

House Bill 2701

Sponsored by Representative EVANS (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**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act says that some health and public safety places have to be prepared for emergencies. (Flesch Readability Score: 68.9).

Requires health care facilities, health care providers, local public health authorities and public and private safety agencies to maintain capacity, including sufficient amounts of certain supplies, to continue in normal operation for 120 days at a 25 percent mortality rate. Defines "25 percent mortality rate." Directs the Oregon Health Authority and health professional regulatory boards to report to the Oregon Department of Emergency Management. Directs the department to report annually to an interim committee of the Legislative Assembly related to emergency preparedness.

Takes effect on the 91st day following adjournment sine die.

A BILL FOR AN ACT

1 Relating to emergency preparedness; and prescribing an effective date.

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

3 **SECTION 1. As used in sections 2 to 6 of this 2025 Act:**

4 (1) **"25 percent mortality rate" means the death of 25 percent of the total population of**
5 **this state due to a pandemic, natural disaster or other similar emergency.**

6 (2) **"Essential service" has the meaning given that term by the Oregon Health Authority**
7 **by rule.**

8 (3) **"Health care facility" has the meaning given that term in ORS 442.015.**

9 (4) **"Health care provider" means a person who operates an independent practice location**
10 **and who is:**

11 (a) **An acupuncturist licensed under ORS 677.759;**

12 (b) **A chiropractic physician licensed under ORS chapter 684;**

13 (c) **A dentist licensed under ORS chapter 679;**

14 (d) **A massage therapist licensed under ORS 687.011 to 687.250;**

15 (e) **A naturopathic physician licensed under ORS chapter 685;**

16 (f) **A physician licensed under ORS chapter 677; and**

17 (g) **A physical therapist licensed under ORS 688.010 to 688.201.**

18 (5) **"Health professional regulatory board" means:**

19 (a) **The Oregon Board of Dentistry;**

20 (b) **The Oregon Board of Naturopathic Medicine;**

21 (c) **The Oregon Board of Physical Therapy;**

22 (d) **The Oregon Medical Board;**

23 (e) **The State Board of Chiropractic Examiners; and**

24 (f) **The State Board of Massage Therapists.**

25 (6) **"Holding room" has the meaning given that term in ORS 692.010.**

26 (7) **"Local public health authority" has the meaning given that term in ORS 431.003.**

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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 (8) "Public or private safety agency" has the meaning given that term in ORS 181A.355.

2 **SECTION 2.** (1) A health care facility shall maintain capacity, including sufficient
3 amounts of the following, to continue in normal operation for 120 days at a 25 percent mor-
4 tality rate:

- 5 (a) Generators;
- 6 (b) Personal protective equipment for staff; and
- 7 (c) Ventilators.

8 (2)(a) A health care facility shall report annually to the Oregon Health Authority, not
9 later than the date established by the authority by rule, regarding the health care facility's
10 ability to comply with the requirements of subsection (1) of this section.

11 (b) The authority shall compile the information received under paragraph (a) of this
12 subsection and shall report annually to the Oregon Department of Emergency Management
13 pursuant to rules adopted by the department.

14 (3) The authority may adopt rules to carry out this section.

15 **SECTION 3.** (1) A local public health authority shall:

16 (a) Maintain capacity to continue the following in normal operation for 120 days at a 25
17 percent mortality rate:

- 18 (A) Essential services; and
- 19 (B) Holding rooms and mortuary refrigeration.

20 (b) Consult with private businesses and housing providers within the jurisdiction of the
21 local public health authority regarding the private businesses' and housing providers' ability
22 to maintain capacity to continue in normal operation for 120 days at a 25 percent mortality
23 rate and assist the private businesses and housing providers as needed.

24 (2)(a) A local public health authority shall report annually to the Oregon Health Au-
25 thority, not later than the date established by the Oregon Health Authority by rule, regard-
26 ing the local public health authority's ability to comply with the requirements of subsection
27 (1) of this section.

28 (b) The Oregon Health Authority shall compile the information received under paragraph
29 (a) of this subsection and shall report annually to the Oregon Department of Emergency
30 Management pursuant to rules adopted by the department.

31 (3) The Oregon Health Authority may adopt rules to carry out this section.

32 **SECTION 4.** (1) A health care provider shall maintain sufficient amounts of necessary
33 supplies, including personal protective equipment for staff, to continue in normal operation
34 for 120 days at a 25 percent mortality rate.

35 (2)(a) A health care provider shall report annually to the health care provider's health
36 professional regulatory board, not later than the date established by the health professional
37 regulatory board by rule, regarding the health care provider's ability to comply with sub-
38 section (1) of this section.

39 (b) A health professional regulatory board shall compile the information received under
40 paragraph (a) of this subsection and shall report annually to the Oregon Department of
41 Emergency Management pursuant to rules adopted by the department.

42 (3) A health professional regulatory board may adopt rules to carry out this section.

43 **SECTION 5.** (1) A public or private safety agency shall maintain sufficient amounts of
44 necessary supplies, including personal protective equipment for staff, to continue in normal
45 operation for 120 days at a 25 percent mortality rate.

1 **(2)(a) A public or private safety agency shall report annually to the Oregon Health Au-**
2 **thority, not later than the date established by the authority by rule, regarding the public or**
3 **private safety agency’s ability to comply with subsection (1) of this section.**

4 **(b) The authority shall compile the information received under paragraph (a) of this**
5 **subsection and shall report annually to the Oregon Department of Emergency Management**
6 **pursuant to rules adopted by the department.**

7 **(3) The authority may adopt rules to carry out this section.**

8 **SECTION 6. (1) The Oregon Department of Emergency Management shall annually sub-**
9 **mit a report in the manner provided in ORS 192.245 to an interim committee of the Legisla-**
10 **tive Assembly related to emergency preparedness. The department may include in the report**
11 **recommendations for legislation.**

12 **(2) The department shall adopt rules to carry out sections 2 to 6 of this 2025 Act.**

13 **SECTION 7. (1) Sections 2 and 6 of this 2025 Act become operative on January 1, 2026.**

14 **(2) Sections 3 to 5 of this 2025 Act become operative on January 1, 2027.**

15 **(3) The Oregon Health Authority and the Oregon Department of Emergency Management**
16 **may take any action before the operative date specified in subsection (1) of this section that**
17 **is necessary to enable the authority and the department to exercise, on and after the oper-**
18 **ative date specified in subsection (1) of this section, all of the duties, functions and powers**
19 **conferred on the authority and the department by sections 2 and 6 of this 2025 Act.**

20 **(4) The Oregon Health Authority, the Oregon Department of Emergency Management**
21 **and the health professional regulatory boards may take any action before the operative date**
22 **specified in subsection (2) of this section that is necessary to enable the authority, the**
23 **boards and the department to exercise, on and after the operative date specified in sub-**
24 **section (2) of this section, all of the duties, functions and powers conferred on the authority,**
25 **the boards and the department by sections 3 to 5 of this 2025 Act.**

26 **SECTION 8. This 2025 Act takes effect on the 91st day after the date on which the 2025**
27 **regular session of the Eighty-third Legislative Assembly adjourns sine die.**

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