

DRAFT

SUMMARY

Requires hospitals and ambulatory surgical centers to use smoke evacuation system during surgical procedures likely to generate surgical smoke.

A BILL FOR AN ACT

Relating to surgical smoke.

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

SECTION 1. Section 2 of this 2020 Act is added to and made a part of ORS 441.015 to 441.087.

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

(a) “Energy generating device” means a tool that performs a surgical function using heat, laser, electricity or other form of energy.

(b) “Smoke evacuation system” means equipment that effectively captures and neutralizes surgical smoke before the smoke makes contact with the eyes or the respiratory tract of the occupants of a room.

(c) “Surgical smoke” means the by-product that results from contact with tissue by an energy generating device.

(2) A hospital or ambulatory surgical center licensed in this state shall adopt policies that require the use of a smoke evacuation system during any surgical procedure that is likely to generate surgical smoke.

(3) The Occupational Safety and Health Division of the Department of Consumer and Business Services shall ensure compliance with this section during any on-site inspection.

1 **SECTION 3. Section 2 of this 2020 Act becomes operative on July**
2 **1, 2021.**

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