



Board of Athletic Trainers

OREGON REVISED STATUTES
(UNOFFICIAL COPY)
CHAPTER 688.701 – 734 & 688.997
& 676.992
2023 EDITION



HEALTH LICENSING OFFICE

1430 Tandem Ave. NE, Suite 180

Salem, OR 97301-2192

Phone: (503) 378-8667 | Fax: (503) 370-9004

Email: hlo.info@odhsoha.oregon.gov

Website: www.oregon.gov/oha/ph/hlo

ATHLETIC TRAINERS

688.701 Definitions for ORS 688.701 to 688.734.

As used in ORS 688.701 to 688.734:

- (1) “Athlete” means any individual participating in fitness training and conditioning, sports or other competitions, practices or activities requiring physical strength, agility, flexibility, range of motion, speed or stamina.
- (2) “Athletic injury” means an injury or condition as it relates to participating as an athlete.
- (3) “Licensed athletic trainer” means a person who is licensed under ORS 688.720.
- (4) “Practice of athletic training” means the application by a licensed athletic trainer of principles and methods of:
 - (a) Prevention of athletic injuries;
 - (b) Recognition, evaluation and immediate care of athletic injuries;
 - (c) Rehabilitation and reconditioning of athletic injuries;
 - (d) Health care administration; and
 - (e) Education and counseling. [1999 c.736 §1; 2019 c.378 §1]

688.705 Board of Athletic Trainers; appointment; membership; terms. (1) There is established within the Health Licensing Office the Board of Athletic Trainers, consisting of five members appointed by the Governor. In making appointments to the board, the Governor shall take into consideration nominations received from professional organizations of athletic trainers that are based in Oregon.

- (2) Of the membership of the Board of Athletic Trainers:
 - (a) All members must be residents of this state.
 - (b) Three members must be athletic trainers who have practiced continuously in this state for the three years prior to the date of appointment.
 - (c) One member must be a member of the general public who is not an athletic trainer.
 - (d) One member must be a physician licensed under ORS chapter 677.
- (3) The term of office of each member of the board is four years, but a member serves at the pleasure of the Governor. Vacancies shall be filled by the Governor by appointment for the unexpired term. A member shall hold the member’s office until the appointment and qualification of a successor. A member is eligible for reappointment. If a person serves two consecutive full terms, a period of at least four years must elapse before the person is again eligible for appointment to serve on the board.
- (4) A member of the board is entitled to compensation and expenses as provided in ORS 292.495. [1999 c.736 §2; 2005 c.648 §15; 2009 c.701 §24; 2013 c.568 §62]

688.707 Officers; quorum; meetings. (1) The Board of Athletic Trainers shall elect one of its members as chairperson and another as vice chairperson, for such terms and with duties and powers necessary for the performance of the functions of those offices as the board determines.

- (2) A majority of the members of the board constitutes a quorum for the transaction of business.
- (3) The Board of Athletic Trainers shall meet at least once each year at a time and place determined by the Health Licensing Office. [1999 c.736 §3; 2005 c.648 §16; 2013 c.568 §63]

688.709 Board duties; rules. The Board of Athletic Trainers shall:

- (1) Advise the Health Licensing Office about the adoption of rules necessary for the administration of ORS 688.701 to 688.734.
- (2) Determine training and education requirements for licensure under ORS 688.720.

For an official copy of the Oregon Revised Statutes, please go to the Oregon State Legislature website: https://www.oregonlegislature.gov/bills_laws or call 1-800-332-2313.

Health Licensing Office, Board of Athletic Trainers
Oregon Revised Statutes, Chapter 688.701 – 734 & 688.997 & 676.992
2023 Edition
Unofficial Copy

- (3) Determine qualifications and documentation required for licenses, permits, temporary licenses and waivers.
- (4) Determine requirements for reciprocity and equivalency for the practice of athletic training.
- (5) Establish a code of professional responsibility and standards of practice for licensed athletic trainers.
- (6) Develop, approve or recognize a written examination to test an applicant's knowledge of the basic and clinical sciences relating to athletic training techniques and methods and any other subjects the board determines necessary to assess an applicant's fitness to engage in the practice of athletic training.
- (7) Establish standards for acceptable performance, including but not limited to a passing score on the approved or recognized competency examination.
- (8) Establish policies and criteria for the assessment of the quality of the practice of athletic trainers.
- (9) Adopt rules that include provisions describing procedures for collaboration between athletic trainers and physicians licensed pursuant to ORS chapter 677. [1999 c.736 §4; 2005 c.648 §17; 2013 c.314 §28; 2013 c.568 §64; 2019 c.378 §2]

688.715 Authority of Health Licensing Office; rules; investigations. The Health Licensing Office may:

- (1) Adopt rules necessary to conduct business, carry out duties and administer the provisions of ORS 688.701 to 688.734.
- (2) Issue licenses, including temporary licenses, permits, waivers and other authorizations to engage in the practice of athletic training as determined by the Board of Athletic Trainers.
- (3) Authorize all necessary disbursements to carry out the provisions of ORS 688.701 to 688.734, including but not limited to payment for necessary supplies, office equipment, books and expenses for the conduct of examinations, payment for legal and investigative services rendered to the office and such other expenditures provided for in ORS 688.701 to 688.734.
- (4)(a) Employ inspectors, examiners, special agents, investigators, clerical assistants and accountants necessary for the investigation and prosecution of alleged violations and the enforcement of ORS 688.701 to 688.734, and for such other purposes as the office may require.
(b) Nothing in ORS 688.701 to 688.734 may be construed to prevent an employee of the office from rendering assistance to the board in a hearing called by the office. However, all obligations for salaries and expenses incurred under ORS 688.701 to 688.734 shall be paid only from the fees accruing to the office under ORS 688.701 to 688.734.
- (5) Provide the board with such administrative services and employees as the board requires to carry out its duties.
- (6) Maintain an accurate record of all meetings and proceedings of the board, any board receipts and disbursements, civil penalties and orders for violation of ORS 688.701 to 688.734, records for licensure to engage in the practice of athletic training together with the addresses of persons licensed and the names of all persons whose licensure has been subject to disciplinary action.
- (7) Investigate complaints, take disciplinary action, including assessment of civil penalties, and provide opportunity for hearing according to ORS 183.745.
- (8) Administer oaths, issue notices and subpoenas in the name of the board, enforce subpoenas in the manner authorized by ORS 183.440, hold hearings and perform such other acts reasonably necessary to carry out duties of the board granted under ORS 688.701 to 688.734. [1999 c.736 §5; 2001 c.104 §263; 2005 c.648 §18; 2011 c.597 §281; 2013 c.314 §29; 2013 c.568 §65; 2019 c.378 §3]

Health Licensing Office, Board of Athletic Trainers
Oregon Revised Statutes, Chapter 688.701 – 734 & 688.997 & 676.992
2023 Edition
Unofficial Copy

688.718 License required; exceptions. (1) A person may not engage in the practice of athletic training or claim to be a licensed athletic trainer unless the person is licensed under ORS 688.720.

(2) Nothing in ORS 688.701 to 688.734 is intended to:

(a) Limit, preclude or otherwise interfere with the practices of health care providers or other persons licensed or registered in this state under any other statutes, or prevent health care providers or other persons from engaging in the profession or occupation for which the health care provider or person is licensed or registered;

(b) Prevent any person from performing athletic training services if the person is employed as an athletic trainer by the federal government or any of its agencies;

(c) Prohibit a person from performing athletic training services if:

(A) The person accompanies an organization or a sports team from another state, a territory of the United States or a foreign country;

(B) The organization or team is in this state for purposes related to competition or training; and

(C) The person performs athletic training services only on members of the organization or team and the services are performed for no more than 60 days in a calendar year;

(d) Preclude any person from pursuing a supervised course of study leading to a degree or licensure as an athletic trainer in an accredited or approved educational program if the person is identified by a title that clearly indicates student or trainee status;

(e) Prevent any person from completing any supervised practical experience requirements established by the Board of Athletic Trainers by rule; or

(f) Prohibit any person from performing athletic training services in this state for purposes of continuing education, consulting or training if the services are performed for no more than 60 days in any calendar year and are performed in association with a licensed athletic trainer if the person is:

(A) Registered or licensed and in good standing as an athletic trainer in another state; or

(B) Certified as an athletic trainer by, and in good standing with, the national Board of Certification.

(3) Nothing in ORS 688.701 to 688.734 may be construed to require licensure of an elementary or secondary school teacher, coach or volunteer who:

(a) Does not purport to be a licensed athletic trainer; and

(b) Is acting within the scope of the person's duties as a teacher, coach or volunteer. [1999 c.736 §6; 2013 c.62 §1; 2019 c.378 §4]

688.720 Requirements for licensure; fee. The Health Licensing Office may issue a license to engage in the practice of athletic training to an applicant who submits to the office:

(1) Sufficient proof that the applicant:

(a) Has passed a nationally accredited examination that is approved by the Board of Athletic Trainers;

(b) Is at least 18 years of age; and

(c) Has met other requirements for licensure established by the board; and

(2) The fee established under ORS 676.576. [1999 c.736 §8; 2003 c.547 §9; 2012 c.43 §19; 2013 c.62 §2; 2013 c.314 §30a; 2019 c.378 §5]

688.724 [1999 c.736 §9; 2005 c.648 §19; 2009 c.701 §25; repealed by 2013 c.314 §65]

688.728 [1999 c.736 §10; 1999 c.885 §50b; 2003 c.547 §10; 2005 c.648 §20; 2009 c.701 §26; repealed by 2013 c.314 §65]

Health Licensing Office, Board of Athletic Trainers
Oregon Revised Statutes, Chapter 688.701 – 734 & 688.997 & 676.992
2023 Edition
Unofficial Copy

688.730 Use of title. (1) A person who is a licensed athletic trainer under ORS 688.701 to 688.734 may use the title “Athletic Trainer, Licensed” and the abbreviation “LAT.”

(2) A person who is a licensed athletic trainer under ORS 688.701 to 688.734 and who is certified as an athletic trainer by, and in good standing with, the national Board of Certification may use the title “Athletic Trainer, Certified/Licensed” and the abbreviation “ATC.” [1999 c.736 §7; 2013 c.62 §3; 2019 c.378 §6]

688.734 Disciplinary authority of Health Licensing Office. In the manner prescribed in ORS chapter 183 for contested cases and in consultation with the Board of Athletic Trainers, the Health Licensing Office may impose a form of discipline listed in ORS 676.612 against any person engaged in the practice of athletic training for any of the grounds listed in ORS 676.612 and for any violation of the provisions of ORS 688.701 to 688.734 or the rules adopted under ORS 688.701 to 688.734. [2003 c.547 §11; 2005 c.648 §22; 2013 c.568 §68; 2019 c.378 §7]

PENALTIES

688.997 Criminal penalty for violation of ORS 688.718. Violation of ORS 688.718 (1) is a Class B misdemeanor. [2003 c.547 §8]

676.992 Civil penalties. (1) Except as provided in subsection (3) of this section, and in addition to any other penalty or remedy provided by law, the Health Licensing Office may impose a civil penalty not to exceed \$5,000 for each violation of the following statutes and any rule adopted under the following statutes:

- (a) ORS 688.701 to 688.734 (athletic training);
- (b) ORS 690.005 to 690.225 (cosmetology);
- (c) ORS 680.500 to 680.565 (denture technology);
- (d) Subject to ORS 676.616 and 687.445, ORS 687.405 to 687.495 (direct entry midwifery);
- (e) ORS 690.350 to 690.410 (tattooing, electrolysis, body piercing, earlobe piercing, dermal implanting and scarification);
- (f) ORS 694.015 to 694.170 (dealing in hearing aids);
- (g) ORS 688.800 to 688.840 (respiratory therapy and polysomnography);
- (h) ORS chapter 700 (environmental sanitation);
- (i) ORS 675.365 to 675.410 (sexual abuse specific treatment);
- (j) ORS 678.710 to 678.820 (nursing home administrators and residential care facility administrators);
- (k) ORS 691.405 to 691.485 (dietitians);
- (L) ORS 676.612 (prohibited acts);
- (m) ORS 676.802 to 676.830 (applied behavior analysis);
- (n) ORS 681.700 to 681.730 (music therapy);
- (o) ORS 676.630 to 676.660 (advanced nonablative esthetics procedure);
- (p) ORS 681.740 to 681.758 (art therapy);
- (q) ORS 676.665 to 676.689 (lactation consultation);
- (r) ORS 676.730 to 676.748 (genetic counseling); and
- (s) ORS 676.750 to 676.789 (signed language interpretation).

(2) The office may take any other disciplinary action that it finds proper, including but not limited to assessment of costs of disciplinary proceedings, not to exceed \$5,000, for violation of any statute listed in subsection (1) of this section or any rule adopted under any statute listed in subsection (1) of this section.

For an official copy of the Oregon Revised Statutes, please go to the Oregon State Legislature website: https://www.oregonlegislature.gov/bills_laws or call 1-800-332-2313.

Health Licensing Office, Board of Athletic Trainers
Oregon Revised Statutes, Chapter 688.701 – 734 & 688.997 & 676.992
2023 Edition
Unofficial Copy

(3) Subsection (1) of this section does not limit the amount of the civil penalty resulting from a violation of ORS 694.042.

(4) In imposing a civil penalty under this section, the office shall consider the following factors:

(a) The immediacy and extent to which the violation threatens the public health or safety;

(b) Any prior violations of statutes, rules or orders;

(c) The history of the person incurring a penalty in taking all feasible steps to correct any violation;
and

(d) Any other aggravating or mitigating factors.

(5) Civil penalties under this section shall be imposed as provided in ORS 183.745.

(6) The moneys received by the office from civil penalties under this section shall be deposited in the Health Licensing Office Account and are continuously appropriated to the office for the administration and enforcement of the laws the office is charged with administering and enforcing that govern the person against whom the penalty was imposed. [2003 c.547 §4; 2005 c.648 §14; 2007 c.841 §17; 2009 c.701 §17; 2009 c.768 §31; 2011 c.346 §31; 2011 c.630 §20; 2011 c.715 §21; 2013 c.82 §5; 2013 c.314 §17; 2013 c.568 §33; 2013 c.657 §10; 2013 c.771 §17; 2015 c.632 §6; 2015 c.674 §16; 2015 c.722 §11; 2017 c.155 §13; 2017 c.421 §9; 2017 c.499 §20; 2018 c.61 §25; 2021 c.231 §14; 2023 c.414 §26; 2023 c.500 §5]