

HOUSE AMENDMENTS TO SENATE BILL 227

By COMMITTEE ON BEHAVIORAL HEALTH AND HEALTH CARE

May 11

- 1 On page 1 of the printed bill, line 2, after “ORS” insert “678.031, 678.034,”.
- 2 After line 4, insert:
- 3 “**SECTION 1.** ORS 678.031, as amended by section 12, chapter 38, Oregon Laws 2022, is
- 4 amended to read:
- 5 “678.031. ORS 678.010 to 678.410 do not apply to:
- 6 “(1) The employment of nurses in institutions or agencies of the federal government.
- 7 “(2) The practice of nursing incidental to the planned program of study for students enrolled in
- 8 nursing education programs approved by the Oregon State Board of Nursing or accredited or ap-
- 9 proved by another state or United States territory as described under ORS 678.040 and approved
- 10 by the board.
- 11 “(3) Nursing practiced outside this state that is incidental to a distance learning program pro-
- 12 vided by an institution of higher education located in Oregon.
- 13 “(4) The furnishing of nursing assistance in an emergency.
- 14 “(5) The practice of any other occupation or profession licensed under the laws of this state.
- 15 “(6) Care of the sick with or without compensation when performed in connection with the
- 16 practice of the religious tenets of a well-recognized church or denomination that relies exclusively
- 17 on treatment by prayer and spiritual means by adherents thereof so long as the adherent does not
- 18 engage in the practice of nursing as defined in ORS 678.010 to 678.410 and 678.990 or hold oneself
- 19 out as a registered nurse or a licensed practical nurse.
- 20 “(7) Nonresident nurses licensed and in good standing in another state if nonresident nurses are
- 21 practicing in this state on a single, temporary assignment of not to exceed 90 days, renewable for
- 22 not to exceed [30] **90** days, for assignments that are for the general public benefit limited to the
- 23 following:
- 24 “(a) Transport teams;
- 25 “(b) Red Cross Blood Services personnel;
- 26 “(c) Presentation of educational programs;
- 27 “(d) Disaster teams;
- 28 “(e) Staffing in a hospital that is responding to a temporary staffing shortage and would be
- 29 otherwise unable to meet the hospital’s staffing requirements;
- 30 “(f) Staffing a long term care facility that is responding to a temporary staffing shortage and
- 31 would be otherwise unable to meet its staffing requirements;
- 32 “(g) Providing health care for students who attend school outside of Oregon and who are partic-
- 33 ipating in a school-sponsored event; or
- 34 “(h) Staffing any of the following entities that is responding to a temporary staffing shortage
- 35 and would otherwise be unable to meet its staffing requirements:

1 “(A) An adult or juvenile residential behavioral health treatment facility;

2 “(B) An opioid treatment program;

3 “(C) A withdrawal management program;

4 “(D) A sobering center;

5 “(E) A primary care facility; or

6 “(F) A behavioral health home, as defined in ORS 414.025.

7 “**SECTION 2.** ORS 678.034, as amended by section 13, chapter 38, Oregon Laws 2022, is
8 amended to read:

9 “678.034. (1)(a) A hospital, long term care facility or entity described in ORS 678.031 (7)(h) that
10 employs nurses under ORS 678.031 (7)(e), (f) or (h) shall:

11 “(A) Notify the Oregon State Board of Nursing in writing of the number of nurses employed
12 under ORS 678.031 (7)(e), (f) or (h), the times of employment and the nature of the staffing shortage;

13 “(B) Certify that there is no labor dispute affecting nurses at the hospital, long term care facility
14 or entity described in ORS 678.031 (7)(h); and

15 “(C) At the request of the board, provide documentation that the nurses employed under ORS
16 678.031 (7)(e), (f) or (h) are licensed and in good standing in another state or United States territory.

17 “(b) A hospital, long term care facility or entity described in ORS 678.031 (7)(h) that employs
18 nurses as described in paragraph (a) of this subsection shall provide notice in writing of and certify
19 to the nurses’ exclusive bargaining representative, if any, the information described in paragraph (a)
20 of this subsection.

21 “(2) Nurses employed in this state under ORS 678.031 (7)(e), (f) or (h), at the time of employment,
22 shall apply for an Oregon license by indorsement **or, if the nurse was previously licensed in this**
23 **state, for reactivation of the nurse’s Oregon license.”.**

24 In line 5, delete “1” and insert “3”.

25 On page 2, line 38, delete “2” and insert “4”.

26 On page 3, line 22, delete “3” and insert “5” and delete “1 and 2” and insert “3 and 4”.

27 In line 28, delete “1 and 2” and insert “3 and 4”.

28 In line 29, delete “4” and insert “6”.

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