

Enrolled
House Bill 3009

Sponsored by Representative KRUMMEL; Representatives BARKER, BOONE, BOQUIST, BUTLER, COWAN, GIROD, JENSON, MAURER, SCHAUFLE, WHISNANT, Senators STARR, WHITSETT

CHAPTER

AN ACT

Relating to Oregon Veterans' Home; amending ORS 408.375 and 408.380; and declaring an emergency.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 408.375 is amended to read:

408.375. The Director of Veterans' Affairs shall enter into a contract with a nongovernmental entity for the operation and management of the second Oregon Veterans' Home authorized by section 1, chapter 591, Oregon Laws 1995. The entity with whom the director contracts under this section shall be a person experienced in the operation and staffing of long term care facilities, as defined in ORS 442.015. The contract executed under this section shall be subject to the requirements of ORS chapters 279A and 279B, except ORS 279A.140 and 279B.235, and shall provide that:

(1) The party who contracts to manage and operate the second Oregon Veterans' Home shall be responsible for hiring and maintaining the necessary staff for the facility.

(2) The Director of Veterans' Affairs shall assign not more than one state employee on a full-time basis to provide oversight of the management of the facility.

(3) The second Oregon Veterans' Home shall admit only patients who are [*war*] veterans, as defined in ORS [*174.105*] **408.225, or the spouses of veterans.**

SECTION 2. ORS 408.380 is amended to read:

408.380. (1) The Oregon Veterans' Home authorized by section 1, chapter 591, Oregon Laws 1995, is subject to all state laws and administrative rules and all federal laws and administrative regulations to which long term care facilities operated by nongovernmental entities are subject, [*including*] **except for** the requirement to obtain a certificate of need under ORS 442.315 from the Department of Human Services.

(2) As used in this section, "long term care facility" has the meaning given that term in ORS 442.015.

SECTION 3. **This 2007 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect on its passage.**

Passed by House April 11, 2007

Repassed by House June 11, 2007

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Chief Clerk of House

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Speaker of House

Passed by Senate June 8, 2007

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President of Senate

Received by Governor:

.....M,....., 2007

Approved:

.....M,....., 2007

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Governor

Filed in Office of Secretary of State:

.....M,....., 2007

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Secretary of State