

House Bill 4083

Sponsored by Representatives MCKEOWN, JOHNSON, Senator ROBLAN; Representative KENY-GUYER, Senator HANSELL (Pre-session 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 **as introduced**.

Directs Department of Human Services to adopt rules requiring direct care staff of Alzheimer's care unit to be certified, licensed or registered by Oregon State Board of Nursing.

Directs department to inspect Alzheimer's care unit at least once per year.

A BILL FOR AN ACT

1
2 Relating to Alzheimer's care units; amending ORS 443.886.

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

4 **SECTION 1.** ORS 443.886 is amended to read:

5 443.886. (1) If a facility intends to provide care for patients or residents with Alzheimer's disease
6 or other dementia by means of an Alzheimer's care unit, the facility must obtain a special indorse-
7 ment on its license or registration.

8 (2) The Department of Human Services, with the input from representatives of advocate groups
9 and the long term care industry, shall adopt by rule standards that ensure that the special needs
10 of any Alzheimer's patient or resident who is cared for in a special unit are met and that quality
11 care is provided. The standards must include but are not limited to provisions for:

12 (a) Care planning, including physical design, [*staffing,*] staff training, safety, egress control, in-
13 dividual care planning, admission policy, family involvement, therapeutic activities and social ser-
14 vices;

15 (b) Continuity of basic care requirements; [*and*]

16 (c) Marketing and advertising of the availability of and services from Alzheimer's care units[.];

17 **(d) Staffing of Alzheimer's care units, including a requirement that all direct care staff**
18 **be certified, licensed or registered by the Oregon State Board of Nursing as certified nursing**
19 **assistants, licensed practical nurses or registered nurses; and**

20 **(e) Administration of medication, including a requirement that all direct care staff who**
21 **administer medication be certified medication aides as provided in ORS 678.447.**

22 (3) The department shall adopt a fee schedule for indorsement, taking into account the type of
23 facility and the number of patients and residents.

24 (4) The department shall enforce rules adopted under subsection (2) of this section and shall
25 allow a licensee or registrant to retain the special indorsement required to care for patients and
26 residents with Alzheimer's disease or other dementia only so long as the licensee or registrant
27 complies with the rules.

28 (5) The special indorsement may be suspended or revoked in the same manner as the license or
29 registration is suspended or revoked.

30 (6) Unless a facility has obtained the indorsement required by subsection (1) of this section, the

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 facility [*shall*] **may** not:

2 (a) Advertise the facility as providing an Alzheimer’s care unit; or

3 (b) Market the facility as providing an Alzheimer’s care unit.

4 **(7) The department shall inspect each Alzheimer’s care unit at least once per year.**

5 [(7)] **(8)** As used in this section:

6 (a) “Alzheimer’s care unit” means a special care unit in a designated, separated area for patients
7 and residents with Alzheimer’s disease or other dementia that is locked, segregated or secured to
8 prevent or limit access by a patient or resident outside the designated or separated area.

9 (b) “Facility” means a nursing home, residential care facility, assisted living facility or any other
10 like facility required to be licensed by the department.

11 [(c) “Registry” means a facility will provide the department with information relating to the
12 Alzheimer’s care unit including the number of residents in the unit, stage of dementia for each resident,
13 description of how services are provided, and length of time the unit has been operating.]

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