

## HB 2959 A STAFF MEASURE SUMMARY

### House Committee On Education

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**Action Date:** 03/20/23

**Action:** Do pass with amendments and be referred to Ways and Means by prior reference.  
(Printed A-Eng.)

**Vote:** 4-1-2-0

**Yeas:** 4 - Hudson, Neron, Nguyen H, Valderrama

**Nays:** 1 - Cramer

**Exc:** 2 - McIntire, Wright

**Fiscal:** Fiscal impact issued

**Revenue:** No revenue impact

**Prepared By:** Ellen O'Brien, LPRO Analyst

**Meeting Dates:** 2/13, 3/20

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#### WHAT THE MEASURE DOES:

Establishes Task Force on Health Care Services in Oregon Schools. Establishes membership requirements. Requires task force to examine the scope of practice and policies regarding scope of practice for licensed health care providers employed by schools, school districts, or education service districts, as well as possible systems for maintaining records of student health information. Permits task force to recommend legislation or changes to administrative rules. Requires Oregon Department of Education to provide staff support. Requires task force to submit a report to the Legislative Assembly by September 15, 2024. Takes effect on 91st day following adjournment sine die.

#### ISSUES DISCUSSED:

- Requirements of licensure compared to reality of practice in schools
- Caseload and workload for school-based health care providers
- Potential for conflict between health care provider roles and administrative decisions

#### EFFECT OF AMENDMENT:

Adds additional Governor-appointed member to task force representing the Oregon Health Authority.

#### BACKGROUND:

Licensed health care providers include school nurses as well as specialists such as occupational therapists, speech-language pathologists, and physical therapists, and mental and health practitioners such as school counselors, psychologists, and social workers. Under ORS 342.455, a school nurse is "a registered nurse who is certified by the Teacher Standards and Practices Commission as qualified to conduct and coordinate the health services programs of a school." The scope of practice for each type of board-licensed provider is defined by their professional licensing board.

In 2007, House Bill 2773 established a task force to study the availability of nursing services in Oregon schools. House Bill 2693 (2009) created mandatory ratios for registered nurses and school nurses for medically fragile and nursing-dependent students, and required the Oregon Department of Education (ODE) to submit an annual report on the availability of nurses in each district. Senate Bill 698 (2015) created a State School Nursing Consultant in the Oregon Health Authority, as well as a task force to examine sustainable funding sources to fund school health screenings and school nursing services.

The Oregon Health Authority (OHA) and Oregon Department of Education (ODE) each publish resources on the roles, responsibilities, and scope of practice for school nurses. ODE also publishes guidance on mental and behavioral health services and supports.

**HB 2959 A STAFF MEASURE SUMMARY**

House Bill 2959 A establishes a task force to examine the scope of practice and policies regarding scope of practice for licensed health care providers in schools, as well as possible systems for maintaining records of student health information.