

House Bill 2595

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 **as introduced**.

Requires certain employers to compensate nurses providing home health care services and hospice services on an hourly 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 443.865.

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 443.005 to**
6 **443.095.**

7 **SECTION 2. A home health agency providing home health services may compensate a**
8 **nurse providing home health services for the agency on an hourly basis only. Nurses pro-**
9 **viding such services may not be compensated on a per-visit basis.**

10 **SECTION 3. Section 4 of this 2009 Act is added to and made a part of ORS 443.850 to**
11 **443.870.**

12 **SECTION 4. A hospice program providing hospice services may compensate a nurse pro-**
13 **viding hospice services for the program on an hourly basis only. Nurses providing such ser-**
14 **vices may not be compensated on a per-visit basis.**

15 **SECTION 5. ORS 443.865 is amended to read:**

16 443.865. (1)(a) Upon the recommendation of the Oregon Hospice Association, the Department of
17 Human Services shall enforce compliance with the provisions of ORS 443.860 (1), (3), (4) and (5).

18 **(b) The department shall enforce compliance with the provisions of section 4 of this 2009**
19 **Act.**

20 (2) The Department of Human Services shall adopt rules pursuant to ORS chapter 183 to im-
21 plement subsection (1) of this section. Depending upon the seriousness of the noncompliance, the
22 enforcement mechanisms to be used shall include, but not be limited to, the imposition of civil pen-
23 alties and the issuance of an order to cease operations.

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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.