervised, and be available for questions and assistance when needed.

(6) An approved supervisor of a denture technology temporary licensee-PET may provide indirect supervision when the denture technology temporary licensee-PET is providing direct patient care or when performing laboratory services listed under ORS 680.500(3)(a). Indirect supervision means the supervisor is available by phone or by other means of electronic communication. The supervisor must be able to reasonably oversee the work of the individual being supervised, and be available for questions and assistance when needed.

(7) An approved supervisor must notify the Agency in writing within 10 calendar days if a denture technology trainee registrant or temporary licensee is no longer being supervised, and must provide the number of hours of training completed on a form prescribed by the agency.

(8) An approved supervisor is prohibited from providing direct-supervision for more than two years pursuant to ORS 680.510(3) to trainee registrant.

(9) An approved supervisor must obtain signed informed consent from all patients before a denture technology trainee registrant or temporary licensee performs services on the patient.

(10) An approved supervisor must ensure that all trainee registrants and temporary licensees are clearly identified as a trainee registrants or temporary licensee to patients.

(11) A designated supervisor must exercise management, guidance, and control over the activities of the trainee registrant or temporary licensees and must exercise professional judgment and be responsible for all matters related to the denture technology.

(12) Approval of a denture technology trainee registrants 1,000 hours of clinical practice experience in denture technology pursuant to ORS 680.515(1)(b) must be documented by the handwritten signature of the approved supervisor, the supervisor's license number, and date of supervisor's review, placed beside the denture technology trainee registrants, on a form prescribed by the agency.

(13) An approved supervisor's agency approval may be withdrawn if the supervisor provides incomplete or inadequate training during supervision or falsifies documentation.

331-410-0030

Denture Technology License Examinations

(1) A denture technology license holder, licensed under ORS 680.505, may practice denture technology defined under ORS 680.500.

(2) A denture technology license is good for one year and becomes inactive on the last day of the month one year from the date of issuance.

~~(1) The agency will notify qualified applicants of their eligibility to take the Oregon written and practical licensing examinations. Applicants must take both parts of the examination on their initial attempt, unless the applicant has previously completed and passed a board approved practical examination before submitting application for Oregon licensure.~~

~~(2) The Oregon licensing examination consists of two parts: a written examination and a practical examination:~~

~~(a) The written examination is comprised of multiple-choice questions covering subject areas specified in ORS 680.515(1)(a) and questions on the Oregon laws and rules regulating the practice of denture technology.~~

~~(b) The practical examination requires the applicant to demonstrate skills required to practice denture technology, including but not limited to: patient evaluation, maxillary and mandibular custom tray and final impressions, maxillary and mandibular preliminary and final cast evaluation, evaluation of maxillary and mandibular wax-up on an articulator and evaluation of maxillary and mandibular functional wax try-in.~~

~~(3) Practical Exam Requirement: To be scheduled for an Oregon practical examination, applicants must submit documentation and pay required fees at least 30 calendar days prior to the examination date. A schedule of practical examination dates is available at the Oregon Health Licensing Agency.~~

~~(4) The Health Licensing Office will notify each applicant, in writing by regular US Postal Service, of the results of his/her examination score within 30 days from the date of the examination. Results will not be given by any other means.~~

~~(5) The applicant must satisfactorily complete all parts of the examination to pass. Those that fail may repeat the parts not passed upon submission of a supplemental application for examination, examination fee for each part to be retaken, and documentation of additional training if applicable.~~

~~(6) Passing score for the written examination is 70 percent or higher. The practical examination is scored on a pass or fail basis. The portions will be scored individually, not added or averaged together.~~

~~(7) Passing scores will be maintained towards meeting licensure requirements only for the periods set forth in OAR 331-410-0020(6).~~

~~(8) Applicants taking the examination will be required to present government issued photographic identification such as a driver's license and their original Social Security card at the examination.~~

~~(9) Additional Clinical Training: As required in ORS 680.515(1)(c), the Board will prescribe additional hours of clinical and laboratory training in an approved work experience program for applicants who fail the Oregon practical examination.~~

~~(a) Additional hours of clinical and laboratory training must meet requirements of OAR 331-410-000(4).~~

~~(b) Notwithstanding any other rule, the applicant must complete the additional clinical and laboratory training within one year from the date of the failed practical examination.~~

~~(10) An applicant, who fails to pass the written or practical examination on the third attempt, must apply to the Board and receive authorization before application for re-examination will be approved. The Board may require the applicant to undergo additional training before taking the examination a fourth or subsequent time.~~

~~(11) Notwithstanding ORS 680.515(1)(c), failed sections of the examination may be retaken at the next available examination date and time as scheduling allows. Retaking a failed examination requires the applicant to register for the examination and submit payment of the examination fees.~~

Stat. Auth.: ORS 680.520 & 680.565

Stats. Implemented: ORS 680.520 & 680.565

Hist.: HD 11-1979(Temp), f. & ef. 8-23-79; HD 2-1980, f. & ef. 2-14-80; HD 1-1983, f. & ef. 1-20-83; HD 25-1988(Temp), f. & cert. ef. 11-1-88; HD 4-1989, f. & cert. ef. 6-1-89; HD 10-1989, f. & cert. ef. 11-21-89; HD 13-1991(Temp), f. & cert. ef. 9-30-91; HD 3-

1992, f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0030; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HDLP 5-2001, f. & cert. ef. 12-14-01; HDLP 1-2002, f. 5-31-02, cert. ef. 6-1-02; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLO 2-2005, f. 12-15-05, cert. ef. 1-1-06

331-410-0035

Application Requirements for Denture Technology Licensure

An individual applying for a license in denture technology must:

(1) Meet the requirements of OAR 331 division 30.

(2) Submit a completed application form prescribed by the agency, which must contain the information listed in OAR 331-030-0000 and be accompanied by payment of all required fees.

(3) In addition to requirements listed in subsections (1) and (2) of this rule, an applicant must provide documentation of one of the following pathways:

(a) License Pathway 1 –Qualification through Associate’s Degree and Clinical Practice Experience, with Examination. The applicant must submit:

(A) Official transcript as defined in OAR 331-405-0020 demonstrating attainment of an agency approved Associate’s degree in denture technology. See OAR 331-410-0010(1) and (2);

(B) Documentation of 1,000 hours supervised clinical practice experience in denture technology obtained while enrolled in the post-secondary educational program for an Associate’s degree in denture technology within the five years before the date of application;

(C) Proof of having completed and passed a Board approved practical examination within two years before the date of application; and

(D) Proof of having completed and passed a Board approved written examination within two years before the date of application.

(b) License Pathway 2 –Qualification through Associate’s Degree and Denture Technology Trainee Registration (1,000 hours), with Examination. The applicant must submit:

(A) Official transcript as defined in OAR 331-405-0020 demonstrating attainment of an agency approved Associate’s degree in denture technology. See OAR 331-410-0010(1) and (2);

(B) Documentation of 1,000 hours qualifying supervised clinical practice experience in denture technology as a trainee registrant as described in OAR 331-410-0005 within the five years before the date of application;

(C) Proof of having completed and passed a Board approved practical examination within two years before the date of application; and

(D) Proof of having completed and passed a Board approved written examination within two years before the date of application.

(c) License Pathway 3 – Equivalent Education and Clinical Practice Experience, with Examination. The applicant must submit:

(A) Official transcript or transcripts as defined in OAR 331-405-0020, demonstrating attainment of Agency approved education equivalent to an Associate's degree in denture technology, pursuant to ORS 680.515(1)(a). See OAR 331-410-0010

(B) Documentation of 1,000 hours supervised clinical practice experience in denture technology obtained while enrolled in the post-secondary educational program for an Associate's degree in denture technology within the five years before the date of application;

(C) Proof of having completed and passed a Board approved practical examination within two years before the date of application; and

(D) Proof of having completed and passed a Board approved written examination within two years before the date of application.

(d) License Pathway 4 – Equivalent Education and Denture Technology Trainee Registration (1,000 hours), with Examination. The applicant must submit:

(A) Official transcript or transcripts as defined in OAR 331-405-0020, demonstrating attainment of Agency approved education equivalent to an Associate's degree in denture technology, pursuant to ORS 680.515(1)(a). See OAR 331-410-0010;

(B) Documentation of 1,000 hours qualifying supervised clinical practice in denture technology as a trainee registrant as described in OAR 331-410-0005 within the five years before the date of application;

(C) Proof of having completed and passed a Board approved practical examination within two years before the date of application; and

(E) Proof of having completed and passed a Board approved written examination within two years before the date of application.

(e) License Pathway 5 – Reciprocity. The applicant must submit:

(A) Official transcript or transcripts as defined in OAR 331-405-0020 demonstrating attainment of qualifying Associate's degree or equivalent education, as described in OAR 331-410-0010;

(B) An affidavit of licensure pursuant to OAR 331-405-0020(1), demonstrating proof of current licensure as a denturist, which is active with no current or pending disciplinary action. The license must have been issued by a another state, the District of Columbia, a United States Territory, or Canada, and that jurisdiction's denturist licensing standards must be substantially equivalent to those of Oregon, as determined by the Agency;

(C) Documentation of having successfully passed both written and practical denturist examinations, which are substantially equivalent to those required for licensure in Oregon, as determined by the Agency;

(D) Documentation of having engaged in full-time denturist practice in the applicant's reciprocal licensure jurisdiction for at least two years immediately before the date of application for licensure in Oregon, on a from prescribed by the Agency.

331-410-0040

Examination Conduct; Disqualification

~~(1) Examinations conducted in Oregon are held in a designated area with restricted access. An applicant must obtain authorization from the agency before bringing any material or electronic equipment or devices into the examination. Receiving, attempting to receive, giving, or attempting to give assistance during the examination, including assistance from other individuals, from notes books or devices or taking unauthorized items into the examination area shall invalidate the examination and will result in forfeiture of the examination and fees.~~

~~(2) Examination Disqualification: A candidate may be immediately disqualified during or after the examination for conduct that interferes with the examination. Such conduct includes:~~

~~(a) Giving or attempting to give assistance to others in answering questions during the examination;~~

~~(b) Receiving or attempting to receive assistance during the examination, including assistance from other individuals from notes, books or devices to answer questions;~~

~~(c) Removing or attempting to remove any secure examination-related information, notes, or materials from the examination site;~~

~~(d) Failing to follow directions relative to the conduct of the examination;~~

~~(e) Exhibiting behavior which impedes the normal progress of the examination; and~~

~~(f) Endangering the health or safety of a person involved in the examination.~~

~~(3) Disqualification will invalidate the examination and result in forfeiture of the examination and fees. The candidate will be required to reapply, submit additional examination fees, and request in writing to schedule another examination. Reexamination will be scheduled at a date, time and place determined by the Director following the date of disqualification.~~

Stat. Auth.: ORS 680.520 & 680.565

Stats. Implemented: ORS 680.520 & 680.565

Hist.: HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLO 2-2005, f. 12-15-05, cert. ef. 1-1-06

331-410-0045

General Examination Information

(1) The Oregon licensing examination consists of two parts a written and practical examination. A list of Board approved written and practical examinations can be accessed on the agency Website at <http://www.oregon.gov/OHLA/DT/pages/index.aspx>

(2) The written examination is comprised of multiple-choice questions covering subject areas specified in ORS 680.515(1)(a) and questions on the Oregon laws and rules regulating the practice of denture technology.

(3) The practical examination requires the applicant to demonstrate skills required to practice denture technology, including but not limited to: final impression and model and trial dentures.

(4) To be eligible for examination, an applicant must meet identification requirements listed under OAR 331-030-0000.

(5) The examination is administered in English only, unless an agency approved testing contractor or vendor provides the examination in languages other than English.

(6) Examination candidates may be electronically monitored during the course of testing.

(7) Examination candidates must adhere to the maximum time allowance for each section of the examination, as established by the Agency.

(8) Taking notes, textbooks or notebooks into the examination area is prohibited.

(9) Electronic equipment and communication devices, such as personal computers, pagers and cellular telephones or any other devices deemed inappropriate by the agency, are prohibited in the examination area.

(10) Candidate conduct that interferes with the examination may result in the candidate's disqualification during or after the examination, the candidate's examination being deemed invalid, and forfeiture of the candidate's examination fees. Such conduct includes but is not limited to:

(a) Directly or indirectly giving, receiving, soliciting, and attempting to give, receive or solicit aid during the examination process;

(b) Violations of subsections (8), (9), or (10) of this rule;

(c) Removing or attempting to remove any examination-related information, notes or materials from the examination site;

(d) Failing to follow directions relative to the conduct of the examination; and

(e) Exhibiting behavior that impedes the normal progress of the examination.

(11) If the candidate is disqualified from taking the examination or the candidate's examination is deemed invalid for reasons under subsection (10) of this rule, the candidate may be required to reapply, submit additional examination fees, and request in writing to schedule a new examination date, before being considered for another examination opportunity.

Practical Examination Requirements ~~Examination Review and Appeal~~

(1) To be scheduled to take the Oregon denture technology practical examination, applicants must submit a form prescribed by the agency and pay required fees at least 60 calendar days prior to the examination date.

(2) A practical examination *candidate* must provide the following at time of practical examination:

(a) Government issued photographic identification listed under OAR 331-030-0000 showing that the practical examination candidate is the individual scheduled to take the practical examination;

(b) Government issued identification proving the patient is 18 years of age (See identification options under ORS 331-030-0000);

(c) An oral health certificate for the patient signed by a dentist , physician, nurse practitioner or a licensed denturist with the oral pathology endorsement, within 30 days of the practical examination, stating the patient's oral cavity is substantially free from disease and mechanically sufficient to receive a denture; and

(d) Agency prescribed practical examination candidate and patient forms.

(3) The patient must be completely edentulous;

(4) If a patient does not speak English the candidate for practical examination must ensure an interpreter is available for examination proctors to communicate with patient. The interpreter is prohibited from being the practical examination candidate. Any costs incurred for interpreter services are the responsibility of the practical examination candidate.

(5) A practical examination candidate may be disqualified from taking the practical examination if any requirements of this rule are not met.

~~Pursuant to ORS 183.435, applicants who fail to attain licensure as a result of test scores are not entitled to a formal appeal or hearing. Practical examination results are not challengeable.~~

~~(1) Computer Examination Segment: Review of the written examination, conducted by use of a touch screen computerized system, is provided at the conclusion of each~~

~~examination question/answer selection, or at the next available date and time as scheduling allows.~~

~~(2) Written Examination Segment: Review of failed written examination question/answer selections, conducted by use of paper/pencil and score sheet, is provided upon submitting written request to the agency within seven calendar days of the examination date.~~

~~(3) Procedures for reviewing a failed written examination may be obtained from the agency.~~

Stat. Auth.: ORS 680.520 & 680.565

Stats. Implemented: ORS 680.520 & 680.565

Hist.: HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04

331-410-0055

Written Examination Retake Requirements

(1) Failed sections of the written examination may be retaken as follows:

(a) After first failed attempt — applicant may not retake until the agency's next business day;

(b) After second failed attempt — applicant may not retake for seven business days;

(c) After third failed attempt — applicant may not retake for 30 business days, must pay all additional fees and submit documentation showing completion of additional theory and practice based training hours in denture technology in accordance with the percentage of questions failed in each domain.

(d) After fourth failed attempt — applicant may not retake until the agency's next business day;

(e) After fifth failed attempt — applicant may not retake for seven business days;

(f) After sixth failed attempt — applicant may not retake for 30 business days, must pay all additional fees and submit documentation showing completion of additional theory and practice

based training hours in denture technology in accordance with the percentage of questions failed in each domain.

(g) After seventh failed attempt — ability to retake, requirements for retake, or both will be determined by the Board on a case-by-case basis.

(2) Applicants retaking the examination must meet the requirements under OAR 331-030-0000.

(3) Any additional hours required for the purpose of retaking an examination is not considered practical clinical experience listed under ORS 680.510(3).

331-410-0060

Practical Examination Retake Requirements Licensure Issuance

(1) Pursuant to ORS 680.515(2) an applicant failing the following portions of the practical examination must take the following additional work experience hours within two years from the date of the failed practical examination:

(a) Final impression and model: 50 hours of direct patient care and laboratory training consisting of production of 10 dentures;

(b) Trial denture *centric relation*: 150 hours in direct patient care and laboratory training consisting of production of 16 dentures;

(c) Trail dentures *vertical relation*: 150 hours in direct patient care laboratory training consisting of production of 16 dentures;

NOTE: An upper or lower denture is considered one complete denture.

(5) An applicant failing any portion of the practical examination must submit a completed form prescribed by the agency requesting to commence additional hours of direct patient care (clinical) and laboratory training under supervision by an approved supervisor under OAR 331-410-0025;

(6) Any additional hours required for the purpose of retaking an examination is not considered practical clinical experience listed under ORS 680.510(3).

(7) An applicant must submit documentation approved by the agency upon completion of additional hours in direct patient care and laboratory procedures.

Upon agency approval of completion of additional hours in direct patient care and laboratory procedures an applicant may be scheduled to take the practical examination at a date and time approved by the Board.

(8) An applicant applying to retake the practical examination must meet the requirements of 331-410-0050.

~~(1) Pursuant to ORS 680.505, a person shall not practice denture technology or claim to be a denturist including that a person shall not display a sign or in any way advertise or purport to be a license holder or to be engaged in the practice of denture technology without first obtaining a license under 680.515.~~

~~(2) Licensees are subject to the provisions of OAR 331-030-0010 regarding the issuance and renewal of a license, and to the provisions of 331-030-0020 regarding the authorization to practice, identification and the requirements for issuance of a duplicate authorization.~~

Stat. Auth.: ORS 676.605, 676.615, 680.525, 680.530 & 680.565

Stats. Implemented: ORS 676.605, 676.615, 680.525, 680.530 & 680.565

Hist.: HD 25-1988(Temp), f. & cert. ef. 11-1-88; HD 4-1989, f. & cert. ef. 6-1-89; HD 13-1991(Temp), f. & cert. ef. 9-30-91; HD 3-1992, f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0032; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HDLP 1-2002, f. 5-31-02, cert. ef. 6-1-02; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04

331-410-0065

License Renewal

(1) A licensee is subject to the provisions of OAR Chapter 331, division 30 regarding the renewal of a license, and provisions regarding authorization to practice, identification, and requirements for issuance of a duplicate license.

(2) License renewal under this rule is valid for one year.

(3) LICENSE RENEWAL: To avoid delinquency penalties, license renewal must be made prior to the license entering inactive status. The licensee must submit the following:

(a) Renewal application form;

(b) Payment of required renewal fee pursuant to OAR 331-405-0030;

(c) Attestation of having obtained required continuing education under OAR 331-

415-0010, on a form prescribed by the Agency, whether license is current or inactive; and

(4) INACTIVE LICENSE RENEWAL: A license may be inactive for up to three years. A licensee who is inactive is not authorized to practice. When renewing after entering inactive status, the licensee must submit the following:

(a) Renewal application form;

(b) Payment of delinquency and license fees pursuant to OAR 331-405-0030;

(c) Attestation of having obtained required continuing education under OAR 331-415-0010, on a form prescribed by the Agency, whether license is current or inactive;

(5) EXPIRED LICENSE: A license that has been inactive for more than three years is expired and the licensee must reapply for licensure and meet the requirements listed in OAR 331-410-0035.

~~(1) RENEWAL: The following are prerequisites to license renewal:~~

~~(a) The completed application for renewal submitted in advance of the license expiration date;~~

~~(b) The renewal fee; and~~

~~(c) Attestation of having obtained required continuing education pursuant to OAR 331-415-0010.~~

~~(2) LATE RENEWAL: Renewal applications received in the Health Licensing Office, or postmarked, within one year after the expiration date may be approved upon payment of the renewal and delinquency fees and required attestation of having obtained sufficient continuing education.~~

~~(3) RESTORATION: A person who submits a completed renewal application after one year but within three years from the date of expiration, may be granted a license upon payment of restoration and license fees, and submission of evidence of sufficient continuing education as required in OAR 331-415-0010. A person who does not meet continuing education requirements within the three-year reporting cycle, must reapply and meet all requirements for licensure in place at the time of application.~~

~~(4) RE-APPLICATION/QUALIFICATION: A person who fails to renew within three years following the date of expiration, may be granted a license upon reapplication, payment of license and/or examination fee(s), as applicable, and submission of evidence of clinical competence satisfactory to the Health Licensing Office as follows:~~

~~(a) Documentation, showing the person engaged in active practice of denture technology in another state or territory during at least two of the last three years preceding reapplication, verifying construction of no less than 40 units of upper or lower dentures (a set counting as two units), and must include at least one each of the following: full, immediate, removable partial, removable implant and over denture. Documentation must include verification of work experience/employment and copies of patient treatment records; or~~

~~(b) Attain a passing score on the written and practical examination conducted by the Health Licensing Office, as prescribed by the Board.~~

~~(5) A person who previously held an Oregon denturist license without an oral pathology endorsement does not qualify for licensure under reapplication provisions in subsection (4) of this rule. A person must meet all requirements of OAR 331-410-0010 and 331-410-0020 to qualify for an Oregon denturist license.~~

Stat. Auth.: ORS 676.605, 676.615, 680.525, 680.530 & 680.565

Stats. Implemented: ORS 676.605, 676.615, 680.525, 680.530 & 680.565

Hist.: HDLP 1-2002, f. 5-31-02, cert. ef. 6-1-02; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04

331-410-0080

Oral Health Certificate

~~(1) Denturists licensed prior to January 1, 2004, who have not received an oral pathology endorsement as described in ORS 680.545 may not treat any person without a valid Oral Health Certificate for the person stating the person's oral cavity is substantially free from disease and mechanically sufficient to receive a denture.~~

~~(2) A valid Oral Health Certificate shall be in the form prescribed by the Health Licensing Office, signed by a licensed dentist or physician (M.D. or D.O.) stating that the person's cavity is substantially free from disease and mechanically sufficient to receive a denture, and show an examination of the oral cavity took place within 30 days of the date of commencing treatment.~~

~~(3) Oral Health Certificate forms are available at the agency.~~

Stat. Auth.: ORS 680.545

Stats. Implemented: ORS 680.545

Hist.: HD 12-1980(Temp), f. & ef. 9-29-80; HD 6-1981, f. & ef. 4-3-81; HD 4-1988, f. & cert. ef. 3-4-88; HD 4-1989, f. & cert. ef. 6-1-89; HD 3-1992, f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0055; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04

331-410-0090

License Display

~~Denturists shall post their current license to practice denture technology in public view.~~

(1) A licensee must show proof of valid license with the agency upon request or post the license document in public view at the license holder's primary workplace.

(2) A licensee may temporarily conceal the address printed on the license document with a covering that is removable.

(3) A licensee must carry the license identification card (pocket card) with them, or post in plain view, the official license anytime services are being provided.

Stat. Auth.: ORS 680.565

Stats. Implemented: ORS 680.565

Hist.: HD 12-1980(Temp), f. & ef. 9-29-80; HD 6-1981, f. & ef. 4-3-81; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0060; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04

DIVISION 415

CONTINUING EDUCATION

331-415-0000

Purpose

~~(1) To ensure continuing efforts on the part of Oregon licensed denturists to remain current with new developments in the denture technology and health care field and to encourage diversified training and qualifications in the profession continuing education is required as a condition of licensure.~~

~~(2) Continuing education requirements apply whether the applicant renewing a license is living or working within Oregon or outside of the state so long as Oregon licensure is maintained.~~

~~(3) Continuing education is required for renewal **annually**, every two years, even if the denturist license has been inactive during that period.~~

~~Stat. Auth.: ORS 680.530~~

~~Stats. Implemented: ORS 680.530~~

~~Hist.: HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04;~~

~~HLA 5-2008, f. 9-15-08, cert. ef. 10-1-08~~

331-415-0010

Continuing Education Requirements

(1) To maintain licensure, a denturist must complete a minimum of 10 hours of continuing education every year. A licensee may carry up to 10 continuing education hours forward to the next renewal cycle.

(2) A licensee must document compliance with the continuing education requirement through attestation on the license renewal application. A licensee is subject to provisions of OAR 331-415-0020 pertaining to periodic audit of continuing education.

(3) Continuing education must be obtained by participation in or attendance at a course provided by an accredited college or university, a course or program approved by the Oregon State Denturist Association, National Denturist Association, or an agency approved course or program.

(4) Continuing education must address subject matter related to denture technology as set forth in ORS 680.515(1)(a), the rules regulating licensed denturists, related dental practices, health care professional concerns such as infection control or medical emergencies, ethics, and business practices.

(5) Continuing education approved by the agency may include attendance or participation at an instructional program presented, recognized, or under the auspices of any permanently organized institution, agency, or professional organization or association. For example, lectures, post-secondary school or post-graduate courses, scientific sessions at conventions, teaching (provided that no more than half the required hours be in teaching).

(6) Proof of participation in required continuing education is the responsibility of the dentist. To ensure that adequate proof of attainment of required continuing education is available for audit or investigation by the agency.

(7) Documentation supporting compliance with continuing education requirements must be maintained for a period of two years following renewal, and must be available to the agency upon request.

(8) For the purpose of this rule continuing education hours mean actual academic, classroom, or course work time, including but not limited to workshops, symposiums, seminars, or laboratory exercises. Continuing education hours do not include travel time to or from the training site, registration or check-in periods, breaks or lunch periods.

~~(1) Each dentist must complete 20 contact hours of continuing education every two years from the date of licensure to qualify for renewal of the dentist's license. Four of the required 20 hours must be directly related to partial denture services.~~

~~(2) Each dentist shall report compliance with the continuing education requirement through attestation on the license renewal document. Licensees shall be subject to the provisions of OAR 331-415-0020 pertaining to the periodic audit of continuing education.~~

~~(3) Continuing education includes attendance or participation at an instructional program presented, recognized, or under the auspices of any permanently organized institution, agency, or professional organization or association. For example, lectures, post-secondary school or post-graduate courses, scientific sessions at conventions, teaching (provided that no more than half the required hours be in teaching), or correspondence courses, or video tapes, or similar self-study provided an examination is taken and passed as part of the course.~~

~~(4) Subject matter shall be related specifically to denture technology as set forth in ORS 680.515(1)(a), the law and rules regulating licensed denturists, science, related dental~~

practices, health care professional concerns such as infection control or medical emergencies, ethics, and business practices. A Board member will be designated to review the content of continuing education courses upon request by Oregon Health Licensing Agency.

(5) Proof of participation in required continuing education is the responsibility of the dentist. To ensure that adequate proof of attainment of required continuing education is available for audit or investigation by the agency, dentists shall maintain a record of attendance for two years following the annual continuing education cycle and renewal of the dentist license.

(6) Hours obtained in excess of the 20 contact hours required each two-year period will not be carried forward as credit for the succeeding two-year continuing education requirement.

Stat. Auth.: ORS 676.605, 680.530 & 680.565

Stats. Implemented: ORS 676.605, 680.530 & 680.565

Hist.: HD 10-1989, f. & cert. ef. 11-21-89; HD 13-1991 (Temp), f. & cert. ef. 9-30-91; HD 3-1992, f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0041; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04; HLA 5-2008, f. 9-15-08, cert. ef. 10-1-08

331-415-0020

Continuing Education: Audit, Required Documentation and Sanctions

(1) The Health Licensing Office **Oregon Health Licensing Agency** will audit a select percentage of licensee records determined by the Board to verify compliance with continuing education requirements.

(2) Licensees notified of selection for audit of continuing education attestation shall submit to the agency, within 30 calendar days from the date of issuance of the notification, satisfactory evidence of participation in required continuing education in accordance with OAR 331-415-0010.

(3) Documentation of a certificate of completion of attendance at a program or course provided by the sponsor must include:

- (a) Name of sponsoring institution/association or organization;
- (b) Title of presentation and description of content;
- (c) Name of instructor or presenter;

(d) Date of attendance and duration in hours;

(e) Course agenda;

(f) Official transcript, diploma, certificate, statement or affidavit from the sponsor, attesting to attendance.

~~(4) If documentation of continuing education is invalid or incomplete, the licensee must correct the deficiency within 30 calendar days from the date of notice. Failure to correct the deficiency within the prescribed time shall constitute grounds for disciplinary action.~~

(4) If documentation of continuing education is incomplete, the licensee has 30 calendar days from the date of notice to submit further documentation to substantiate having completed the required continuing education.

(5) Misrepresentation of continuing education or failing to meet continuing education requirements or documentation may result in disciplinary action, which may include but is not limited to assessment of a civil penalty and suspension or revocation of the license.

Stat. Auth.: ORS 680.565

Stats. Implemented: ORS 680.565

Hist.: HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98; HDLP 1-2002, f. 5-31-02, cert. ef 6-1-02; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04

DIVISION 420

PRACTICE STANDARDS

331-420-0000

Practice Standards

Licensed denturists shall adhere to the following practice standards:

(1) Oral Health Certificate. Denturists must either have an oral pathology endorsement on their license, or if they have not qualified for and received the endorsement, must comply with requirements for obtaining an Oral Health Certificate as described in ORS 680.545 and OAR 331-410-0080.

(2) Patient **Record Documentation**. ~~A Licensed denturist~~ **licensed denturist** must record, update and maintain documentation for each patient relevant to health history, clinical examinations and treatment, and financial data. Documentation shall be written or computerized. Records should include the following information:

- (a) Patient data, including name, address, date and description of examination;
 - (b) Evidence of informed consent (may be in the form of an acronym such as "PARQ" to denote procedure, alternatives, risks and questions);
 - (c) Date and description of treatment or services rendered, and any treatment complications;
 - (d) Health history as applicable; and
 - (e) Any other information deemed appropriate to patient care.
- (3) Clinical Examination. Licensed denturists must conduct and record a clinical examination of each patient that will include at a minimum, information relative to:
- (a) Appearance of gingiva, oral mucosal membranes, pharynx, tongue and all other oral soft tissue; and
 - (b) Oral conditions that may affect successful denture construction and use.

(4) Record Retention. Patient documentation, written or archived electronically by computer, must be retained for a minimum of seven years and available upon request by the agency.

(5) Minimum Standards of Acceptable Patient Care. Licensees must adhere to the following practice standards in rendering acceptable patient care:

(a) Maintain accurate patient records;

~~(b) Provide goods and services within a reasonable amount of time;~~

~~(c)~~ **(b)** Seek consultation/referral if indicated;

~~(d)~~ **(c)** Make accurate representation to the patient on services **provided** or denture functionality;

~~(e)~~ **(d)** Provide or arrange for continuity of care or emergency treatment for a patient currently receiving treatment;

~~(f)~~ **(e)** Employ ~~current~~ **standard** denture technology practices and materials;

~~(g) Adhere to appropriate use of quality materials;~~

~~(h) Adhere to Centers for Disease Control infection control standards and the Board's clinical requirements;~~

~~(i)~~ **(f)** Provide a copy of the patient record in a reasonable amount of time for a reasonable amount of money as requested by the patient.

(6) Denturists providing teeth whitening trays to patients must provide the patient with written and verbal informed consent prescribed by the Agency which contains information related to teeth whitening trays and teeth whitening solutions and the procedure, alternatives, risks and questions.

(7) Denturists are prohibited from providing patients with teeth whitening solutions which are prescription strength in accordance with **ORS 689.**

~~(6) Minimum Standards of Acceptability for Full Dentures: Licensees must adhere to the following practice standards in constructing full dentures that provide appropriate function. Acceptability is measured against the following criteria:~~

~~(a) The maxillary denture covers the entire hard palate, with a postdam that extends from the hamular notch to form a posterior seal on the soft palate;~~

- ~~(b) The mandibular denture has full posterior flanges, extending near the floor of the mouth and extending distally to include a portion of the retromolar pad;~~
- ~~(c) The denture base material adapts to the soft tissues and the extension achieves stability;~~
- ~~(d) Tooth position, size, and shade appear natural;~~
- ~~(e) Contour and shade of the denture base material appear natural;~~
- ~~(f) Centric relation, if not correct, is correctable;~~
- ~~(g) Vertical dimension is within the physiologic tolerance of the patient;~~
- ~~(h) No occlusal interferences are present in lateral and protrusive excursions;~~
- ~~(i) Occlusal surfaces have anatomic or nonanatomic detail, and masticatory forces are evenly distributed;~~
- ~~(j) Occlusal disharmony is not present; and~~
- ~~(k) There may not be movement of the denture when biting pressure is applied in anterior and posterior segments of the arch except when it is not reasonably possible to achieve the desired result.~~
- ~~(7) Any deviation from the standards outlined in subsection (6)(a) through (k) of this rule, must be based on the patient's individual physiology, in the best interest of the patient, and in conformance with generally accepted standards of patient care. On such occasion, the denturist must document the reasons for the deviation in the patient record. Failure to document the reasons for deviation from stated standards creates a presumption that the deviation was not in the best interest of the patient.~~
- ~~(8) Violation of Standards. Violation of any practice standard in OAR 331-420-0000 shall constitute grounds for discipline.~~

Stat. Auth.: ORS 676.605, 676.615, 680.550, 680.565

Stats. Implemented: ORS 676.605, 676.615, 680.550, 680.565

Hist.: HD 4-1988, f. & cert. ef. 3-4-88; HD 4-1989, f. & cert. ef. 6-1-89; HD 13-1991(Temp), f. & cert. ef. 9-30-91; HD 3-1992, f. & cert. ef. 3-25-92; Subsections (9)(a) through (h) renumbered to 333-020-090 and 333-020-100; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0085; HLO 1-2003, f. 1-21-03, cert. ef. 2-1-03; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04

Business Premise Requirements

~~The clinical procedures of denture technology be conducted in business premises that meet the following criteria:~~

(1) A licensed denturist must:

~~(1)~~ **(a) Ensure** All all areas of the business premises where denture technology is practiced ~~shall is~~ be kept clean and in good repair-;

(b) Have a sterilization area separated from public areas, service areas and restrooms where cleaning and sterilization of reusable instruments is performed;

(c) Maintain washing accommodations in a clean and sanitary condition;

(d) Ensure all floors, walls and procedure surfaces including counters, tables, and chairs are easily cleanable, non-absorbent and non-porous where services are provided;

(e) Ensure pets or other animals not be permitted in the business facility. This prohibition does not apply to service animals recognized by the American with Disabilities Act;

(f) Ensure all disinfecting solutions or agents be kept at adequate strengths to maintain effectiveness, be free of foreign material and be available for immediate use at all times the business is open;

(g) Use equipment and instruments in a manner described in the manufacturer's instructions which is consistent with the manufacturer's intended use of the device by the FDA;

(h) Ensure chemicals are stored in labeled, closed containers;

(i) Ensure all waste material contaminated with blood or bodily fluids, with exception of sharps, are deposited in a covered container following service for each patient; and

(j) Ensure all sharps are discarded in a sharps container which is a puncture-resistant, leak-proof container that can be closed for handling, storage, transportation, and disposal. The container must be labeled with the "Biohazard" symbol.

(2) The licensee must comply with all applicable rules and regulations of the Agency and other federal, state, county and local agencies. This includes the following:

(a) Building, fire, plumbing and electrical codes, and with exit and fire standards established by the Building Codes Agency, the Office of the State Fire Marshal;

(b) Oregon Indoor Clean Air Act as it appears in ORS 433.835 through 433.875;

(c) Occupational Safety and Health Act Blood Borne Pathogens Standards under 29 CFR 1910:1030 this includes but is not limited to: individuals providing services in a field of practice, facility owners; and other employees on the facility premises;

(d) ORS Chapter 654 and the Oregon Safe Employment Act if an employee/employer relationship exists; and

(e) All applicable Occupational Safety and Health Act standards if an employee/employer relationship exists.

(3) For the purpose of this rule "Sharps" means any object that can penetrate the skin, including but not limited to needles, scalpel blades or other instruments that could be broken during handling.

~~(2) Denturists shall be subject to all Oregon Department of Human Services, Health Services and other city, county, state and federal regulations pertaining to public health and safety. Compliance with building, state fire, plumbing and electrical regulations is required.~~

~~(3) When an employee/employer relationship exists, denturists shall comply with ORS 654 and the Oregon Safe Employment Act, and adhere to all Oregon Occupational Safety and Health Codes (OR-OSHA), and Centers for Disease Control (CDC) infection control standards.~~

~~(4) Pets or other animals shall not be permitted in the business premises. This prohibition does not apply to registered therapy animals, trained guide animals for the disabled, sightless or hearing impaired, or fish in an aquarium.~~

~~[Publications: Publications referenced are available from the agency.]~~

Stat. Auth.: ORS 680.550 & ORS 680.565

Stats. Implemented: ORS 680.550 & ORS 680.565

Hist.: HD 13-1991(Temp), f. & cert. ef. 9-30-91; HD 3-1992, f. & cert. ef. 3-25-92;

Renumbered from 333-020-085(9)(a) through (h); HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0090; HLO 1-2003, f. 1-21-03 cert. ef. 2-1-03

331-420-0020

Clinical Requirements Approved Sterilization and Disinfection Processes

(1) A denturist must:

(a) Sterilize all instruments, implements, and supplies used in intra-oral procedures that come in direct contact with patient. When instruments are sterilized a sterilization pouch with chemical/temperature sensitive tape, strips or pellets must be used to monitor each sterilization cycle and dated with the month and year the sterilization took place;

(b) Disinfect all instruments or other equipment which is "heat-sensitive" by using a high level disinfectant which demonstrates tuberculocidal activity used according to the manufacturer's instructions;

(c) Ensure all sterilizing devices are biologically tested quarterly (spore testing) verified through an independent laboratory, to assure all microorganisms have been destroyed and sterilization achieved. Biological spore test results must be immediately available at all times for inspection by the Agency and kept at facility premises for a minimum of two years; and

(d) Ensure all sterilizing devices are cleaned, and maintained in accordance with manufacturer's instructions and a copy of the manufacturer's recommended procedures for the operation of the sterilization device must be kept on file at the business premise.

(2) The expiration date for sterilized instruments is one year from the date of sterilization unless the integrity of the package is compromised.

(3) Disposable gloves must be worn whenever placing fingers into the mouth of a patient or when handling blood or saliva contaminated instruments or equipment. Hands must be washed and re-gloved before performing procedures on patient.

(4) All procedures performed must be in such a manner as to avoid cross contamination of blood borne pathogens.

~~The Board will consider current Centers for Disease Control guidelines when determining acceptable patient care and requirements for the clinical practice of denture technology. Additionally, denturists must comply with the following standards:~~

~~(1) Instruments, implements, supplies and impression trays used in intra-oral procedures that come in contact with body fluids shall be sterilized prior to each use.~~

~~(2) Instruments or other equipment which are "heat-sensitive" shall be disinfected by complete immersion of the object(s) or portion(s) thereof to be disinfected, in an FDA approved chemical sterilant, and used according to the manufacturer's instructions.~~

~~(3) Mechanical sterilizing devices shall be tested for functionality on a quarterly basis by means of a biological monitoring system that indicates the destruction of micro-organisms, and chemical indicators (color change) to assure sufficient temperature and correct functioning of equipment during each sterilization cycle.~~

~~(4) Chemical and biological test results shall be available at the business premises at all times for inspection by the Health Licensing Office **Agency** enforcement officers. Biological test results must be on laboratory letterhead and must contain the test date, and the name, model and serial number of the unit tested. Biological test results shall be retained for a two year period.~~

~~(5) Environmental surfaces that are contaminated by blood or saliva shall be disinfected with a high-level disinfectant, which is tuberculocidal and labeled accordingly, or bleach solution, used according to manufacturer's instructions.~~

~~(6) Disposable gloves shall be worn whenever placing fingers into the mouth of a patient or when handling blood or saliva contaminated instruments or equipment. Hands shall be washed and re-gloved before performing procedures on another patient.~~

~~(7) All contaminated wastes and sharps shall be disposed of according to governmental requirements, specifically ORS 459.386 through 459.405 and OAR 333-056-0020. "Sharps" means any object that can penetrate the skin, including but not limited to needles, scalpel blades, lancets, glass tubes, or other instruments that could be broken during handling, and syringes that have been removed from their original sterile containers.~~

~~(8) All procedures performed shall be in such a manner as to avoid cross contamination of blood borne pathogens.~~

Stat. Auth.: ORS 676.605, 676.615, 680.550, 680,565

Stats. Implemented: ORS 676.605, 676.615, 680.550, 680,565

Hist.: HD 3-1992, f. & cert. ef. 3-25-92; Renumbered from 333-020-085(9)(a) through (h); HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0100; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HLO 1-2003, f. 1-21-03, cert. ef. 2-1-03; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04

DIVISION 425

COMPLAINT PROCESSING AND RESOLUTION

331-425-0010

Procedure for Filing a Complaint

The Health Licensing Office may initiate and conduct investigations of matters relating to the practice of denture technology, pursuant to ORS 676.608, and may take appropriate disciplinary action in accordance with the provisions of ORS 676.612 and 680.535.

Stat. Auth.: ORS 676.608, 676.615, 676.992, 680.535, 680.565

Stats. Implemented: ORS 676.608, 676.615, 676.992, 680.535, 680.565

Hist.: HD 1-1983, f. & ef. 1-20-83; HD 4-1989, f. & cert. ef. 6-1-89; HD 3-1992, f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0070; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04

DIVISION 430

DISCIPLINE; CIVIL PENALTIES

331-430-0030

Establishing Civil Penalty Amounts

The Health Licensing Office has adopted the following presumptive penalty schedule for the first and second violations of the following laws and rules. The following scheduled shall apply except as the agency otherwise determines in consideration of the factors referenced in OAR 331-020-0060. For subsequent violations the provisions of OAR 331-020-0060 will apply.

- (1) Practicing or holding one's self out as available to practice denture technology, or using the title denturist without a license or with an expired or suspended license is a violation of ORS 680.505 and may incur a penalty of \$5,000.
- (2) Licensed denturists who allow non-licensed persons to perform clinical procedures is a violation of ORS 680.505 and may incur a penalty of \$5,000.
- (3) Failing to post a current, valid denturist license in public view is a violation of OAR 331-410-0090 and may incur a penalty of \$150.
- (4) Performing or offering to perform denture technology services involving intra-oral work, without obtaining a valid Oral Health Certificate prior to services being rendered, or without having qualified for and obtained an oral pathology endorsement is a violation of ORS 680.545, and may incur a penalty of \$2,000.
- (5) Failing to notify the agency within 30 days of a change in business related information or license status, is a violation of OAR 331-010-0040, and may incur a penalty of \$200.
- (6) Advertising in a manner, which would deceive or mislead the public or that is untruthful is a violation of ORS 676.612(1)(b), and may incur a penalty of \$2,000.
- (7) Failing to meet practice standards, involving health history, clinical examination, record of clinical treatment, or retention of records is a violation of ORS 680.550 and OAR 331-420-0000, and may incur a penalty of \$1,000.
- (8) Failing to meet minimum standards of acceptability for full dentures according to OAR 331-420-0000(6), or to meet standards for partial dentures as determined by the board may incur a penalty of \$5,000.

~~(9) Failing to maintain clean floors, walls and ceilings in the clinical area of the premises is a violation of OAR 331-420-0010(1), and may incur a penalty of \$1,000.~~

~~(10) Failing to disinfect surfaces or blood spills by using an Environmental Protection Agency registered disinfectant is a violation of OAR 331-420-0020(5), and may incur a penalty of \$1,000.~~

~~(11) Failing to sterilize all instruments, impression trays, and supplies for intraoral use prior to each use on patients is a violation of OAR 331-420-0020(1), and may incur a penalty of \$1,000.~~

~~(12) Failing to test all sterilizing devices on a quarterly basis is a violation of OAR 331-420-0020(3), and may incur a penalty of \$1,000.~~

~~(13) Failing to have both biological and chemical test results available at the facility for inspection by the agency enforcement officers is a violation of OAR 331-420-0020(4), and may incur a penalty of \$1000.~~

~~(14) Failing to keep Environmental Protection Agency registered disinfecting solution at adequate strength and free of foreign material to maintain effectiveness is a violation of OAR 331-420-0020(5), and may incur a penalty of \$1,000.~~

~~(15) Failing to wash hands with a germicidal or antiseptic soap and water before and after every patient when clinical contact occurs or failing to use disposable gloves whenever placing fingers into a patient's mouth or when handling blood or saliva contaminated instruments or equipment is a violation of OAR 331-420-0020(6), and may incur a penalty of \$1,000.~~

~~(16) Failing to perform procedures in such a manner as to avoid cross-contamination of blood borne pathogens is a violation of OAR 331-420-0020(8), and may incur a penalty of \$500.~~

~~(17) Failing to dispose contaminated wastes and/or sharps in accordance with provisions of ORS 459.386 through 459.405 and OAR 333-056-0020 is a violation of 331-420-0020(7) and may incur a penalty of \$1,000.~~

~~(18) Allowing pets or other animals on the premises of the business facility other than trained guide animals or fish in an aquarium, is a violation of OAR 331-420-0010(4), and may incur a penalty of \$500.~~

~~Stat. Auth.: ORS 680.565 & 680.572~~

~~Stats. Implemented: ORS 680.565 & 680.572~~

~~Hist.: HD 3-1992, f. & cert. ef. 3-25-92; HD 22-1993, f. 12-30-93, cert. ef. 1-1-94; HDLP 3-1998, f. 6-26-98, cert. ef. 7-1-98, Renumbered from 333-020-0120; HDLP 1-2001, f. 3-21-01, cert. ef. 4-1-01; HLO 2-2004, f. 6-29-04, cert. ef. 7-1-04~~

PROPOSED RULES