

# House Bill 2194

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Health Care)

## 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**.

Requires hospitals and ambulatory surgical centers to use smoke evacuation system during surgical procedures likely to generate surgical smoke.

## A BILL FOR AN ACT

1  
2 Relating to surgical smoke.

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

4 **SECTION 1. Section 2 of this 2019 Act is added to and made a part of ORS 441.015 to**  
5 **441.063.**

6 **SECTION 2. (1) As used in this section:**

7 (a) **"Energy generating device" means a tool that performs a surgical function using**  
8 **heat, laser, electricity or other form of energy.**

9 (b) **"Smoke evacuation system" means equipment that effectively captures and neutral-**  
10 **izes surgical smoke at the point of origin and before the smoke makes contact with the eyes**  
11 **or the respiratory tract of the occupants of a room.**

12 (c) **"Surgical smoke" means the by-product that results from contact with tissue by an**  
13 **energy generating device.**

14 (2) **A hospital or ambulatory surgical center licensed in this state shall adopt policies that**  
15 **require the use of a smoke evacuation system during any surgical procedure that is likely**  
16 **to generate surgical smoke.**

17 (3) **The Oregon Health Authority shall ensure compliance with this section during any**  
18 **on-site inspection conducted in accordance with ORS 441.025.**

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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.