

# DRAFT

## SUMMARY

Digest: The Act says that OHSU must be a member of a nonprofit entity it creates. (Flesch Readability Score: 73.1).

Permits the Oregon Health and Science University to create and maintain a nonprofit corporation under the laws of this state so long as the university is a corporate member of the corporation. Provides that certain individuals who provide patient care for the nonprofit corporation are acting within the scope of their state employment or duties and that certain prohibitions regarding the practice of medicine do not apply to the nonprofit corporation.

## A BILL FOR AN ACT

Relating to entities created by the Oregon Health and Science University; amending ORS 353.117.

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

**SECTION 1.** ORS 353.117 is amended to read:

353.117. (1) Pursuant to ORS 353.050, Oregon Health and Science University may create and maintain an entity that is exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code, as amended, for the purpose of conducting clinical care and practice and advancing other university missions by the faculty. **An entity created and maintained under this subsection includes an entity that is organized under ORS chapter 65, so long as the university is a corporate member of the entity.**

(2) Any entity created by the university under subsection (1) of this section shall be considered:

(a) A public employer for purposes of ORS 236.605 to 236.640 and ORS chapters 238 and 238A;

(b) A unit of local government for purposes of ORS 190.003 to 190.130;

**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 (c) A public body for purposes of ORS 30.260 to 30.300 and 307.112;

2 (d) A public agency for purposes of ORS 200.090; and

3 (e) A public corporation for purposes of ORS 307.090.

4 **(3) For any entity created and maintained under subsection (1) of**  
5 **this section to provide patient care:**

6 **(a) Any physician, naturopathic physician or dentist who provides**  
7 **patient care is deemed to be acting within the scope of that**  
8 **individual's state employment or duties for purposes of ORS 30.267;**  
9 **and**

10 **(b) The provisions of ORS 677.080 do not apply.**