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RULES:

851-049-0000, 851-049-0005, 851-049-0015, 851-049-0020

AMEND: 851-049-0000

RULE TITLE: Rule Summary, Statement of Purpose and Intent

NOTICE FILED DATE: 09/22/2025

RULE SUMMARY: AMEND: 851-049-0000 Corrects Oregon Administrative Rule citation.

RULE TEXT:

(1) ORS 678.150 establishes the Board's authority to supervise the practice of nursing and to determine the scope of nursing practice. Pursuant ORS 678.010(9)(b)(A), the practice of nursing includes executing medical orders prescribed by a physician, dentist, clinical nurse specialist, nurse practitioner, certified registered nurse anesthetist or other health care provider licensed or certified by this state and authorized by the board by rule to issue orders for medical treatment.

(2) When engaging in registered nursing practice, the RN may encounter a medical order for a treatment or a medication that contains inclusion or exclusion criteria that has been pre-identified by the prescriber. For the purposes of these rules, a medical order for a treatment or a medication that contains inclusion or exclusion criteria pre-identified by the prescriber is a protocol.

(3) These rules identify acceptable levels of safe nursing practice for:

- (a) The RN who practices in an environment where a protocol is used in the execution of a medical order for a client;
- (b) The LPN who accepts an assignment to execute a medical order contained within a protocol;
- (c) The RN and the LPN who communicate a prescriber's reauthorization of a client's prescription to a pharmacy; and
- (d) The RN who dispenses medication in a setting certified by the Board of Pharmacy as a Community Health Clinic.

STATUTORY/OTHER AUTHORITY: ORS 678.150

STATUTES/OTHER IMPLEMENTED: ORS 678.150, ORS 678.010

AMEND: 851-049-0005

RULE TITLE: Scope of Practice Standards for RN Participation in Protocol Development

NOTICE FILED DATE: 09/22/2025

RULE SUMMARY: AMEND: 851-049-0000 Corrects Oregon Administrative Rule citation.

RULE TEXT:

(1) The RN who holds a nurse administrator practice position within an organization shall participate in the development of any protocol that describes the decision-making and actions of the RN. The RN shall ensure that the protocol:

- (a) Is developed considering input from nurses practicing within the organization;
- (b) Is based on nationally recognized evidence-based guidelines and recommendations;
- (c) Includes client inclusion or exclusion criteria in the protocol;
- (d) Identifies alternative actions or exceptions that allow for individual client circumstances as assessed and interpreted by the RN; and
- (e) Identifies a pathway for the RN to notify the prescriber when the RN's assessment and interpretation of evidence and data leads to the clinical decision that the client does not meet protocol inclusion; and
- (f) Does not impede the individual nurse from fulfilling nursing practice responsibilities identified in the Nurse Practice Act.

(2) The RN who practices in a setting or organization where there is no nurse administrator practice position assumes the responsibility for fulfilling the requirements pursuant to OAR 851-049-0005 (1) (a) through (f).

STATUTORY/OTHER AUTHORITY: ORS 678.150

STATUTES/OTHER IMPLEMENTED: ORS 678.150, ORS 678.010

AMEND: 851-049-0015

RULE TITLE: Scope of Practice Standards for LPN Protocol Utilization

NOTICE FILED DATE: 09/22/2025

RULE SUMMARY: AMEND: 851-049-0015 Adds physician associate to the list of health care providers whose treatment plan can provide clinical direction of LPN practice.

RULE TEXT:

(1) An LPN may execute a medical order contained within a protocol if:

(a) The protocol is identified in:

(A) The RN plan of care providing clinical direction of the LPN's practice of nursing; or

(B) The health care provider treatment plan providing clinical direction of LPN practice.

(b) The LPN verifies the RN or health care provider has determined that the client meets the protocol inclusion criteria;
and

(c) The LPN adheres to the scope and standards of practice identified in OAR Chapter 851 Division 45.

(2) The independent nursing judgment regarding a client's appropriateness for protocol inclusion exceeds the dependent and directed scope of practice of the LPN.

(3) The LPN shall document all actions and decisions required by these rules as identified in OAR Chapter 851 Division 45.

STATUTORY/OTHER AUTHORITY: ORS 678.150

STATUTES/OTHER IMPLEMENTED: ORS 678.150, ORS 678.010

AMEND: 851-049-0020

RULE TITLE: Scope of Practice Standards Related to Communicating a Re-authorization of a Client's Prescription

NOTICE FILED DATE: 09/22/2025

RULE SUMMARY: AMEND: 851-049-0020 Corrects Oregon Administrative Rule citation.

RULE TEXT:

(1) As identified in Oregon Board of Pharmacy in OAR 855-041, after one year from date of issue, a prescription for a non-controlled substance becomes invalid and must be re-authorized by the prescriber.

(2) Prior to an RN or an LPN communicating a prescriber's re-authorization of a client's prescription, the nurse must confirm that:

(a) The prescriber has authorized the continuing of the medication for the client through a new prescription order; or

(b) The prescriber's plan of care or treatment plan for the client:

(A) Identifies the client's ongoing medication needs;

(B) Authorizes ongoing renewal of the prescription for the client; and

(C) Identifies exceptions to prescription reauthorization for the client.

(3) An RN or an LPN may only communicate a prescriber's re-authorization of a client's prescription if:

(a) The RN or LPN has complied with subsection (2) of this rule; and

(b) Communicating the re-authorization would be consistent with OAR 851-045-0065(9).

STATUTORY/OTHER AUTHORITY: ORS 678.150

STATUTES/OTHER IMPLEMENTED: ORS 678.150, ORS 678.010