



## ALEX CUYLER

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DATE: February 21, 2020  
TO: House Committee on Rules  
RE: HB 4016A, relating to health care

Chair Holvey and members of the Committee:

Lane County offers the following comments on HB 4016A, in particular the dash A17 amendments. We offer these comments as neither indicating support nor opposition to the underlying measure, but instead to place into the record our understanding of what the amendment does and does not require.

It is our understanding this bill is designed to address a specific issue relating to the provision of emergency response to long term care facilities within Oregon.

Beginning in Section 7 of the measure, however, the bill departs from that specific topic, and begins a section that pre-empts a larger body of potential local ordinances.

Page 4 line 27-30 will preclude a broad suite of local laws, including those brought by citizen initiative or already in existence or “other regulations” that “regulate the care or service and support needs of a patient or resident of a long term care facility or residential care facility that is subject to regulation by the Department of Human Services under state or federal law, or pursuant to rules adopted by the department”

Service and support needs are not defined in this measure. It is our hope that this language is not utilized overly broadly to include standards related to health and safety.

In noting this, we appreciate the exclusion of certain existing laws provided for on page 5, line 6-8 which recognizes local government authority provided by state law.

It is our understanding that this language, if passed into law, will not serve to preclude the adoption of local laws that serve to enhance the safety of the residents of these facilities by the passage of public health and safety ordinances, for example building construction safety standards, indoor air quality standards, and kitchen and food preparation standards, all of which may involve in-facility inspections.

Thank you for considering these comments.

ELECTRONICALLY SUBMITTED BY ALEX CUYLER