

A-Engrossed
Senate Bill 378

Ordered by the Senate April 8
Including Senate Amendments dated April 8

Sponsored by COMMITTEE ON RULES

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.

Restricts Senate confirmation requirement to members of Long Term Care Advisory Committee appointed by Governor. **Prohibits committee members from having financial or certain other interests in long term care facilities and service providers.**

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to Long Term Care Advisory Committee; creating new provisions; amending ORS 441.137;
3 and declaring an emergency.

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

5 **SECTION 1.** ORS 441.137 is amended to read:

6 441.137. (1) There is established a Long Term Care Advisory Committee of seven members to
7 be appointed in the following manner:

8 (a) One person appointed by the Speaker of the House of Representatives;

9 (b) One person appointed by the President of the Senate;

10 (c) One person appointed by the House Minority Leader;

11 (d) One person appointed by the Senate Minority Leader;

12 (e) Two persons, from a list of four names submitted by the organizations of seniors, appointed
13 by the Governor; and

14 (f) One person appointed by the Governor.

15 (2) *[All]* Members **described in subsection (1)(e) and (f) of this section** are subject to confir-
16 mation by the Senate under ORS 171.562 and 171.565.

17 (3) The term of office of each member is four years. Before the expiration of the term of a
18 member, the appointing authority shall appoint a successor whose term begins on July 1 next fol-
19 lowing. A member is eligible for reappointment. If there is a vacancy for any cause, the appointing
20 authority shall make an appointment to become immediately effective for the unexpired term.

21 (4) The members of the committee must be citizens of this state who are broadly representative
22 to the extent possible of persons over 55 years of age, including persons with disabilities and mem-
23 bers of racial and ethnic minorities, who have knowledge and interest in the problems of the elderly
24 and are representative of all areas of the state. At least five members shall be at least 60 years of
25 age.

26 **(5) A member of the committee may not have a financial or fiduciary interest in long**
27 **term care facilities or service providers, or involvement in the licensing or certification of**

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.

1 **long term care facilities or service providers.**

2 **SECTION 2. The amendments to ORS 441.137 by section 1 of this 2009 Act apply to per-**
3 **sons serving or appointed to serve on the Long Term Care Advisory Committee on or after**
4 **the effective date of this 2009 Act.**

5 **SECTION 3. This 2009 Act being necessary for the immediate preservation of the public**
6 **peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect**
7 **on its passage.**

8
