

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: HB 2541 - 4

Seventy-Eighth Oregon Legislative Assembly – 2015 Regular Session
Legislative Fiscal Office

***Only Impacts on Original or Engrossed
Versions are Considered Official***

Prepared by: Kim To
Reviewed by: Steve Bender, Linda Ames, Michelle Deister, Doug Wilson
Date: 3/11/2015

Measure Description:

Requires physician, physician assistant or individual licensed to practice nursing, in specified numbers, to be present at blood drives.

Government Unit(s) Affected:

Oregon Judicial Department (OJD), Oregon Health Authority (OHA), Employment Department, Oregon Health Sciences University (OHSU)

Local Government Mandate:

This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

Analysis:

House Bill 2541 with the – 4 amendment requires a physician, physician assistant or individual licensed to practice nursing, in specified numbers, to be present at blood drives. The – 4 amendment exempts blood drives from this requirement if a physician, physician assistant or individual licensed to practice nursing scheduled to be at a blood drive cancels within 24 hours or less. If there is no physician, physician assistant or individual licensed to practice nursing present at the blood drive, those responsible for the blood drive must post notice of this absence in a clear and conspicuously place. The bill also requires those conducting blood drives to keep records of scheduling of physician, physician assistant or individual licensed to practice nursing.

As written the bill has minimal impact on the Oregon Health Authority (OHA), the Oregon Judicial Department (OJD), the Employment Department, and the Oregon Health Sciences University (OHSU).

However, note that the bill permits OHA to impose and collect a civil penalty of up to \$1,000 for each violation of the requirements of this bill. But the bill does not authorize OHA or any state entity to inspect blood drives, or enforce the civil penalty. Currently, inspections of blood drives fall under the jurisdiction of the US Food and Drug Administration.