



# Oregon

Theodore R. Kulongoski, Governor

## Board of Massage Therapists

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## Letter to Stakeholders

August 15, 2008

Re: Proposed changes to OAR 334

Dear Stakeholders:

Below you will find a summary of the history of the current proposed rules changes as well as the anticipated timeline of events moving forward. Please reference the home page of our website for the most current and accurate proposed rules and date information.

The current version is Version 3 which you can find on our website. Below you will find an explanation of the differences between and issues with the prior versions.

Version 1: The introduction paragraph on page one incorrectly referenced a hearing date of July 19, 2008 rather than June 19, 2008. It also indicated changes to the examination language which had already completed the rules hearing process back in February 2008 but were not reflected on the Secretary of States written and web versions of OARs.

Version 2: Contained hearing information on the cover page referencing a hearing on August 22, 2008 (that hearing has been cancelled). We recently discovered an additional error on the Secretary of State's copy of Administrative Rules where OAR 334-010-0015 was over written with old language from 334-010-0012. This was an error on the part of the Secretary of State Archives division and they have corrected that error. Unfortunately, the rules used to create the markup were taken directly from their website and therefore contain incorrect language in that section. Version 3 corrects that marked up language to reflect the correct rules. Also, the OBMT discovered that the exam specific language from the February 2008 hearing process was not received by the Secretary of State. As the revised language is more restrictive than the current language the OBMT has chosen to leave 334-010-010 (4) as it reads with no changes. This has been corrected in Version 3.

Due to the challenges with this process to date, the OBMT has extended the public comment period and scheduled a second public hearing for September 19, 2008 at 9:00 a.m. in the OBMT office. Below you will find a timeline of anticipated events.

- September 19, 2008 – At 9:00 a.m. the Board will hold a public hearing on the proposed changes to OAR 334.
- September 19, 2008 – The Board will review any testimony received on the proposed changes during the Board meeting and will then pass their recommendations on to the Rules Committee for review and recommendation.
- Between the September and October Board meetings the Rules Committee will meet to review the comments received and prepare a report to the Board for consideration at the October meeting.
- October 24, 2008 – The Board will review the Rules Committee report and make final recommendation on any changes to the proposed rules.
- November 21, 2008 – At 9:00 a.m. the Board will hold a final public hearing on the proposed changes to OAR 334.
- November 21, 2008 – The Board will consider any final testimony and vote on the adoption of the proposed rules.
- January 1, 2009 - Proposed changes to OAR 334 will become effective.

The OBMT wants to remind all stakeholders that you may submit written feedback at any time by email to [patty.glenn@state.or.us](mailto:patty.glenn@state.or.us) or by mail to Oregon Board of Massage Therapists, 748 Hawthorne Avenue NE, Salem OR 97301. Written and oral testimony/comments are cumulative and need only be provided once within this process.

We apologize for any concerns that the challenges of this process may have created and hope for a smoother finish.

Sincerely,

Patty Glenn  
Executive Director