

House Bill 4080

Sponsored by Representative MITCHELL, Senator MANNING JR; Representatives ALONSO LEON, BARKER, CLEM, GREENLICK, HELM, HOLVEY, KENY-GUYER, LIVELY, MEEK, PILUSO, PRUSAK, REARDON, SALINAS (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**.

Establishes Task Force on Medicaid and Medicare Workforce Standards. Specifies membership and duties. Requires task force to report to committees of Legislative Assembly related to labor during 2021 and 2023 regular sessions of Legislative Assembly.

Sunset December 31, 2023.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to publicly funded care providers; and declaring an emergency.

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

4 **SECTION 1. (1) The Task Force on Medicaid and Medicare Workforce Standards is es-**
5 **tablished.**

6 **(2) The task force consists of 12 members appointed as follows:**

7 **(a) The President of the Senate shall appoint two nonvoting members from among**
8 **members of the Senate.**

9 **(b) The Speaker of the House of Representatives shall appoint two nonvoting members**
10 **from among the members of the House.**

11 **(c) The Governor shall appoint eight voting members as follows:**

12 **(A) Two members representing providers of community-based care for elderly individuals**
13 **or individuals with disabilities;**

14 **(B) One member from a labor organization that represents in-home care or personal**
15 **support providers;**

16 **(C) One member representing the division within the Department of Human Services that**
17 **serves elderly individuals and individuals with disabilities;**

18 **(D) One member from the office within the department that serves individuals with in-**
19 **tellectual and developmental disabilities;**

20 **(E) One member representing providers who serve individuals with intellectual and de-**
21 **velopmental disabilities;**

22 **(F) One member who is an individual with an intellectual or developmental disability or**
23 **who is an advocate for such individuals; and**

24 **(G) One member who is elderly or an individual with a disability or an advocate for an**
25 **individual who is elderly or has a disability.**

26 **(3) The task force shall investigate reasonable standards and requirements for providers**
27 **of home and community-based care paid in whole or in part with Medicaid or Medicare funds.**

28 **The task force investigation must include but is not limited to:**

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 (a) Prevailing wage standards;
 - 2 (b) Expectations for minimum benefits to be offered;
 - 3 (c) Union security agreements;
 - 4 (d) Safety and training standards; and
 - 5 (e) Licensing, certification or registration standards.
 - 6 (4) A majority of the voting members of the task force constitutes a quorum for the
 - 7 transaction of business.
 - 8 (5) Official action by the task force requires the approval of a majority of the voting
 - 9 members of the task force.
 - 10 (6) The task force shall elect one of its members to serve as chairperson.
 - 11 (7) If there is a vacancy for any cause, the appointing authority shall make an appoint-
 - 12 ment to become immediately effective.
 - 13 (8) The task force shall meet at times and places specified by the call of the chairperson
 - 14 or of a majority of the voting members of the task force.
 - 15 (9) The task force may adopt rules necessary for the operation of the task force.
 - 16 (10) The task force shall submit a report in the manner provided by ORS 192.245, and
 - 17 may include recommendations for legislation, to the committees of the Legislative Assembly
 - 18 related to labor during the 2021 and 2023 regular sessions of the Legislative Assembly.
 - 19 (11) The Department of Human Services shall provide staff support to the task force.
 - 20 (12) Members of the Legislative Assembly appointed to the task force may act in an ad-
 - 21 visory capacity only.
 - 22 (13) Members of the task force who are not members of the Legislative Assembly are not
 - 23 entitled to compensation or reimbursement for expenses and serve as volunteers on the task
 - 24 force.
 - 25 (14) All agencies of state government, as defined in ORS 174.111, are directed to assist
 - 26 the task force in the performance of the duties of the task force and, to the extent permitted
 - 27 by laws relating to confidentiality, to furnish information and advice the members of the task
 - 28 force consider necessary to perform their duties.
 - 29 **SECTION 2.** Section 1 of this 2020 Act is repealed on December 31, 2023.
 - 30 **SECTION 3.** This 2020 Act being necessary for the immediate preservation of the public
 - 31 peace, health and safety, an emergency is declared to exist, and this 2020 Act takes effect
 - 32 on its passage.
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