

House Bill 3402

Sponsored by Representatives MALSTROM, NOSSE; Representative DOHERTY

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**.

Limits hours that nurses employed in Department of Corrections institutions may work. Creates exceptions.

A BILL FOR AN ACT

Relating to nurses employed by the Department of Corrections.

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

SECTION 1. Section 2 of this 2017 Act is added to and made a part of ORS chapter 421.

SECTION 2. A Department of Corrections institution may not require an employee who is a registered nurse, licensed practical nurse or certified nursing assistant to work:

(1) Beyond the shift that the employee has agreed to work, regardless of the length of the shift;

(2) More than 48 hours in a workweek, as defined by rule of the department;

(3) During the 10-hour period immediately following the 12th hour worked during a 24-hour period; or

(4) More than 12 consecutive hours in a 24-hour period, except that a department institution may require an additional hour of work beyond the 12 hours if:

(a) A staff vacancy for the next shift becomes known at the end of the current shift; or

(b) There is a potential harm to an assigned patient if the registered nurse, licensed practical nurse or certified nursing assistant leaves the assignment or transfers care to another registered nurse, licensed practical nurse or certified nursing assistant.

SECTION 3. Section 2 of this 2017 Act applies to collective bargaining that occurs on or after the effective date of this 2017 Act.

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.