

House Bill 3382

Sponsored by Representative GELSER; Representative DOHERTY

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 long term care facilities and residential facilities to provide same-gender care if required by physician order.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to same-gender care provided in residential settings; and declaring an emergency.

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

4 **SECTION 1. Section 2 of this 2011 Act is added to and made a part of ORS 441.015 to**
5 **441.063.**

6 **SECTION 2. (1) As used in this section, "same-gender care" means assistance with**
7 **bathing, dressing, grooming and other intimate personal care that is provided to a patient**
8 **by a staff member who is the same gender as the patient.**

9 **(2) A long term care facility must comply with a physician's order to provide same-**
10 **gender care.**

11 **SECTION 3. Section 4 of this 2011 Act is added to and made a part of ORS 443.400 to**
12 **443.455.**

13 **SECTION 4. (1) As used in this section, "same-gender care" means assistance with**
14 **bathing, dressing, grooming and other intimate personal care that is provided to a resident**
15 **by a staff member who is the same gender as the resident.**

16 **(2) A residential facility must comply with a physician's order to provide same-gender**
17 **care.**

18 **SECTION 5. This 2011 Act being necessary for the immediate preservation of the public**
19 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**
20 **on its passage.**

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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.