

Enrolled House Bill 3413

Sponsored by Representatives WILLIAMS, SMITH G, KENY-GUYER; Representatives DOHERTY, FINDLEY, LEIF, MITCHELL, NOBLE, POWER, PRUSAK, SMITH DB, WILDE, ZIKA, Senator MONNES ANDERSON

CHAPTER

AN ACT

Relating to long term care ombudsmen; creating new provisions; amending ORS 441.403; and declaring an emergency.

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

SECTION 1. ORS 441.403 is amended to read:

441.403. (1) The office of the Long Term Care Ombudsman is established. The Long Term Care Ombudsman shall function separately and independently from any other state agency. The Governor shall appoint the Long Term Care Ombudsman for a four-year term from a list of three nominees nominated by the Residential Ombudsman and Public Guardianship Advisory Board established under ORS 441.416. The appointment of the Long Term Care Ombudsman is subject to Senate confirmation under ORS 171.562 and 171.565. A vacancy shall be filled within 60 days in the same manner as an appointment is made.

(2) The Long Term Care Ombudsman may be removed for just cause, upon recommendation to the Governor by the Residential Ombudsman and Public Guardianship Advisory Board.

(3) The Long Term Care Ombudsman shall have background and experience in the following areas:

- (a) The fields of aging, mental health or developmental disabilities;
- (b) Physical or behavioral health care;
- (c) Working with community programs;
- (d) Strong understanding of long term care issues, both regulatory and policy;
- (e) Working with health care providers;
- (f) Working with and involvement in volunteer programs; and
- (g) Administrative and managerial experience.

(4) The Long Term Care Ombudsman may hire up to 10 deputy ombudsmen as necessary to perform the duties of the ombudsman.

SECTION 2. Notwithstanding any other provision of law, the General Fund appropriation to the Long Term Care Ombudsman by section 1, chapter _____, Oregon Laws 2019 (Enrolled Senate Bill 5520), for the biennium beginning July 1, 2019, for general program and services provided to care facility residents, is increased by \$575,670.

SECTION 3. This 2019 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect on its passage.

Passed by House June 10, 2019

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Timothy G. Sekerak, Chief Clerk of House

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Tina Kotek, Speaker of House

Passed by Senate June 17, 2019

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Peter Courtney, President of Senate

Received by Governor:

.....M,....., 2019

Approved:

.....M,....., 2019

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Kate Brown, Governor

Filed in Office of Secretary of State:

.....M,....., 2019

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Bev Clarno, Secretary of State