

House Bill 4089

Sponsored by Representatives STARK, LIVELY, NOSSE, SMITH DB, Senator MONNES ANDERSON; Representatives BARKER, BARRETO, FAHEY, HOLVEY, MARSH, PRUSAK, SCHOUTEN, WILDE, Senators BEYER, FREDERICK, GOLDEN, PROZANSKI, ROBLAN (Presession 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**.

Allows person employed by health care facility to practice surgical technology if person is enrolled in or has completed specified apprenticeship program.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to surgical technologists; creating new provisions; amending ORS 676.875; and declaring
3 an emergency.

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

5 **SECTION 1.** ORS 676.875 is amended to read:

6 676.875. (1) A health care facility may not allow a person to practice surgical technology at the
7 health care facility unless the person:

8 (a)(A) Provides the health care facility with documentation showing that the person has com-
9 pleted an educational program for surgical technologists accredited by a national accreditation or-
10 ganization approved by the Oregon Health Authority by rule; and

11 (B)(i) Holds and maintains a surgical technologist certification issued by a nationally accredited
12 certifying organization for surgical technologists approved by the authority by rule; **or**

13 **(ii) Is actively enrolled in, or has completed, a registered apprenticeship program in**
14 **surgical technology that:**

15 **(I) Is approved under ORS 660.002 to 660.210;**

16 **(II) Upon completion awards certification accredited by the National Commission for**
17 **Certifying Agencies or its successor organization; and**

18 **(III) Is approved by the authority by rule;**

19 (b)(A) Provides the health care facility with documentation showing that the person has com-
20 pleted a training program for surgical technologists in the Army, Navy, Air Force, Marine Corps
21 or Coast Guard of the United States or in the United States Public Health Service Commissioned
22 Corps; and

23 (B) Every two years completes 16 hours of continuing education approved by the authority; or

24 (c)(A) Provides the health care facility with documentation showing that the person practiced
25 surgical technology during at least two of the three years immediately preceding January 1, 2017:

26 (i) In a health care facility in Oregon or in another state; or

27 (ii) As an employee of an agency or institution of the federal government; and

28 (B) Every two years completes 16 hours of continuing education approved by the authority.

29 (2) Notwithstanding subsection (1)(a)(B)(i) of this section, a health care facility may allow a
30 person who does not hold a surgical technologist certification to perform surgical technology at the

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 health care facility for 12 months after the person completes an educational program for surgical
2 technologists accredited by a national accreditation organization approved by the authority by rule.

3 **SECTION 2. (1) The amendments to ORS 676.875 by section 1 of this 2020 Act become**
4 **operative on January 1, 2021.**

5 **(2) The Oregon Health Authority and the State Apprenticeship and Training Council may**
6 **take any action before the operative date specified in subsection (1) of this section that is**
7 **necessary to enable the authority and the council to exercise, on and after the operative date**
8 **specified in subsection (1) of this section, all of the duties, functions and powers conferred**
9 **on the authority and the council by the amendments to ORS 676.875 by section 1 of this 2020**
10 **Act.**

11 **SECTION 3. This 2020 Act being necessary for the immediate preservation of the public**
12 **peace, health and safety, an emergency is declared to exist, and this 2020 Act takes effect**
13 **on its passage.**

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