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PERMANENT ADMINISTRATIVE ORDER

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BP 5-2025
CHAPTER 855
BOARD OF PHARMACY

FILING CAPTION: Board Delegated Limited Authority for Vaccine Protocol rules

EFFECTIVE DATE: 08/08/2025

AGENCY APPROVED DATE: 08/07/2025

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ADOPT: 855-102-0130

RULE TITLE: Amendment of Vaccine Protocol Rules to Adopt ACIP Recommendations

NOTICE FILED DATE: 06/26/2025

RULE SUMMARY: Adopts a new rule that allows the board to delegate to the Board President the limited authority to amend the Board's vaccine protocols to adopt recommendations issued by the Advisory Committee on Immunization Practices (ACIP) adopted by the Centers for Disease Control and Prevention (CDC) and allows the Board President to further delegate that authority to agency staff. The board interprets "advising" for purposes of ORS 689.649 to not include amendments to the board's vaccine protocol rules in OAR 855-115-0345 that are required by recommendations issued by the ACIP adopted by the CDC because those amendments are required by law and the board's only course of action.

RULE TEXT:
Pursuant to ORS 689.645(5), the board delegates to the Board President the limited authority to amend the board's vaccine protocols in OAR 855-115-0345 to adopt recommendations issued by the Advisory Committee on Immunization Practices (ACIP) adopted by the Centers for Disease Control and Prevention (CDC). The Board President may further delegate this authority to board staff. ORS 689.649 does not apply to rule amendments made pursuant to the delegation of authority in this rule because those amendments are required and the board's only course of action.

STATUTORY/OTHER AUTHORITY: ORS 689.205, ORS 689.645

STATUTES/OTHER IMPLEMENTED: ORS 689.205, ORS 689.645