

REVENUE: No revenue impact

FISCAL: No fiscal impact

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<b>Action:</b>	Do Pass
<b>Vote:</b>	5 - 0 - 0
<b>Yeas:</b>	George G., Kruse, Monnes Anderson, Verger, Morrisette
<b>Nays:</b>	0
<b>Exc.:</b>	0
<b>Prepared By:</b>	Ilana Weinbaum, Administrator
<b>Meeting Dates:</b>	5/23, 5/30

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**WHAT THE MEASURE DOES:** Requires Department of Human Services to amend bill of rights for residents and patients of long-term care facilities. Establishes that rights adopted be in addition to current rights under statute. Requires that resident's rights include receiving care from staff trained to provide care specific to resident's disease or medical condition and modified or special diet that meets the specific requirements of the resident's disease or medical condition.

**ISSUES DISCUSSED:**

- Complex needs of patients with Parkinson's disease
- Restriction of new requirements to reasonable requests
- Penalties associated with failure to meet standards created by patients' bill of rights
- Purpose of the bill to raise awareness about importance of disease specific treatment and diets
- Concern that nurses may not receive proper training to treat patients with certain diseases
- Oregon's adult foster home bill of rights

**EFFECT OF COMMITTEE AMENDMENT:** No amendment.

**BACKGROUND:** Statute defines "Long-term care facility" as a facility with permanent facilities that include inpatient beds providing medical services, including nursing services but excluding surgical procedures except as may be permitted by the rules of the director, to provide treatment for two or more unrelated patients (ORS 442.015). Long-term care facilities include skilled nursing facilities and intermediate care facilities but may not be construed to include residential care facilities and homes. The current nursing home patients' bill of rights, as defined in ORS 441.610, requires all facilities to guarantee each resident certain rights, including rights associated with access to information about facility charges and the resident's medical conditions, privacy and confidentiality, respect and dignity, freedom of expression, freedom from abuse, restraint, interference, coercion, discrimination or reprisal and protection of personal property.