



AMERICAN INDUSTRIAL HYGIENE ASSOCIATION
GOVERNMENT AFFAIRS DEPARTMENT
STATE UPDATE

February 25, 2013

OREGON

Here is the latest legislative/regulatory report for your State. AIHA government affairs will send the reports every week, detailing any legislative and/or regulatory pertinent to the profession in your state. The reports will also include the text of many bills (if available) and update activity on bills already reported. However, reports will only be sent if there has been new activity on the legislation and/or regulations already reported, or new legislation and/or regulations are found. Reports are sent to local section officers and may be forwarded to others if you wish. Questions contact Aaron Trippler at atrippler@aiha.org.

New Legislation

OR S 572

AUTHOR: Monnes Anderson (D)
TITLE: Safe Handling of Hospital Patients
INTRODUCED: 02/19/2013
DISPOSITION: Pending
LOCATION: Senate Health Care and Human Services Committee
SUMMARY: Requires hospital to implement safe patient handling policy; establishes requirements for safe patient handling policy; requires that workers compensation rates take into consideration anticipated reductions in loss costs due to implementation of safe patient handling policy.
STATUS:
02/19/2013 INTRODUCED.
02/21/2013 To SENATE Committee on HEALTH CARE & HUMAN SERVICES.
Date: 13

In bill text the following have special meaning:

green underline denotes added text

~~dark red struck-out text~~ denotes deleted text

red text denotes vetoed text

The symbol, , indicates a link to an affected code section

2013 OR S 572 **AUTHOR:** Monnes Anderson
VERSION: Introduced
VERSION DATE: 02/19/2013

77th OREGON LEGISLATIVE ASSEMBLY--2013 Regular Session

Senate Bill 572

Sponsored by Senator MONNES ANDERSON, Representative GREENLICK

SUMMARY

Requires hospital to implement safe patient handling policy.

Establishes requirements for safe patient handling policy.

Requires that workers' compensation rates take into consideration anticipated reductions in loss costs due to implementation of safe patient handling policy.

A BILL FOR AN ACT

Relating to the safe handling of hospital patients.

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

SECTION 1. Section 2 of this 2013 Act is added to and made a part of ORS 441.015 to 441.063.

SECTION 2. (1) As used in this section:

(a) "Lift" or "lift equipment" means a mechanical device or transfer aid that is used to lift, transfer or reposition a patient instead of manually lifting, transferring or repositioning the patient.

(b) "Lift team" means a group of hospital staff who are specially trained to lift, transfer and reposition patients using lift equipment, when appropriate, and who, at least annually, receive refresher training on policies, lift equipment and related devices.

(c) "Musculoskeletal disorders" means conditions that involve the nerves, tendons, muscles and supporting structures of the body.

(2) A hospital must have a committee responsible for the implementation and monitoring of a safe patient handling policy. At least half of the membership of the committee must be nonmanagement employees of the hospital who provide direct care to patients. In developing the policy, the committee shall take into account the existing and potential risks to the safe handling of patients in the hospital, including but not limited to the tasks involved in patient handling, the types of hospital units and the patient populations.

(3) A safe patient handling policy must:

(a) Be implemented for all shifts and in all units of the hospital;

(b) Be based on a patient's physical and medical condition and the availability of lift equipment or lift teams;

(c) Include a process for addressing situations in which it is medically contraindicated to use lift equipment for a particular patient; and

(d) Include the acquisition of one or more of the following:

(A) One readily available lift per acute care unit on each floor unless the committee determines that a lift is unnecessary for the floor;

(B) One lift for every 10 acute care inpatient beds; or

(C) Lift equipment, other than mechanical devices, for use by lift teams.

(4)(a) A hospital must periodically review the safe patient handling policy and the implementation of the policy to determine the extent to which the policy reduces:

(A) The number of workers' compensation claims made by hospital staff based on musculoskeletal disorders caused by handling patients; and

(B) The number of workdays lost by hospital staff due to musculoskeletal disorders caused by handling patients.

(b) Following each review under this subsection, a hospital shall recommend improvements to the policy and report the recommendations to the committee described in subsection (2) of this section.

(5) In any plans for construction or remodeling, a hospital shall incorporate lift equipment or the physical space and construction design necessary to install lift equipment at a later date, consistent with the hospital's safe patient handling policy.

SECTION 3. (1) A hospital must have in place a safe patient handling policy, as described in section 2 of this 2013 Act, no later than February 1, 2014.

(2) Lift equipment required under section 2 (3)(d) of this 2013 Act must be acquired no later than January 1, 2017.

SECTION 4. Section 5 of this 2013 Act is added to and made a part of ORS chapter 737.

SECTION 5. In addition to the requirements of ORS 737.310, rates for workers' compensation coverage of hospital staff must give due consideration to anticipated reductions in loss costs due to the implementation of a safe patient handling policy in accordance with section 2 of this 2013 Act.

Legislation Reported Earlier

None to Report

Regulatory Activity

None to Report