

Consumer and Business Services

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	2005-07 Actuals	2007-09 Leg Approved Budget	2009-11 Governor's Recommended
General Fund	\$11,658,779	\$12,608,315	\$13,832,851
Lottery Funds	0	0	0
Other Funds	263,810,703	306,283,950	351,148,067
Federal Funds	1,636,026	2,324,993	1,974,055
Other Funds (Nonlimited)	515,888,641	554,613,599	700,937,722
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$792,994,149	\$875,830,857	\$1,067,892,695
Positions	1,587	1,623	1,658
Full-time Equivalent	1,549.85	1,595.16	1,635.22

Overview

Consumer and Business Services agencies work to protect consumers and workers, and to promote a positive business climate in the state. During the 2009-11 biennium, the Governor will continue to focus on agencies that target consumer and business issues on regulatory streamlining and integration to ensure a strong business climate, while maintaining long term worker and consumer safety.

Fee increases that are recommended will maintain or enhance services supported by affected constituents. Agencies will continue to evaluate services, systems and programs in this program area for better coordination and integration.

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Agencies within the Consumer and Business Services Program Area include:

- Department of Consumer and Business Services - protects the public in matters of workers' compensation, workplace safety, health care coverage, insurance and financial services; enforces state building codes; helps emerging small businesses; and leads the Governor's regulatory streamlining initiative.
- Bureau of Labor and Industries - protects people's rights on issues of jobs, housing, public accommodation and trade schools; works to create a skilled workforce; provides training programs.
- Public Utility Commission - works to ensure that safe and reliable utility services are provided to consumers at just and reasonable rates through regulation and promoting the development of competitive markets; regulates investor-owned electricity and natural gas companies, as well as certain telephone and water companies.
- Regulatory boards - protect customers of various professional services; ensure that only qualified people are licensed or bonded; set and ensure standards of conduct.

Recommended Budget

The Governor's recommended budget for the Consumer and Business Services Program Area agencies is \$1,067.9 million total funds. This is 21.9 percent higher than the 2007-09 Legislatively Approved Budget but only 2.3 percent higher than the 2009-11 Essential Budget Level. The growth from 2007-09 is due in part to increasing medical payments within the Oregon Medical Insurance Pool in the Department of Consumer and Business Services.

Other Funds provide over 98 percent of the budget for this program area. Just 1.1 percent of the program area's budget is General Fund. All regulatory boards are funded entirely with Other Funds, derived primarily from licensing fees.

The Governor's budget continues efforts started in the 2005-07 biennium to develop an electronic permitting system for building codes. This interoperable e-permitting system will ultimately serve all 132 local jurisdictions in their construction plan review, permitting, and inspection activities. The budget also increases the number of examination staff that work with the mortgage lending industry.

In addition, the budget adds resources in various agencies to increase consumer protection activities.

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OREGON BOARD OF ACCOUNTANCY

	2005-07 Actuals	2007-09 Legislatively Approved	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	1,472,666	1,989,807	1,816,821
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$1,472,666	\$1,989,807	\$1,816,821
Positions	7	7	7
Full-time Equivalent	7.00	7.00	7.00

Overview

The Oregon Board of Accountancy regulates the practice and performance of services provided by licensed accountants. The board evaluates the qualifications of candidates, manages the exam applications and grades, issues and renews licenses and investigates complaints. Approximately 8,500 certified public accountants, public accountants and municipal auditors are overseen by the board.

Recommended Budget

The Governor's recommended budget is \$1.8 million Other Funds. This is an 8.7 percent decrease from the 2007-09 Legislatively Approved Budget. The decrease is due to one-time funding phase-outs for an information technology project and for contract investigators used to reduce the backlog of complaint cases. The recommended budget maintains current service levels and provides one-time funding for contract investigators to handle complex cases requiring additional expertise.

Revenue

The board is funded entirely with Other Fund revenues, primarily from licensing fees. The Governor's recommended budget leaves the board with an estimated ending cash balance of \$448,254 for 2009-11, which is equivalent to seven months of operating expenses.

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BOARD OF CHIROPRACTIC EXAMINERS

	2005-07 Actuals	2007-09 Legislatively Approved	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	1,003,629	1,121,873	1,313,342
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$1,003,629	\$1,121,873	\$1,313,342
Positions	5	5	5
Full-time Equivalent	4.50	4.50	4.50

Overview

The Board of Chiropractic Examiners regulates chiropractors and chiropractic assistants through public protection, licensing, continuing education, examination, rulemaking and practice guidelines. The board oversees more than 2,700 licensees, including over 1,000 chiropractic assistants and more than 1,300 active chiropractors.

Recommended Budget

The Governor's recommended budget is \$1.3 million Other Funds. This is 17.1 percent higher than the 2007-09 Legislatively Approved Budget. The recommended budget maintains current service levels and funds per diem increases for board members.

Revenue

The board is funded entirely with Other Funds, primarily supported by licensing fees. The Governor's recommended budget would leave the board with a \$226,642 ending cash balance for 2009-11, which is equivalent to about four months of operational expenses.

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STATE BOARD OF CLINICAL SOCIAL WORKERS

	2005-07 Actuals	2007-09 Leg Approved Budget	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	581,996	659,778	978,911
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$581,996	\$659,778	\$978,911
Positions	3	4	5
Full-time Equivalent	2.50	3.00	4.00

Overview

The mission of the Board of Clinical Social Workers is to protect the citizens of Oregon by setting a strong standard of practice and ethics through the regulation of clinical social workers and clinical social worker associates. The board is responsible for regulating more than 3,000 social workers who choose to be licensed, though the board does not regulate the practice of social work.

Recommended Budget

The Governor's recommended budget is \$978,911 Other Funds. This is a 48.4 percent increase over the 2007-09 Legislatively Approved Budget. The recommended budget supports existing services, establishes a limited-duration investigator position and provides funds for expert witnesses to professionally resolve compliance cases. The recommended budget also provides funds for expanding the title act and the increased demands that additional licenses would create on the board.

Revenue

The board is funded solely by Other Funds, primarily derived from professional licensing fees. The recommended budget includes a fee increase ratification to provide funding for the investigator as a public protection initiative. This position and the fee increases associated with it are critical to the agency's public protection mission. The application fee increased from \$100 to \$150, the first increase since 1991. The renewal fee for clinical social workers rose from \$90 to \$130 per year, an increase of 44 percent. The recommended budget would leave the board with an estimated ending cash balance of \$204,147 for 2009-11, which is equivalent to five months of operating expenses.

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CONSTRUCTION CONTRACTORS BOARD

	2005-07 Actuals	2007-09 Legislatively Approved	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	11,333,433	15,361,138	17,750,609
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$11,333,433	\$15,361,138	\$17,750,609
Positions	72	82	86
Full-time Equivalent	61.34	80.26	84.50

Overview

The Construction Contractors Board (CCB) safeguards consumers' rights related to contract improvements to real property. They also promote a fair, equitable and competitive environment in the construction industry. The agency is responsible for testing and licensing contractors, investigating complaints, adjudicating claims and educating consumers and contractors. The board oversees more than 46,000 licensed contractors.

Recommended Budget

The Governor's recommended budget is \$17.8 million Other Funds. This is a 15.5 percent increase over the 2005-07 Legislatively Approved Budget. The recommended budget provides funds to continue changes implemented during the 2007-09 biennium, including a new continuing education program and resources for information technology upgrades. These enhancements aim to improve consumer protections and customer service, and provide resources for more efficient internal operations.

The recommended budget also provides funds for limited-duration staffing in licensing, education, information technology and dispute resolution programs. Three full-time, year-long, limited-duration licensing staff will process additional registration requirements required of contractors due to the passage of House Bills 2654 and 3242 (2007). One limited-duration program analyst will develop and implement a continuing education program. One limited-duration information systems specialist, established in 2007-09, will maintain existing information technology systems and implement upgrades. Two limited-duration investigator-mediators, established in 2007-09, will provide fast track mediation and assistance to the elderly.

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Revenue

The board is funded with Other Fund revenues, primarily through registration and renewal fees. The board is requesting to increase renewal fees for registration from the \$295 cap to \$410. The agency estimates that it will collect approximately \$15.2 million from this source in 2009-11. The Governor's recommended budget would provide the agency with an estimated ending balance of \$1,694,671, which is equivalent to two months of operating expenditures.

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DEPARTMENT OF CONSUMER AND BUSINESS SERVICES

	2005-07 Actuals	2007-09 Leg Approved Budget	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	174,066,743	200,373,310	229,334,007
Federal Funds	0	0	0
Other Funds (Nonlimited)	413,325,249	448,267,375	603,755,069
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$587,391,992	\$648,640,685	\$833,089,076
Positions	1,069	1,083	1,103
Full-time Equivalent	1,054.78	1,070.13	1,094.14

Overview

The Department of Consumer and Business Services (DCBS) administers programs that protect consumers and workers. This is done while supporting a positive business climate in the state. The Department is also the lead state agency for the Governor's regulatory streamlining initiative.

DCBS has eight major programs:

- The Workers' Compensation Board hears and settles cases relating to workers' compensation claims and workplace safety.
- The Workers' Compensation Division supervises and enforces workers' compensation insurance laws. The Division funds programs that help injured workers and employers. It also funds the administrative costs of the Management-Labor Advisory Committee. This committee considers various aspects of the workers' compensation system and reports findings to the Director and the Legislature.
- The Oregon Occupational Safety and Health Division helps make sure that the workplace is safe. It conducts worksite inspections, provides training materials and offers free consultation services to employers.
- The Insurance Division helps make sure that insurance companies are financially sound. It also works to see that insurance policyholders and claimants are treated fairly.
- The Division of Finance and Corporate Securities assures financial institutions' services and products are provided in a safe, sound, equitable and fraud-free manner while promoting a favorable business climate for these institutions. It also helps make sure that financial deals are fully disclosed.

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- Shared Services Division guides the agency. It has five sections under the Director's Office: Fiscal and Business Services, the Information Management Division, Communications Section, Human Resources Services and the Office of Regulatory Streamlining.
- The Building Codes Division regulates building construction. It provides code development, administration, inspection, plan review, licensing and permit services to the industry.
- The Oregon Medical Insurance Pool increases Oregonians' access to health care coverage. It provides coverage to those who are unable to obtain it on their own because of poor health conditions, job loss or change.

DCBS administers two Nonlimited Special Payments accounts and five workers' compensation reserve programs within the Workers' Benefit Fund.

Recommended Budget

The Governor's recommended budget for DCBS is \$833.1 million total funds. This is 28.4 percent higher than the 2007-09 Legislatively Approved Budget. Limited expenditures have increased by 14.5 percent. Nonlimited expenditures have increased by more than 28 percent largely due to quickly rising medical payments within the Oregon Medical Insurance Pool.

The budget maintains the current level of operations and adds funding in two areas. First, the budget enhances DCBS's examination staff in both its Mortgage Lending and Occupational Safety and Health Division (OSHA) units. Second, the budget improves the agency's Information Technology infrastructure with equipment and staff. The Governor's recommended budget for DCBS continues support for a statewide electronic permitting system with the capacity to ultimately serve all 132 local jurisdictions in their construction plan review, permitting and inspection activities.

The recommended budget also transfers the Office of Minority, Women and Emerging Small Business from DCBS to the Oregon Economic and Community Development Department.

Revenue

DCBS has numerous sources of Other Fund revenues including workers' compensation "cents-per-hour" assessments and contributions; workers' compensation premium assessments; premium payments and health insurer assessments for the Oregon Medical Insurance Pool; insurer assessments for the Insurance Division; license fees and other charges for services; interest earnings from investment sales; and fines and penalties.

In addition to its Other Fund revenues, the department also receives Federal Funds that it spends as Other Funds. Federal Funds are received for administration of the OSHA, collection of statistics for the U.S. Bureau of Labor Statistics, regulation of the production of manufactured housing, and administration of the Oregon Senior Health Insurance Benefits Assistance Program.

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BOARD OF LICENSED PROFESSIONAL COUNSELORS AND THERAPISTS

	2005-07 Actuals	2007-09 Legislatively Approved	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	655,496	635,668	913,459
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$655,496	\$635,668	\$913,459
Positions	3	3	5
Full-time Equivalent	2.00	2.50	3.50

Overview

The Board of Licensed Professional Counselors and Therapists oversees use of the titles “Licensed Professional Counselor” and “Licensed Marriage and Family Therapist.” While the agency does not regulate the general practice of counseling and family therapy, it regulates the use of the titles and the practice of its licensees. The 2,500 licensees must meet the board’s education, examination and experience standards.

Recommended Budget

The Governor’s recommended budget is \$913,459 Other Funds. This is 43.7 percent higher than the 2007-09 Legislatively Approved Budget. The recommended budget continues all programs and adds two part-time positions (1.00 full-time equivalent) for clerical support to alleviate workload growth and for professional investigative expertise to handle complaints against licensees.

Revenue

The board is funded entirely with Other Funds collected through fees for applications, examinations, licenses and renewals, restoration of lapsed licenses, civil penalties and miscellaneous services. The board is proposing two fee increases to pay for the clerical and investigative positions. The initial application fee would double from \$125 to \$250; renewal fees would increase \$25 or 20 percent, from \$125 to \$150. The Governor’s recommended budget would leave the board with an estimated ending cash balance of \$472,975, which is equivalent to 12 months of operational expenses.

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OREGON BOARD OF DENTISTRY

	2005-07 Actuals	2007-09 Legislatively Approved	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	1,674,133	1,865,822	2,264,053
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$1,674,133	\$1,865,822	\$2,264,053
Positions	7	7	7
Full-time Equivalent	7.00	7.00	7.00

Overview

The Board of Dentistry ensures that citizens of Oregon receive the highest possible quality of dental care. To this end, the board regulates dentists and dental hygienists. It does this through examination, licensing, certification, issuance of permits and discipline. The board licenses about 3,600 dentists and 3,500 dental hygienists.

Recommended Budget

The Governor's recommended budget is approximately \$2.3 million Other Funds. This is an increase of 21.3 percent over the 2007-09 Legislatively Approved Budget. The recommended budget maintains current service levels and provides additional resources to continue the national criminal background checks for applicants and the national disciplinary database subscription that will enable the board to monitor licensees' disciplinary status nationwide.

Revenue

The board is funded entirely with Other Funds, primarily supported by license and application fees. Pass-through fee increases are included to fund national criminal background checks and subscription to national disciplinary databases. The Governor's recommended budget would leave the board with an estimated ending cash balance of \$389,636 for 2009-11, which is equivalent to four months of operational expenses.

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OREGON HEALTH LICENSING AGENCY

	2005-07 Actuals	2007-09 Legislatively Approved	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	5,102,020	6,131,235	6,864,795
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$5,102,020	\$6,131,235	\$6,864,795
Positions	27	32	35
Full-time Equivalent	27.00	31.40	35.00

Overview

The Health Licensing Agency (HLA) provides licensing, oversight and direction for multiple professions represented by volunteer citizen boards and advisory councils.

- Athletic Training
- Body Piercing Technology
- Cosmetology:
 - o Barbers
 - o Estheticians
 - o Hair Designers
 - o Nail Technicians
- Denture Technology
- Electrology
- Environmental Health Technology
- Hearing Aid Technology
- Midwifery
- Sex Offender Treatment Therapy
- Tattoo Artists / Permanent Color Technology
- Respiratory Therapy
- Waste Water Treatment

The agency's regulatory authority and powers span administrative (determining policy, budgeting, rulemaking and personnel) and regulatory (licensing, investigations, discipline and sanctions) while allowing input and consultation from the boards and councils.

Recommended Budget

The Governor's recommended budget is \$6.9 million Other Funds, which constitutes a 12 percent increase from the 2007-09 Legislatively Approved Budget. The recommended budget incorporates the Nursing Home Administrators' Board into the existing HLA regulatory structure and requests permanent funding for the 2007-09 incorporation of the Sex Offender Treatment Board. The recommended budget also establishes two policy analyst positions and a public service representative and continues three

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limited-duration investigators as permanent. These positions are being added as a result of the expanded oversight as well as the consistent growth of licensee numbers.

Revenue

The HLA is entirely funded with Other Funds, primarily derived from licensing fees. The agency recently implemented a cost allocation model, which created standardized license fees for all professional practices under the agency's jurisdiction.

To develop a cost allocation model, the agency evaluated its individual programs based on the following factors:

- Licensing Units (Quantity)
- Examination Complexity
- Complaints
- Application Complexity
- Renewal Review
- Risk Factor
- Examinations (Quantity)
- Inspections (Quantity)
- Regulatory Oversight Monitoring

A rating scale was used to assign the complexity of the non-quantity measurements. Renewal fees for both practitioners and businesses will be charged on a biennial basis; at the same time, continuing education corresponds with the extended renewal period. Overall, the net effect on revenue will be an estimated increase of \$1.28 million for the 2009-11 biennium.

The recommended budget would leave the agency with an estimated ending cash balance of \$1,526,103, which is equivalent to about five months of operational expenses.

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BOARD OF EXAMINERS OF LICENSED DIETITIANS

	2005-07 Actuals	2007-09 Leg Approved Budget	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	58,026	78,514	78,971
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$58,026	\$78,514	\$78,971
Positions	1	1	1
Full-time Equivalent	0.30	0.30	0.30

Overview

The Board of Examiners of Licensed Dietitians protects public health, safety and well-being by regulating licensed dietetic practice. Unlike many of the other health-related licensing boards, the licensure of dietitians is not mandatory. The board recommends sanctions for licensees who violate the board's standards of conduct and professional responsibility. Licensing of practicing dietitians in the state of Oregon protects the public in the provision of nutrition therapy and ensures a standard of quality.

Recommended Budget

The Governor's recommended budget is \$78,971 Other Funds and less than a one percent increase from the 2007-09 Legislatively Approved Budget. The recommended budget funds existing operations with no enhancements.

Revenue

The board is funded entirely with Other Funds, supported by license fees, renewal fees, license lists/labels and late fees. The Governor's recommended budget leaves the board with an ending balance of \$99,650 Other Funds, which is equivalent to over 30 months of operating expenses. Due to the limited nature of this board's budget, the recommended ending balance is prudent since one or two contested cases could quickly place the board in financial difficulties without adequate reserves.

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OREGON MORTUARY AND CEMETERY BOARD

	2005-07 Actuals	2007-09 Leg Approved Budget	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	1,021,759	1,062,338	1,307,972
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$1,021,759	\$1,062,338	\$1,307,972
Positions	7	5	6
Full-time Equivalent	6.50	5.00	6.00

Overview

The Oregon Mortuary and Cemetery Board works to protect public health, safety and welfare by performing licensing, inspection, and enforcement duties, promoting professional behavior in the Oregon death care industry and maintaining constructive relationships with licensees and the public. The board's principal duties include providing impartial oversight, regulation, testing, review, registration, certification and discipline of licensees.

Recommended Budget

The Governor's recommended budget is \$1.3 million Other Funds, which is 23.1 percent higher than the 2007-09 Legislatively Approved Budget. The recommended budget funds existing operations plus one investigative position.

Revenue

The board is funded entirely with Other Funds supported by license fees, public record fees, a portion of death certificate filing fees and civil penalties. The board is proposing legislation increasing the death certificate filing fee from \$7 to \$20. In total, \$14 of the fee would fund the board. The remaining \$6 would stay within the Department of Human Services Public Health Program for administration of the Indigent Burial Fund Program, which allows funeral service practitioners to claim limited reimbursement when a deceased person lacks assets and no one takes responsibility for the expenses of final disposition.

The Governor's recommended budget leaves the board with \$273,074, or about five months, ending cash balance for 2009-11.

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BOARD OF NATUROPATHIC EXAMINERS

	2005-07 Actuals	2007-09 Leg Approved Budget	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	342,014	399,739	510,646
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$342,014	\$399,739	\$510,646
Positions	2	2	2
Full-time Equivalent	2.00	2.00	2.00

Overview

The Board of Naturopathic Examiners examines, licenses and disciplines naturopathic physicians, including certifying those practitioners qualified to perform natural childbirth. Renewals for licensure require continuing education hours that must be reviewed and approved throughout the year. The board also works to increase consumer awareness and encourage a higher level of professional education for licensees.

Recommended Budget

The Governor's recommended budget of \$510,646 Other Funds is 27.7 percent over the 2007-09 Legislatively Approved Budget. The recommended budget funds existing operations with an increase of the per diem for board members and an enhancement of its investigation capabilities.

Revenue

The Board of Naturopathic Examiners is supported solely by Other Funds generated through fees for examination, initial licenses, license renewals and miscellaneous service fees. The ending balance in the Governor's recommended budget is \$330,705 Other Funds which is equivalent to over 15 months of operating expenses. Due to the limited nature of this board's budget, the recommended ending balance is prudent since one or two contested cases could quickly place the board in financial difficulties without adequate reserves.

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OCCUPATIONAL THERAPY LICENSING BOARD

	2005-07 Actuals	2007-09 Leg Approved Budget	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	213,006	289,571	360,241
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$213,006	\$289,571	\$360,241
Positions	1	1	1
Full-time Equivalent	1.25	1.25	1.25

Overview

The Occupational Therapy Licensing Board was created to protect the public by assuring the safe and ethical delivery of occupational therapy services. These services are critical to patients recovering from injury or illness who need to adjust to new living situations. In addition, the board receives complaints and investigates their validity and takes appropriate disciplinary action if necessary.

Recommended Budget

The Governor's recommended budget is \$360,241 Other Funds, which is a 24.4 percent increase from the 2007-09 Legislatively Approved Budget. The budget funds existing operations with no enhancements.

Revenue

The board is solely supported by Other Fund revenues from initial licenses, renewals and miscellaneous fees. The Governor's recommended budget would leave the board with an ending balance of \$339,600 Other Funds which is equivalent to over 25 months operating expenses. The high ending balance is the result of prudent fiscal management. There was a fee decrease this biennium and the potential for another during the 2009-11 biennium.

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BOARD OF RADIOLOGIC TECHNOLOGY

	2005-07 Actuals	2007-09 Leg Approved Budget	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	433,225	528,796	894,165
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$433,225	\$528,796	\$894,165
Positions	3	3	4
Full-time Equivalent	3.00	3.00	3.50

Overview

The Board of Radiologic Technology regulates the use of ionizing radiation on human beings, including diagnostic radiography (X-rays) and radiation therapy. The board has submitted a legislative concept to expand its scope of oversight to include sonographers, Magnetic Resonance Imaging technicians and nuclear medicine technologists.

Recommended Budget

The Governor's recommended budget is \$894,165 Other Funds, which is 69.1 percent higher than the 2007-09 Legislatively Approved Budget. The recommended budget expands all existing operations, increases the size of the board, adds a half time investigator, increases board member per diem and provides the necessary resources to fund Service and Supply costs.

Revenue

The board is funded entirely with Other Funds, supported by fees paid for professional licenses, examinations and miscellaneous revenue. The board has proposed a fee increase and will expand its already existing licensing base by more than 1,000 professionals, therefore enhancing existing revenue streams. The ending balance in the Governor's recommended budget is \$187,573 Other Funds which is equivalent to over five months of operating expenses.

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BOARD OF EXAMINERS FOR SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY

	2005-07 Actuals	2007-09 Leg Approved Budget	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	258,523	290,093	333,907
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$258,523	\$290,093	\$333,907
Positions	2	2	2
Full-time Equivalent	1.40	1.40	1.40

Overview

The Board of Examiners for Speech-Language Pathology and Audiology protects the public by licensing and regulating the performance of speech-language pathologists and audiologists through establishing and maintaining standards of practice and disciplining those who violate the board's rules and statutes.

Recommended Budget

The Governor's recommended budget of \$333,907 Other Funds is a 15.1 percent increase from the 2007-09 Legislatively Approved Budget. The recommended budget funds existing operations with no enhancements.

Revenue

The Board of Examiners for Speech-Language Pathology and Audiology is supported solely by Other Funds generated through fees for examination, initial licenses, license renewals and miscellaneous service fees. The ending balance in the Governor's recommended budget is \$57,772 Other Funds which is equivalent to four months of operating expenses.

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VETERINARY MEDICAL EXAMINING BOARD

	2005-07 Actuals	2007-09 Leg Approved Budget	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	505,033	543,927	688,198
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$505,033	\$543,927	\$688,198
Positions	3	3	3
Full-time Equivalent	2.25	2.25	2.75

Overview

The Veterinary Medical Examining Board seeks to protect animal health and welfare, public health and consumers by setting and enforcing professional standards for veterinary health and medical services. This is done by mandating minimum qualifications for entry into the profession, providing parameters for the practice of veterinary medicine and enforcing the law relating to such services.

Recommended Budget

The Governor's recommended budget is \$688,198 Other Funds, which is a 26.5 percent increase over the 2007-09 Legislatively Approved Budget. The recommended budget funds existing operations and enhances the board's investigative personnel by 0.50 full-time equivalent.

Revenue

The board is solely supported by Other Funds that are composed of application, examination and license fees, with the remaining derived from assessed penalties and miscellaneous revenue. The ending balance in the Governor's recommended budget is \$287,693 Other Funds which is equivalent to 10 months of operating expenses.

Consumer and Business Services

BUREAU OF LABOR AND INDUSTRIES

	2005-07 Actuals	2007-09 Legislatively Approved	2009-11 Governor's Recommended
General Fund	\$11,658,779	\$12,608,315	\$13,832,851
Lottery Funds	0	0	0
Other Funds	5,576,640	6,378,479	6,859,891
Federal Funds	1,256,505	1,517,788	1,465,254
Other Funds (Nonlimited)	1,646,532	2,338,473	2,403,950
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$20,138,456	\$22,843,055	\$24,561,946
Positions	109	112	109
Full-time Equivalent	107.88	111.00	107.50

Overview

The Bureau of Labor and Industries (BOLI):

- Promotes the development of a highly skilled, competitive workforce in Oregon through partnerships with government, labor, business and education.
- Protects the rights of workers and citizens to equal, nondiscriminatory treatment.
- Encourages and enforces compliance with state laws relating to wages, hours, terms and conditions of employment.
- Advocates policies that balance the demands of the workplace and employers with the protections of workers and their families.

Recommended Budget

The Governor's recommended budget is \$24.6 million total funds. This is about eight percent higher than the 2007-09 Legislatively Approved Budget. The budget continues all existing programs. It provides funding for information technology updates and adds one position to meet increased workload in the Fiscal Unit. The budget includes reductions in the Technical Assistance to Employers program including elimination of three positions due to revenue shortfalls. It also includes reductions in the Civil Rights Division including elimination of one and one-half positions due to revenue shortfalls.

Revenue

BOLI is funded mainly with General Fund. BOLI receives Federal Funds through a contract with the Equal Employment Opportunity Commission for jointly filed civil rights complaint investigations. BOLI receives Other Funds from the following sources: revenues from technical assistance services to support the Technical Assistance for Employers unit, the Wage Security Fund, the prevailing wage rate contract

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fees, licensing fees for farm and forest labor contractors, Workers Benefit Fund and contracts with local and state governments.

BOLI is projecting inadequate revenues from the Equal Employment Opportunity Commission to cover the 2009-11 essential budget level expenditures. BOLI is also projecting inadequate revenues in the Technical Assistance to Employers Unit.

Consumer and Business Services

OREGON MEDICAL BOARD

	2005-07 Actuals	2007-09 Legislatively Approved	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	7,009,267	8,505,902	9,823,638
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$7,009,267	\$8,505,902	\$9,823,638
Positions	36	37	39
Full-time Equivalent	34.30	35.30	38.00

Overview

The Oregon Medical Board (formerly the Board of Medical Examiners) regulates the practice of medicine in a manner that promotes quality care. It does this through licensing, investigation, examination, continuing education and discipline. The board's more than 16,000 licensees include medical doctors, doctors of osteopathy, podiatrists, acupuncturists and physician assistants.

The board also manages a diversion program to assist licensees with substance abuse and mental health problems. The program is designed to encourage licensees to seek help early. It is funded with a portion of each license renewal fee.

Recommended Budget

The Governor's recommended budget is \$9.8 million Other Funds, which is 15.5 percent higher than the 2007-09 Legislatively Approved Budget. The recommended budget continues all programs. It adds an investigative analyst position to the compliance unit and an office manager to the diversion program; it also provides funds for business continuity, investigative tools, additional attorney general resources and technology infrastructure. These additional resources are needed to keep up with workload demands and maintain efficient internal operations.

Revenue

The board is funded entirely with Other Funds, primarily supported by fees paid for professional licenses. A portion of the annual renewal fee is transferred to the Oregon Health Sciences University to maintain its medical library. The Governor's recommended budget would leave the board with an estimated ending cash balance of \$2,589,272 for 2009-11, which is equivalent to approximately six months of operational expenses.

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OREGON STATE BOARD OF NURSING

	2005-07 Actuals	2007-09 Legislatively Approved	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	8,206,560	9,744,501	12,135,468
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$8,206,560	\$9,744,501	\$12,135,468
Positions	45	44	50
Full-time Equivalent	44.25	41.75	47.75

Overview

The Oregon State Board of Nursing protects the public's health, safety and well-being through the regulation of nursing practice and nursing education. The board licenses approximately 43,000 Registered Nurses (RN), 4,000 Licensed Practical Nurses (LPN), 2,200 Nurse Practitioners, 440 Certified Registered Nurse Anesthetists and 180 Clinical Nurse Specialists. It also certifies 19,000 Certified Nursing Assistants (CNA), 1,300 of which are also Certified Medication Aides.

Recommended Budget

The Governor's recommended budget of \$12.1 million Other Funds is a 25 percent increase from the 2007-09 Legislatively Approved Budget. The recommended budget strengthens consumer protection functions of the board. It continues four positions hired midway through the 2007-09 biennium to ensure timely processing of licenses, to ensure timely resolution of complaint investigations and to provide management information. The budget adds funding and one position to improve the board's licensing system. The current system allows only license renewals electronically. With the upgrade, applicants for licensure can file electronically. Finally, one position will help certify and review the growing number of CNA training programs.

Revenue

Revenue from license fees is the primary funding source for the board. Other sources include examination, subscription and civil penalty fees; federal matching funds partially support the CNA program. The recommended budget includes a \$40 license fee increase for nurses (both RNs and LPNs), which will cover the cost of new positions and system improvements. The budget also increases the CNA license renewal fee by \$10 to cover program growth costs.

Consumer and Business Services

The recommended budget leaves the board with an ending balance of about \$2.1 million, or four months of average operating expenses.

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OREGON BOARD OF PHARMACY

	2005-07 Actuals	2007-09 Legislatively Approved	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	3,478,189	3,999,522	5,091,490
Federal Funds	14,352	339,640	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$3,492,541	\$4,339,162	\$5,091,490
Positions	18	22	20
Full-time Equivalent	17.50	20.50	19.00

Overview

The Oregon Board of Pharmacy promotes, preserves and protects the public health, safety and welfare by establishing high standards in the practice of pharmacy and the distribution of drugs in Oregon. The board licenses and regulates more than 18,000 county health clinics, manufacturers, wholesalers, pharmacies, pharmacists, pharmacist interns and technicians, controlled substances, student health centers and hospital drug rooms, among a variety of other drug related occupations and facilities.

Recommended Budget

The Governor's recommended budget is \$5.1 million Other Funds which is a 17.3 percent increase from the 2007-09 Legislatively Approved Budget total funds. During the 2007-09 biennium, the agency phased-out an anticipated Federal Grant, and two positions tied to the funding that was not granted. The recommended budget funds existing operations with an enhancement of two half-time support positions for the Pharmacist Recovery Network program.

Revenue

The board is funded with Other Funds, supported by fees paid for professional licenses, civil penalties, inspection fees, delinquent fees and miscellaneous revenue. The Other Funds ending balance in the Governor's recommended budget is \$1,962,089 Other Funds, which is equivalent to over nine months of operating expenses. The board has implemented a variety of fee increases for the 2009-11 biennium. These fee increases are for technicians, pharmacists, controlled substance wholesalers, manufacturers and interns. The increases are expected to generate an additional \$1.1 million of revenue.

Consumer and Business Services

BOARD OF PSYCHOLOGIST EXAMINERS

	2005-07 Actuals	2007-09 Legislatively Approved	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	720,718	905,903	1,103,263
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$720,718	\$905,903	\$1,103,263
Positions	3	4	4
Full-time Equivalent	3.00	3.58	4.00

Overview

The Board of Psychologist Examiners is responsible for ensuring the competence and ethical practice of psychologists practicing in Oregon. It ensures the character and fitness of applicants through an examination and educational review. It ensures ongoing competence of licensees through continuing education. It provides sanctions against those psychologists who violate the board's rules and standards of professional conduct. The board oversees 1,400 licensed psychologists and associates.

Recommended Budget

The Governor's recommended budget is \$1.1 million, which is 21.8 percent higher than the 2007-09 Legislatively Approved Budget. The recommended budget funds the existing program and adds resources for a customer service position to alleviate workload demands. It also funds a computer replacement, investigator reclassification and jurisprudence exam expansion.

Revenue

The board is funded entirely with Other Funds, primarily derived from fees paid for applications, examinations and licenses. The board is proposing a fee increase to continue existing services along with the customer service position and expanded jurisprudence exam. The current \$510 biennial fee would be increased by \$300, or 37 percent, to \$810. The Governor's recommended budget leaves the board with an estimated ending cash balance of \$360,803 for 2009-11, equivalent to seven months of operating expenses.

Consumer and Business Services

PUBLIC UTILITY COMMISSION

	2005-07 Actuals	2007-09 Legislatively Approved	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	32,038,871	36,364,363	41,026,699
Federal Funds	365,169	467,565	508,801
Other Funds (Nonlimited)	100,916,860	104,007,751	94,778,703
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$133,320,900	\$140,839,679	\$136,314,203
Positions	127	126	129
Full-time Equivalent	124.69	124.50	127.50

Overview

The Public Utility Commission (PUC) is accountable to ensure that safe and reliable utility services are provided to consumers at equitable and reasonable rates through the process of regulation and by promoting the development of competitive markets, through regulating investor-owned electricity and natural gas companies, as well as certain telephone and water companies. Companies that fall under some form of commission price, service quality, or safety regulation include:

- Three private electric utilities: Portland General Electric, PacifiCorp and Idaho Power Company, serving more than 1.2 million Oregon households and businesses.
- Three natural gas utilities: Northwest Natural, Avista Utilities and Cascade Natural Gas, serving more than 600,000 Oregon homes and businesses.
- Four large private telecommunication utilities: Qwest, Verizon, CenturyTel, and United Telephone of the Northwest, 18 small private companies and 11 cooperative companies providing about 89 percent of Oregon's telephone lines. The agency administers the \$50 million dollars a year Oregon Universal Service Fund. This fund insures that high cost-of-service areas in the state have affordable telephone service, by insuring providers can make a reasonable profit.
- Approximately 400 competitive telecommunications carriers providing about 17 percent of Oregon's telephone lines.
- Seventy-eight water utilities serving about 23,000 customers.

The PUC also administers four Residential Service Protection Fund programs which insure that adequate and affordable residential telecommunications services are available for all Oregonians. These programs include services for the hearing and speech-impaired, and low-income individuals. Additionally, PUC is responsible for ensuring the safe and reliable operation of the state's electricity and natural gas transportation and distribution systems.

Consumer and Business Services

The commission consists of a Chair and two members, each of whom is appointed by the Governor.

The Board of Maritime Pilots was moved from the Department of Transportation to the PUC. This independent board is the licensing and administrative entity for state maritime pilots. PUC is primarily responsible for budget and administrative services support for the board.

Recommended Budget

The Governor's recommended budget for the PUC is about \$136.3 million total funds. This about three percent lower than the 2007-09 Legislatively Approved Budget. The recommended budget enables the agency to maintain its existing level of service.

Revenue

The majority of the agency's operating revenues come from fees paid by investor-owned utilities. To cover the cost of utility regulation, the PUC can collect up to 0.25 percent of the gross operating revenues of natural gas and water utilities; up to 0.25 percent of the gross retail intrastate revenues of telecommunications providers; and up to 0.018 cents per kilowatt-hour sold by electric utilities. Another major source of revenue is in the Residential Service Protection Fund program. In 2009-11 it is estimated that \$10.3 million will be collected from telephone service end users in the form of a surcharge (approximately \$0.08) on each telephone line per month. The agency projects an overall increase in revenues of approximately one percent.

The Governor's recommended budget would leave the agency with an ending balance of \$18 million Other Funds (limited), equivalent to about 12 months of operating expenses in ending cash balance for 2009-11.

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REAL ESTATE AGENCY

	2005-07 Actuals	2007-09 Legislatively Approved	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	6,912,911	7,779,616	8,637,055
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$6,912,911	\$7,779,616	\$8,637,055
Positions	32	32	31
Full-time Equivalent	30.41	31.62	30.63

Overview

The Real Estate Agency's mission is to provide quality protection for consumers of real estate, escrow and land development services, balanced with a professional environment conducive to a healthy real estate market. The Real Estate Agency licenses and regulates almost 24,000 real estate brokers and property managers. The agency also staffs the Real Estate Board, which advises the Governor and the Real Estate Commissioner on concerns of the real estate industry.

Recommended Budget

The Governor's recommended budget is \$8.6 million Other Funds, an 11 percent increase from the 2007-09 Legislatively Approved Budget. The recommended budget continues all services. It adds resources to purchase a new licensing system and upgrade the agency's Intranet capacity to address needs identified by the real estate industry. The budget also continues one position for board support.

Revenue

License fee revenue is the primary funding source for the agency. Other income includes registration, auditing, examination and publication fees. The recommended budget leaves an ending balance of \$2.9 million; enough to cover operating expenses for about eight months. All fines imposed by the agency are transferred to the General Fund; these transfers are expected to total \$35,000 in the 2009-11 biennium.

Consumer and Business Services

STATE BOARD OF TAX PRACTITIONERS

	2005-07 Actuals	2007-09 Legislatively Approved	2009-11 Governor's Recommended
General Fund	\$0	\$0	\$0
Lottery Funds	0	0	0
Other Funds	892,929	1,074,181	1,060,466
Federal Funds	0	0	0
Other Funds (Nonlimited)	0	0	0
Federal Funds (Nonlimited)	0	0	0
Total Funds	\$892,929	\$1,074,181	\$1,060,466
Positions	4	5	4
Full-time Equivalent	4.00	5.00	4.00

Overview

The State Board of Tax Practitioners is a consumer protection agency that regulates providers of tax services to ensure that services are provided in a competent and ethical manner. The board oversees approximately 5,500 licensees who are paid to prepare, advise, or assist in preparing personal income tax returns. The board creates and grades examinations to ensure applicants for licensure meet the minimum qualifications. It issues preparer and consultant licensees which are renewed on an annual basis upon completion of minimum requirements established by the agency. The board reviews and investigates complaints about tax preparers and any possible unlicensed activity in Oregon.

Recommended Budget

The Governor's recommended budget is \$1.1 million Other Funds. This is a 1.3 percent decrease from the 2007-09 Legislatively Approved Budget. The recommended budget continues all programs and eliminates one position, replacing it with funds for temporary staffing to better reflect agency needs during the busy license renewal seasons.

Revenue

The board is funded entirely with Other Fund revenues, primarily from fees paid for licensing, business registration and examinations. The Governor's recommended budget would leave the board with an estimated ending balance of \$428,130 for 2009-11, which is equivalent to approximately nine months of operating expenses.

