

House Bill 3009

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

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Permits second Oregon Veterans' Home to admit spouses of war veterans. Eliminates requirement for second Oregon Veterans' Home to obtain certificate of need from Department of Human Services.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to Oregon Veterans' Home; amending ORS 408.375 and 408.380; and declaring an emer-
3 gency.

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

5 **SECTION 1.** ORS 408.375 is amended to read:

6 408.375. The Director of Veterans' Affairs shall enter into a contract with a nongovernmental
7 entity for the operation and management of the second Oregon Veterans' Home authorized by sec-
8 tion 1, chapter 591, Oregon Laws 1995. The entity with whom the director contracts under this
9 section shall be a person experienced in the operation and staffing of long term care facilities, as
10 defined in ORS 442.015. The contract executed under this section shall be subject to the require-
11 ments of ORS chapters 279A and 279B, except ORS 279A.140 and 279B.235, and shall provide that:

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

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

16 (3) The second Oregon Veterans' Home shall admit only patients who are war veterans, as de-
17 fined in ORS 174.105, **or the spouses of war veterans**.

18 **SECTION 2.** ORS 408.380 is amended to read:

19 408.380. (1) The Oregon Veterans' Home authorized by section 1, chapter 591, Oregon Laws 1995,
20 is subject to all state laws and administrative rules and all federal laws and administrative regu-
21 lations to which long term care facilities operated by nongovernmental entities are subject, [*in-*
22 *cluding*] **except for** the requirement to obtain a certificate of need under ORS 442.315 from the
23 Department of Human Services.

24 (2) As used in this section, "long term care facility" has the meaning given that term in ORS
25 442.015.

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

29

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.