

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass
Vote:	5 - 0 - 0
Yeas:	Bonamici, Dingfelder, Kruse, Whitsett, Prozanski
Nays:	0
Exc.:	0
Prepared By:	Bill Taylor, Counsel
Meeting Dates:	4/27

WHAT THE MEASURE DOES: Holds a fraternal organization that is a charitable corporation not liable for any damages arising out of providing eyeglasses, hearing aids or other medical devices to a person without charge. Applies to fraternal organizations only when they provide used eyeglasses or hearing aids to a person who is at least 14 years of age and provided without charge. Applies only if the eyeglasses are provided by a licensed optometrist or ophthalmologist who examined the person receiving the eyeglasses and issued a prescription for the glasses.

ISSUES DISCUSSED:

- Oregon Health Care Plan no longer covers eye care

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: A “charitable corporation” is a nonprofit corporation organized under the laws of this state for charitable or eleemosynary purposes and any similar foreign corporation doing business or holding property in this state for such purposes. The solicitation of funds for charitable purposes in this state constitutes doing business here. The Lions Clubs, a charitable fraternal organization, have for years collected used eyeglasses and hearing aids. They distribute them in other countries, usually Mexico, because they are concerned about liability if they distribute them in this country.