

# Enrolled Senate Bill 285

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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) **An individual may not use the title “medication aide” or “Certified Medication Aide” or the abbreviation “CMA” unless the individual:**

(a) **Is a nursing assistant;**

(b) **Has successfully completed training prescribed by the Oregon State Board of Nursing pursuant to ORS 678.440 for the administration of noninjectable medications; and**

(c) **Is authorized by the board to administer noninjectable medications.**

**(2) An individual who is currently enrolled in a program approved by the board under ORS 678.444 that includes training in the administration of noninjectable medications may use the title “student medication aide.”**

**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