

Requested by Senator CAMPOS

**PROPOSED AMENDMENTS TO
SENATE BILL 602**

1 On page 1 of the printed bill, delete lines 4 through 28.

2 On page 2, delete lines 1 through 35 and insert:

3 **“SECTION 1. (1) As used in this section:**

4 **“(a) ‘Activities of daily living’ means activities of daily living as**
5 **described in ORS 410.600.**

6 **“(b) ‘Long term care professional’ means a qualified individual who**
7 **provides assistance to an individual with activities of daily living in**
8 **the individual’s home or community and who is paid with funding**
9 **from the division of the Department of Human Services that serves**
10 **persons with physical disabilities and older adults.**

11 **“(2) The Commissioner of the Bureau of Labor and Industries shall**
12 **appoint a long term care wage board to examine factors that may**
13 **present challenges to recruiting and retaining long term care profes-**
14 **sionals, including, but not limited to, compensation, work schedules**
15 **and other working conditions. The board shall consist of nine members**
16 **appointed by the commissioner as follows:**

17 **“(a) Three members who represent long term care professionals;**

18 **“(b) Three members who are employers who hire long term care**
19 **professionals; and**

20 **“(c) Three members who are individuals who receive home- and**
21 **community-based services or who represent the interests of or advo-**

1 cate on behalf of individuals who receive such services.

2 “(3) The commissioner may employ the services of a professional
3 researcher to serve in an advisory capacity to the board.

4 “(4) The board may employ and compensate employees and other
5 advisors as the board deems necessary and appropriate. Members of
6 the board shall receive such compensation as the board determines is
7 necessary and shall be reimbursed for expenses they incur in the ex-
8 ercise of board duties.

9 “(5) The term of a member of the board is two years. A member of
10 the board may be reappointed.

11 “(6) After the appointment of the initial board members, successor
12 board members shall be appointed by a majority vote of the board
13 members, before the expiration of the term of a member, but not later
14 than January 1 of each even-numbered year.

15 “(7)(a) The board shall adopt rules for conducting meetings and any
16 other rules as necessary for carrying out the duties of the board.

17 “(b) All meetings of the board shall be held as public meetings, in
18 all regions of this state, and the board shall receive oral and written
19 testimony at the meetings.

20 “(8) The board shall:

21 “(a) Evaluate and make findings regarding factors that may con-
22 tribute to a shortage of a skilled long term care workforce, including,
23 but not limited to:

24 “(A) Compensation rates;

25 “(B) Lack of health care benefits or other paid benefits, including,
26 but not limited to, paid family leave, sick leave or retirement benefits;
27 and

28 “(C) Wage standards and minimum benefits for long term care
29 professionals who provide in-home and community-based services and
30 supports and who are paid in whole or part with Medicaid or Medicare

1 funds; and

2 “(b) Make recommendations regarding:

3 “(A) Strategies that define uniform standards for training and ed-
4 ucation for long term care professionals;

5 “(B) Proposed increases to the hourly minimum wage paid to long
6 term care professionals;

7 “(C) Improvements to working conditions, including work schedules
8 and workplace standards relating to safety; and

9 “(D) An established prevailing wage rate for long term care profes-
10 sionals who provide in-home and community-based services and sup-
11 ports and who are paid in whole or part with Medicaid or Medicare
12 funds.

13 “(9) In addition to the duties prescribed to the board under sub-
14 section (8) of this section, the board shall annually review the com-
15 pensation rates paid to long term care professionals in this state. The
16 board shall prepare and approve by a majority vote a recommended
17 compensation schedule for long term care professionals.

18 “(10)(a) The board shall submit to the commissioner no later than
19 December 31 of each year a report that includes the findings and rec-
20 ommendations of the board. The board shall include in the annual re-
21 port the recommended compensation schedule described in subsection
22 (9) of this section.

23 “(b) The commissioner shall, in consideration of the compensation
24 schedule submitted under paragraph (a) of this subsection, establish
25 by rule a minimum rate at which long term care professionals shall
26 be paid, provided that the rate established by the commissioner is not
27 less than the hourly minimum wage rate that is required under ORS
28 653.025.”.

29 In line 37, delete “(9)” and insert “(10)”.

30