

SB 1570-1
(LC 290)
2/26 (CPA/ps)

Requested by Senator CAMPOS

**PROPOSED AMENDMENTS TO
SENATE BILL 1570**

1 In line 2 of the printed bill, after “facilities” insert “; creating new pro-
2 visions; and amending ORS 441.030”.

3 Delete lines 4 through 8 and insert:

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

5 **“(a) ‘Federal immigration authority’ has the meaning given that
6 term in ORS 180.805.**

7 **“(b) ‘Health care facility’ means:**

8 **“(A) A hospital as defined in ORS 442.015.**

9 **“(B) A federally qualified health center as defined in 42 U.S.C.
10 1396d(l)(2).**

11 **“(c) ‘Immigration enforcement’ has the meaning given that term
12 in ORS 181A.822.**

13 **“(d) ‘Individually identifiable health information’ has the meaning
14 given that term in ORS 192.556.**

15 **“(e) ‘Information concerning a person’s citizenship or immigration
16 status’ has the meaning given that term in ORS 180.805.**

17 **“(2)(a) A health care facility may not allow a federal immigration
18 authority to enter or access an area of the health care facility that is
19 not open to the public, except:**

20 **“(A) As required by state or federal law;**

21 **“(B) As required by an order of a court of competent jurisdiction,**

1 **including a judicial warrant; or**

2 **“(C) To accompany a patient whom the federal immigration au-**
3 **rthority brings to the health care facility for purposes of receiving**
4 **medical care or treatment.**

5 **“(b) For purposes of this subsection, a health care facility shall**
6 **designate which areas of the health care facility are not open to the**
7 **public. Areas designated as not open to the public must include any**
8 **area where:**

9 **“(A) Entry or access to the area is controlled; or**

10 **“(B) A patient receives or is receiving patient care or treatment.**

11 **“(3) A health care facility may not allow a federal immigration au-**
12 **rthority to monitor or document any person who is at the health care**
13 **facility, except:**

14 **“(a) As required by state or federal law;**

15 **“(b) As required by an order of a court of competent jurisdiction,**
16 **including a judicial warrant; or**

17 **“(c) For a patient whom the federal immigration authority brings**
18 **to the health care facility for purposes of receiving medical care or**
19 **treatment.**

20 **“(4) A health care facility may not disclose to a federal immigration**
21 **authority or for the purpose of immigration enforcement individually**
22 **identifiable health information or information concerning a person’s**
23 **citizenship or immigration status unless disclosure is required by:**

24 **“(a) State or federal law; or**

25 **“(b) An order of a court of competent jurisdiction, including a ju-**
26 **dicial warrant.**

27 **“(5) A health care facility shall adopt and maintain written policies**
28 **and procedures to carry out the requirements of this section. The**
29 **policies and procedures must:**

30 **“(a) Address how the health care facility will respond if a federal**

- 1 **immigration authority arrives at the health care facility;**
- 2 **“(b) Identify for the health care facility at least one administrator**
- 3 **in a supervisory role who is designated to respond when a federal im-**
- 4 **migration authority arrives at the health care facility;**
- 5 **“(c) Require that any response to a federal immigration authority**
- 6 **by the health care facility includes:**
 - 7 **“(A) Recording the time and location of the presence;**
 - 8 **“(B) Consulting with legal counsel, when feasible;**
 - 9 **“(C) Verifying the credentials and purpose of the federal immi-**
 - 10 **gration authority, including determining if access is sought under a**
 - 11 **court order or judicial warrant;**
 - 12 **“(D) A process for verifying the validity of any court order or judi-**
 - 13 **cial warrant involving immigration enforcement; and**
 - 14 **“(E) Responding to any court order or judicial warrant; and**
 - 15 **“(d) Provide for the monitoring of any federal immigration author-**
 - 16 **ity who arrives at the health care facility.**
- 17 **“(6) A health care facility that makes reasonable efforts to comply**
- 18 **with subsections (2) to (4) of this section is not liable for any loss or**
- 19 **injury that is caused by or arising from a federal immigration au-**
- 20 **thority who:**
 - 21 **“(a) Enters or accesses an area of the health care facility that is**
 - 22 **not open to the public;**
 - 23 **“(b) Monitors or documents a person who is at the health care fa-**
 - 24 **cility; or**
 - 25 **“(c) Obtains individually identifiable health information or infor-**
 - 26 **mation concerning a person’s citizenship or immigration status.**
- 27 **“SECTION 2. (1) As used in this section, ‘health care facility’ has**
- 28 **the meaning given that term in section 1 of this 2026 Act.**
- 29 **“(2)(a) A health care facility shall post a notice that:**
- 30 **“(A) Summarizes the rights guaranteed to individuals under the**

1 **United States Constitution and federal immigration enforcement laws.**

2 **“(B) Includes information on available immigration legal services, including information on a universal navigation and support system under ORS 9.860, immigration legal services that are available through a universal representation program under ORS 9.860, and the Legal Services Program established under ORS 9.572.**

7 **“(b) The notice must be posted in a location where employment-related notices are customarily displayed.**

9 **“(3) A health care facility may not retaliate or otherwise take adverse action against any worker of the facility for providing a patient with:**

12 **“(a) Information regarding the guaranteed rights of individuals under the United States Constitution and federal immigration enforcement laws.**

15 **“(b) Information on available immigration legal services, including information on a universal navigation and support system under ORS 9.860, immigration legal services that are available through a universal representation program under ORS 9.860, and the Legal Services Program established under ORS 9.572.**

20 **“SECTION 3. ORS 441.030 is amended to read:**

21 **“441.030. (1) The Oregon Health Authority or the Department of Human Services may assess a civil penalty and, pursuant to ORS 479.215, shall deny, suspend or revoke a license, in any case where the State Fire Marshal, or the representative of the State Fire Marshal, certifies that there is a failure to comply with all applicable laws, lawful ordinances and rules relating to safety from fire.**

27 **“(2) The authority may:**

28 **“(a) Assess a civil penalty or deny, suspend or revoke a license of a health care facility other than a long term care facility in any case where it finds that there has been a substantial failure to comply with ORS 441.015 to**

1 441.119 and 441.993 or the rules or minimum standards adopted under ORS
2 441.015 to 441.119 and 441.993.

3 “(b) Assess a civil penalty or suspend or revoke a license issued under
4 ORS 441.025 for failure to comply with an authority order arising from a
5 health care facility’s substantial lack of compliance with the provisions of
6 ORS 441.015 to 441.119, 441.761 to 441.795 or 441.993 or the rules adopted
7 under ORS 441.015 to 441.119, 441.761 to 441.795 or 441.993.

8 “(c) Suspend or revoke a license issued under ORS 441.025 for failure to
9 pay a civil penalty imposed under ORS 441.793.

10 **“(d) Deny, suspend or revoke a license of a federally qualified health
11 center, as defined in 42 U.S.C. 1396d(I)(2), that is licensed by the au-
12 thority or a license of a hospital, in any case where it finds that there
13 has been a substantial failure to comply with section 1 or 2 of this 2026
14 Act.**

15 “(3) The department may:

16 “(a) Assess a civil penalty or deny, suspend or revoke a long term care
17 facility’s license in any case where it finds that there has been a substantial
18 failure to comply with ORS 441.015 to 441.119 and 441.993 or the rules or
19 minimum standards adopted under ORS 441.015 to 441.119 and 441.993.

20 “(b) Assess a civil penalty or suspend or revoke a long term care facility’s
21 license issued under ORS 441.025 for failure to comply with a department
22 order arising from a long term care facility’s substantial lack of compliance
23 with the provisions of ORS 441.015 to 441.119 and 441.993 or the rules adopted
24 under ORS 441.015 to 441.119 and 441.993.

25 “(c) Suspend or revoke a license issued under ORS 441.025 for failure to
26 pay a civil penalty imposed under ORS 441.710.

27 “(d) Order a long term care facility licensed under ORS 441.025 to restrict
28 the admission of patients when the department finds an immediate threat to
29 patient health and safety arising from failure of the long term care facility
30 to be in compliance with ORS 441.015 to 441.119 and 441.993 and the rules

1 adopted under ORS 441.015 to 441.119 and 441.993.

2 “(4) Any long term care facility that has been ordered to restrict the ad-
3 mission of patients pursuant to subsection (3)(d) of this section shall post a
4 notice of the restriction, provided by the department, on all doors providing
5 ingress to and egress from the facility, for the duration of the restriction.

6 **“SECTION 4. Section 5 of this 2026 Act is added to and made a part
7 of ORS 192.553 to 192.581.**

8 **“SECTION 5. (1) As used in this section:**

9 **“(a) ‘Health care facility’ has the meaning given that term in sec-
10 tion 1 of this 2026 Act.**

11 **“(b) ‘Information concerning a person’s citizenship or immigration
12 status’ has the meaning given that term in ORS 180.805.**

13 **“(2) A health care provider that is a health care facility shall treat
14 information concerning a person’s citizenship or immigration status
15 or a person’s country of birth in the same manner that the health care
16 provider is required to treat protected health information under state
17 law.”.**

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