

Enrolled Senate Bill 284

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CHAPTER

AN ACT

Relating to nursing assistants; creating new provisions; and amending ORS 678.440.

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

SECTION 1. ORS 678.440 is amended to read:

678.440. (1) **As used in this section and ORS 678.442, 678.444 and 678.445 and section 3 of this 2015 Act, “nursing assistant” means an individual who assists licensed nursing personnel in the provision of nursing care.**

[(1)] (2) It is the intent of the Legislative Assembly to require that nursing assistants be adequately trained.

[(2)] (3) The Oregon State Board of Nursing shall prepare curricula and standards for training programs for nursing assistants. [Such] **The** curricula and standards [shall] **must** provide for additional training for nursing assistants to **have the authority to** administer noninjectable medications.

[(3)] (4) The Department of Human Services may impose civil penalties or revoke the license of any long term care facility that employs [any] **an** untrained nursing assistant for a period of more than eight weeks without providing for the training prescribed by the board. Any license [which] **that** is revoked shall be revoked as provided in ORS 441.030.

[(4)] (5) The Oregon Health Authority may impose civil penalties or revoke the license of [any] **a** health care facility that employs any untrained nursing assistant for a period of more than eight weeks without providing for the training prescribed by the board. Any license [which] **that** is revoked shall be revoked as provided in ORS 441.030.

[(5) *As used in this section, “nursing assistant” means a person who assists licensed nursing personnel in the provision of nursing care.*]

SECTION 2. Section 3 of this 2015 Act is added to and made a part of ORS 678.010 to 678.445.

SECTION 3. (1) **Except as provided in subsection (2) of this section, an individual may not use the title “Certified Nursing Assistant,” “nursing assistant” or “nurse aide” or the abbreviation “CNA” unless the individual:**

(a) **Has successfully completed a program approved by the Oregon State Board of Nursing under ORS 678.444; and**

(b) **Is certified under ORS 678.442.**

(2) An individual who is currently enrolled in a program approved by the board under ORS 678.444 may use the title “student nursing assistant.”

(3) An individual who has successfully completed a program approved by the board under ORS 678.444 and who is employed by a nursing facility, as defined by the board by rule, may use the title “nursing assistant” or “nurse aide” for a period of up to 120 days beginning on the date the nursing facility hired the individual.

Passed by Senate February 19, 2015

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Lori L. Brocker, Secretary of Senate

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Peter Courtney, President of Senate

Passed by House May 29, 2015

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Tina Kotek, Speaker of House

Received by Governor:

.....M.,....., 2015

Approved:

.....M.,....., 2015

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Kate Brown, Governor

Filed in Office of Secretary of State:

.....M.,....., 2015

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Jeanne P. Atkins, Secretary of State