

A-Engrossed
Senate Bill 457

Ordered by the Senate April 20
Including Senate Amendments dated April 20

Sponsored by COMMITTEE ON HEALTH CARE AND VETERANS' AFFAIRS (at the request of Oregon Health Fund Board)

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 specified healthcare workforce regulatory boards to collect information from licensees and report information to Office for Oregon Health Policy and Research for creation of healthcare workforce database. **Requires healthcare workforce regulatory boards to keep certain collected information confidential.** Authorizes healthcare workforce regulatory boards to establish fees to reimburse boards for cost of data collection and reporting.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to healthcare workforce data collection; and declaring an emergency.

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

4 **SECTION 1. (1) The Office for Oregon Health Policy and Research shall create and**
5 **maintain a healthcare workforce database that will provide information upon request to state**
6 **agencies and to the Legislative Assembly about Oregon's healthcare workforce, including:**

7 (a) **Demographics, including race and ethnicity.**

8 (b) **Practice status.**

9 (c) **Education and training background.**

10 (d) **Population growth.**

11 (e) **Economic indicators.**

12 (f) **Incentives to attract qualified individuals, especially those from underrepresented**
13 **minority groups, to healthcare education.**

14 (2) **The Administrator for the Office for Oregon Health Policy and Research may contract**
15 **with a private or public entity to establish and maintain the database and to analyze the**
16 **data. The office is not subject to the requirements of ORS chapters 279A, 279B and 279C with**
17 **respect to the contract.**

18 **SECTION 2. (1) As used in this section, "healthcare workforce regulatory board" means**
19 **the:**

20 (a) **Occupational Therapy Licensing Board;**

21 (b) **Oregon Medical Board;**

22 (c) **Oregon State Board of Nursing;**

23 (d) **Oregon Board of Dentistry;**

24 (e) **Physical Therapist Licensing Board;**

25 (f) **State Board of Pharmacy; and**

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 **(g) Board of Examiners of Licensed Dietitians.**

2 **(2)(a) An applicant for a license from a healthcare workforce regulatory board or renewal**
3 **of a license by a healthcare workforce regulatory board shall provide the information pre-**
4 **scribed by the Office for Oregon Health Policy and Research pursuant to subsection (3) of**
5 **this section.**

6 **(b) Except as provided in subsection (4) of this section, a healthcare workforce regulatory**
7 **board may not approve a subsequent application for a license or renewal of a license until**
8 **the applicant provides the information.**

9 **(3) The Administrator for the Office for Oregon Health Policy and Research shall collab-**
10 **orate with the healthcare workforce regulatory boards to adopt rules for the manner, form**
11 **and content for reporting, and the information that must be provided to a healthcare**
12 **workforce regulatory board under subsection (2) of this section, which may include:**

13 **(a) Demographics, including race and ethnicity.**

14 **(b) Education information.**

15 **(c) License information.**

16 **(d) Employment information.**

17 **(e) Primary and secondary practice information.**

18 **(f) Anticipated changes in the practice.**

19 **(g) Languages spoken.**

20 **(4)(a) A healthcare workforce regulatory board shall report healthcare workforce infor-**
21 **mation collected under subsection (2) of this section to the Office for Oregon Health Policy**
22 **and Research.**

23 **(b) A healthcare workforce regulatory board shall keep confidential and not release per-**
24 **sonally identifiable data collected under this section for a person licensed, registered or**
25 **certified by a board. This paragraph does not apply to the release of information to a law**
26 **enforcement agency for investigative purposes or to the release to the Office for Oregon**
27 **Health Policy and Research for state health planning purposes as described in ORS 414.021.**

28 **(5) The requirements of subsection (2) of this section apply to an applicant for issuance**
29 **or renewal of a license who is or who is applying to become:**

30 **(a) An occupational therapist or certified occupational therapy assistant as defined in**
31 **ORS 675.210;**

32 **(b) A physician as defined in ORS 677.010;**

33 **(c) A physician assistant as defined in ORS 677.495;**

34 **(d) A nurse or nursing assistant licensed or certified under ORS 678.010 to 678.410;**

35 **(e) A dentist or dental hygienist as defined in ORS 679.010;**

36 **(f) A physical therapist or physical therapist assistant as defined in ORS 688.010;**

37 **(g) A pharmacist or pharmacy technician as defined in ORS 689.005; or**

38 **(h) A licensed dietitian, as defined in ORS 691.405.**

39 **(6) A healthcare workforce regulatory board may adopt rules as necessary to perform the**
40 **board's duties under this section.**

41 **(7) In addition to licensing fees that may be imposed by a healthcare workforce regula-**
42 **tory board, the board may establish fees to be paid by applicants for issuance or renewal of**
43 **licenses reasonably calculated to reimburse the actual cost of obtaining or reporting infor-**
44 **mation as required by subsection (2) of this section.**

45 **SECTION 3. Sections 1 and 2 of this 2009 Act become operative on January 1, 2010.**

1 **SECTION 4.** A healthcare workforce regulatory board, as defined in section 2 of this 2009
2 Act, and the Office for Oregon Health Policy and Research may take any action prior to the
3 operative date specified in section 3 of this 2009 Act that is necessary to enable a board or
4 the office to exercise, on and after the operative date specified in section 3 of this 2009 Act,
5 all the duties, functions and powers conferred on a board and the office by sections 1 and 2
6 of this 2009 Act.

7 **SECTION 5.** Section 2 of this 2009 Act applies to an application for a license or license
8 renewal filed on or after the operative date specified in section 3 of this 2009 Act.

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

12
