

SB 223-1
(LC 2174)
3/1/17 (LHF/ps)

Requested by Senator RILEY

**PROPOSED AMENDMENTS TO
SENATE BILL 223**

1 In line 2 of the printed bill, after the first semicolon delete the rest of the
2 line and insert “amending ORS 410.604.”.

3 Delete lines 4 through 16 and insert:

4 **“SECTION 1.** ORS 410.604 is amended to read:

5 “410.604. (1) The Home Care Commission shall ensure the quality of home
6 care services by:

7 “(a) Establishing qualifications for home care workers, with the advice
8 and consent of the Department of Human Services, to ensure the effective
9 delivery of home care services by a qualified, committed, experienced and
10 well-trained home care workforce;

11 “(b) Conducting orientation sessions for home care workers;

12 “(c) Establishing training requirements for home care workers, including
13 personal support workers, as the commission deems appropriate, and provid-
14 ing training opportunities for home care workers and elderly persons and
15 persons with disabilities who employ home care workers or personal support
16 workers;

17 “(d) Establishing the home care registry and maintaining the registry
18 with qualified home care workers;

19 “(e) Providing routine, emergency and respite referrals of home care
20 workers;

21 “(f) Entering into contracts with public and private organizations and

1 individuals for the purpose of obtaining or developing training materials and
2 curriculum or other services as may be needed by the commission;

3 “(g) Establishing occupational health and safety standards for home care
4 workers, in accordance with ORS 654.003 (3), and informing home care
5 workers of the standards; and

6 “(h) Working on its own, if resources are available, or cooperatively with
7 area agencies and state and local agencies to accomplish the duties listed in
8 paragraphs (a) to (g) of this subsection.

9 **“(2) The qualifications and training requirements for home care
10 workers established under subsection (1) of this section must be at
11 least as rigorous as the qualifications and training requirements es-
12 tablished by the Oregon Health Authority for licensing in-home care
13 agencies under ORS 443.305 to 443.350.**

14 “[~~(2)(a)~~] **(3)(a)** The commission shall enter into an interagency agreement
15 with the department to contract for a department employee to serve as
16 executive director of the commission. The executive director shall be ap-
17 pointed by the Director of Human Services in consultation with the Gover-
18 nor and subject to approval by the commission, and shall serve at the
19 pleasure of the Director of Human Services. The commission may delegate
20 to the executive director the authority to act on behalf of the commission
21 to carry out its duties and responsibilities, including but not limited to:

22 “(A) Entering into contracts or agreements; and

23 “(B) Taking reasonable or necessary actions related to the commission’s
24 role as employer of record for home care workers under ORS 410.612.

25 “(b) The commission shall enter into an interagency agreement with the
26 department for carrying out any of the duties or functions of the commission,
27 for department expenditures and for the provision of staff support by the
28 department.

29 “[~~(3)~~] **(4)** When conducting its activities, and in making decisions relating
30 to those activities, the commission shall first consider the effect of its ac-

1 activities and decisions on:

2 “(a) Improving the quality of service delivered by home care workers;

3 “(b) Ensuring adequate hours of service are provided to elderly persons
4 and persons with disabilities by home care workers; and

5 “(c) Ensuring that services, activities and purchases that are purchased
6 by elderly persons and persons with disabilities other than home care ser-
7 vices, including adult support services, are not compromised or diminished.

8 “[(4)] (5) The commission shall work with culturally diverse community-
9 based organizations to train and certify community health workers and per-
10 sonal health navigators. The workers and navigators shall work as part of
11 a multidisciplinary team under the direction of a licensed or certified health
12 care professional. The commission shall recruit qualified home care workers
13 who desire to be trained and certified as community health workers or per-
14 sonal health navigators.

15 “[(5)] (6) The commission shall ensure that each coordinated care organ-
16 ization honors all of the terms and conditions of employment established by
17 the commission with respect to the community health workers and personal
18 health navigators referred by the commission. This subsection does not re-
19 quire a coordinated care organization to employ or contract with community
20 health workers and personal health navigators certified by the commission
21 so long as the community health workers and personal health navigators
22 employed or otherwise retained by the organization meet competency stan-
23 dards established by the authority under ORS 414.665.

24 “[(6)] (7) The commission has the authority to contract for services, lease,
25 acquire, hold, own, encumber, insure, sell, replace, deal in and with and
26 dispose of real and personal property in its own name.

27 “[(7)] (8) As used in this section, ‘community health worker,’ ‘coordinated
28 care organization’ and ‘personal health navigator’ have the meanings given
29 those terms in ORS 414.025.”.

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