

A-Engrossed
House Bill 2578

Ordered by the House April 13
Including House Amendments dated April 13

Sponsored by Representative BARNHART (Presession filed.)

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 telecommunications contract between telecommunications utility and residential customer to allow customer to terminate contract without penalty if customer enters hospice program.]

Permits individual in hospice program, or next of kin or personal representative of individual who has died, to terminate, without penalty, residential cable service or residential telecommunications service.

A BILL FOR AN ACT

1
2 Relating to communications contracts.

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

4 **SECTION 1. Section 2 of this 2015 Act is added to and made a part of ORS 443.850 to**
5 **443.869.**

6 **SECTION 2. (1) As used in this section:**

7 (a) **"Personal representative" has the meaning given that term in ORS 111.005.**

8 (b) **"Residential cable service" means the transmission of any communication to a resi-**
9 **dential customer of the service for the purpose of delivering video content to the customer.**

10 (c) **"Residential telecommunications service" means the transmission of any communi-**
11 **cation between a residential customer of the service and any other individual through the**
12 **use of a communication system established and maintained by a radio common carrier or a**
13 **telecommunications utility, both as defined in ORS 759.005.**

14 (2) **An individual in a hospice program, or the next of kin or personal representative of**
15 **an individual who has died, may terminate, without penalty, a residential cable service or a**
16 **residential telecommunications service provided pursuant to an existing contract.**

17 (3) **For purposes described in subsection (2) of this section, a provider of a residential**
18 **cable service or a residential telecommunications service may require an individual in a**
19 **hospice program or the next of kin or personal representative of an individual who has died**
20 **to submit a document establishing that the individual is in a hospice program or has died.**

21 (4) **A termination of service under subsection (2) of this section is effective on the date**
22 **on which the provider of the service first receives notice that the individual is in a hospice**
23 **program or has died.**

24 (5) **The Oregon Health Authority may impose a civil penalty, not to exceed \$1,000, for**
25 **violation of this section. Civil penalties imposed under this section shall be imposed in the**
26 **manner provided by ORS 183.745. All moneys recovered under this section shall be paid into**

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 **the State Treasury and credited to the General Fund.**

2 **SECTION 3. Section 2 of this 2015 Act applies to contracts entered into or renewed on**
3 **or after the effective date of this 2015 Act.**

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