

Senate Bill 408

Sponsored by Senator PATTERSON, Representative DEXTER; Representative REYNOLDS (Pre-session 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**.

Directs Oregon Health Authority to establish process to receive and review health care profession scope of practice requests and impact statements. Defines "scope of practice request" and "impact statement." Directs authority to convene temporary scope of practice request review committee. Directs committee to review scope of practice requests and impact statements and report to authority and interim committees of Legislative Assembly related to health care.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to health care profession scopes of practice; and prescribing an effective date.

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

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

5 (a) "Impact statement" means a written statement that describes the impact that the
6 establishment or revision of a scope of practice may have on the health care providers who
7 practice the health care profession that is the subject of the scope of practice request, on
8 the health care providers who practice other health care professions and on the public, and
9 that contains any other information required by the Oregon Health Authority by rule.

10 (b) "Scope of practice request" means a written request to establish or revise the scope
11 of practice for a health care profession.

12 (2) The authority shall establish a process to receive and review scope of practice re-
13 quests. The process must:

14 (a)(A) Allow any person or entity acting on behalf of health care providers who practice
15 the health care profession that is the subject of the scope of practice request to submit a
16 scope of practice request; and

17 (B) Allow any person or entity acting on behalf of health care providers who practice a
18 health care profession that may be directly impacted by the scope of practice request to
19 submit an impact statement;

20 (b) Establish a process to convene the scope of practice review committee described in
21 subsection (3) of this section; and

22 (c) Facilitate the report required under subsection (3) of this section.

23 (3)(a) Upon receipt of a scope of practice request, the authority shall convene a scope of
24 practice review committee that consists of the following members:

25 (A) Two members who are recommended by the person who or entity that submitted the
26 scope of practice request to represent health care providers who practice the health care
27 profession that is the subject of the scope of practice request;

28 (B) Two members recommended by each person who or entity that submitted an impact
29 statement to represent health care providers who practice a health care profession that may

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 **be impacted by the scope of practice request as described in the impact statement; and**

2 **(C) The Director of the Oregon Health Authority, or designee of the director.**

3 **(b) The committee established under this subsection shall:**

4 **(A) Review the scope of practice request and any impact statements;**

5 **(B) Consider factors including, but not limited to, the safety of patients or clients of the**
6 **health care providers who practice the health care profession that is the subject of the scope**
7 **of practice request and access to the health care profession and to health care in general;**
8 **and**

9 **(C) Submit a report to the authority and, in the manner provided in ORS 192.245, in-**
10 **cluding findings and recommendations for legislation, to the interim committees of the Leg-**
11 **islative Assembly related to health care not later than September 15 next following the date**
12 **on which the committee is convened.**

13 **(c) A committee convened under this subsection is abolished six months after the date**
14 **on which the reports described in paragraph (b) of this subsection are submitted.**

15 **(4) The authority may adopt rules to carry out this section.**

16 **SECTION 2. (1) Section 1 of this 2023 Act becomes operative on January 1, 2024.**

17 **(2) The Oregon Health Authority may take any action before the operative date specified**
18 **in subsection (1) of this section that is necessary to enable the authority to exercise, on or**
19 **after the operative date specified in subsection (1) of this section, all of the duties, functions**
20 **and powers conferred on the authority by section 1 of this 2023 Act.**

21 **SECTION 3. This 2023 Act takes effect on the 91st day after the date on which the 2023**
22 **regular session of the Eighty-second Legislative Assembly adjourns sine die.**

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