

HB 4003-1
(LC 271)
2/7/22 (SCT/ps)

Requested by HOUSE COMMITTEE ON HEALTH CARE (at the request of Representative Rachel Prusak)

**PROPOSED AMENDMENTS TO
HOUSE BILL 4003**

1 On page 1 of the printed bill, line 24, after the period insert “(1)” and
2 delete “must” and insert “may”.

3 On page 2, after line 1, insert:

4 “(2) A hospital may not include in any staffing matrices any nurse intern
5 positions.

6 “(3) The Oregon State Board of Nursing shall allow for and encourage
7 participation by individuals practicing as certified nursing assistants, li-
8 censed professional nurses or medical assistants in the nurse internship
9 licensure program, both while an individual described in this subsection is
10 a student in a nursing education program and while the individual is em-
11 ployed or otherwise working at a hospital or other facility.”.

12 On page 4, delete lines 31 through 45 and insert:

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14

“NURSING SHORTAGE STUDY

15

16 **“SECTION 10. (1) The Health Care Workforce Committee estab-**
17 **lished under ORS 413.017 shall study, identify and describe the chal-**
18 **lenges in addressing staffing shortages in the nursing field.**

19 **“(2) The committee shall submit, in the manner provided in ORS**
20 **192.245, a report including findings and recommendations to an interim**
21 **committee of the Legislative Assembly related to health care no later**

1 **than November 15, 2022.**

2 **“SECTION 11. Section 10 of this 2022 Act is repealed on January 2,**
3 **2023.”.**

4 On page 5, delete lines 1 through 10.

5 Delete line 45 and insert:

6 “(h) Staffing any of the following entities that is responding to a tempo-
7 rary staffing shortage and would otherwise be unable to meet its staffing
8 requirements:

9 “(A) An adult or juvenile residential behavioral health treatment facility;

10 “(B) An opioid treatment program;

11 “(C) A withdrawal management program;

12 “(D) A sobering center;

13 “(E) A primary care facility; or

14 “(F) A behavioral health home, as defined in ORS 414.025.”.

15 On page 6, delete lines 1 through 19 and insert:

16 **“SECTION 13. ORS 678.034 is amended to read:**

17 *“678.034. (1)(a) [Hospitals and long term care facilities employing nurses*
18 *under ORS 678.031 (7)(e) and (f)]* **A hospital, long term care facility or**
19 **entity described in ORS 678.031 (7)(h) that employs nurses under ORS**
20 **678.031 (7)(e), (f) or (h) shall:**

21 **“(A) Notify the Oregon State Board of Nursing in writing of the number**
22 **of nurses [so] employed under ORS 678.031 (7)(e), (f) or (h), the times of**
23 **employment[,] and the nature of the staffing shortage [and];**

24 **“(B) Certify that there is no labor dispute affecting nurses at the hospital**
25 **[or], long term care facility or entity described in ORS 678.031 (7)(h)[. In**
26 **addition,]; and**

27 **“(C) At the request of the board, [the hospital or long term care facility**
28 **shall] provide documentation that the nurses [so] employed under ORS**
29 **678.031 (7)(e), (f) or (h) are licensed and in good standing in another state**
30 **or United States territory.**

1 **“(b) A hospital, long term care facility or entity described in ORS**
2 **678.031 (7)(h) that employs nurses as described in paragraph (a) of this**
3 **subsection shall provide notice in writing of and certify to the nurses’**
4 **exclusive bargaining representative, if any, the information described**
5 **in paragraph (a) of this subsection.**

6 **“(2) Nurses employed in this state under ORS 678.031 (7)(e) [and], (f) or**
7 **(h), at the time of employment, [also must] shall apply for an Oregon license**
8 **by indorsement.”.**

9 On page 7, delete lines 38 through 40 and insert:

10 **“SECTION 15. The Oregon State Board of Nursing shall support an**
11 **Oregon nonprofit organization, exempt from taxation under section 501**
12 **(c)(3) of the Internal Revenue Code, that promotes the well-being of**
13 **Oregon health professionals through education, coordinated regional**
14 **counseling, telemedicine services and research, in order to allow**
15 **nurses authorized to practice in Oregon to receive the benefit of the**
16 **services offered by the nonprofit organization.”.**

17 On page 8, delete lines 7 through 15 and insert:

18 **“SECTION 18. (1) Sections 2 to 6 of this 2022 Act and the amend-**
19 **ments to ORS 678.010, 678.080 and 678.111 by sections 7 to 9 of this 2022**
20 **Act become operative on January 1, 2023.**

21 **“(2) The Oregon State Board of Nursing may take any action before**
22 **the operative date specified in subsection (1) of this section that is**
23 **necessary to enable the board to exercise, on and after the operative**
24 **date specified in subsection (1) of this section, all of the duties, func-**
25 **tions and powers conferred on the board by sections 2 to 6 of this 2022**
26 **Act and the amendments to ORS 678.010, 678.080 and 678.111 by sections**
27 **7 to 9 of this 2022 Act.”.**

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