

Senate Bill 58

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Governor Theodore R. Kulongoski for Board of Naturopathic Examiners)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Authorizes Board of Naturopathic Examiners to maintain action for injunction and to impose civil penalties.

A BILL FOR AN ACT

1
2 Relating to authority of Board of Naturopathic Examiners; amending ORS 685.210 and 685.990.

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

4 **SECTION 1.** ORS 685.210 is amended to read:

5 685.210. (1) The district attorneys of the state shall prosecute all persons charged with violation
6 of any of the provisions of this chapter.

7 (2) Justice courts, municipal courts and circuit courts have concurrent jurisdiction for the
8 prosecution of offenses under this chapter.

9 (3) **The Board of Naturopathic Examiners, in its own name, may maintain an action for
10 an injunction against any person violating ORS 685.020. A person who has been so enjoined
11 may be punished for contempt by the court issuing the injunction. An injunction may be is-
12 sued without proof of actual damage sustained by any person. An injunction does not relieve
13 a person from criminal prosecution for violation of ORS 685.020 or from any other civil,
14 criminal or disciplinary remedy.**

15 **SECTION 2.** ORS 685.990 is amended to read:

16 685.990. (1) Violation of any provision of this chapter is a Class A violation.

17 (2)(a) **In addition to any other sanctions authorized by law, the Board of Naturopathic
18 Examiners may impose a civil penalty not to exceed \$5,000 for each violation of any provision
19 of this chapter, or of any rule adopted by the board.**

20 (b) **Civil penalties imposed under this subsection shall be imposed as provided in ORS
21 183.745.**

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NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.