

A-Engrossed
House Bill 2595

Ordered by the House March 20
Including House Amendments dated March 20

Sponsored by COMMITTEE ON BUSINESS AND LABOR

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.

[Requires certain employers to compensate nurses providing home health care services and hospice services on an hourly basis.]

Prohibits certain employers from compensating nurses who provide home health or hospice services on per-visit basis.

A BILL FOR AN ACT

1
2 Relating to persons employed to provide certain health care services; creating new provisions; and
3 amending ORS 652.900.

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

5 **SECTION 1. Section 2 of this 2009 Act is added to and made a part of ORS chapter 652.**

6 **SECTION 2. (1) A home health agency providing home health services may not compen-**
7 **sate a nurse providing home health services for the agency on a per-visit basis.**

8 **(2) A hospice program providing hospice services may not compensate a nurse providing**
9 **hospice services for the program on a per-visit basis.**

10 **(3)(a) The Bureau of Labor and Industries shall enforce compliance with the provisions**
11 **of this section.**

12 **(b) In accordance with the provisions of ORS chapter 183, the Commissioner of the Bu-**
13 **reau of Labor and Industries may adopt rules to carry out the provisions of this section.**

14 **SECTION 3. ORS 652.900 is amended to read:**

15 652.900. (1) In addition to any other penalty provided by law, the Commissioner of the Bureau
16 of Labor and Industries may assess a civil penalty not to exceed \$1,000 against any person who vi-
17 olates ORS 652.020, 652.110, 652.140, 652.145, 652.610 (4) or 652.750 **or section 2 of this 2009 Act**
18 **or any rule adopted under those statutes.**

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

20 **(3) All sums collected as penalties under this section shall be first applied toward reimbursement**
21 **of costs incurred in determining the violations, conducting hearings under this section and ad-**
22 **dressing and collecting the penalties. The remainder, if any, of the sums collected as penalties under**
23 **this section shall be paid into the State Treasury and credited to the General Fund and is available**
24 **for general governmental expenses.**

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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.