

S 3860

Nurse Overtime and Patient Safety Act

Congress: 118 (2023–2025, Ended)

Chamber: Senate

Policy Area: Health

Introduced: Mar 5, 2024

Current Status: Read twice and referred to the Committee on Finance.

Latest Action: Read twice and referred to the Committee on Finance. (Mar 5, 2024)

Official Text: <https://www.congress.gov/bill/118th-congress/senate-bill/3860>

Sponsor

Name: Sen. Merkley, Jeff [D-OR]

Party: Democratic • **State:** OR • **Chamber:** Senate

Cosponsors (3 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Butler, Laphonza R. [D-CA]	D · CA		Mar 5, 2024
Sen. Fetterman, John [D-PA]	D · PA		Mar 5, 2024
Sen. Van Hollen, Chris [D-MD]	D · MD		Mar 5, 2024

Committee Activity

Committee	Chamber	Activity	Date
Finance Committee	Senate	Referred To	Mar 5, 2024

Subjects & Policy Tags

Policy Area:

Health

Related Bills

Bill	Relationship	Last Action
118 HR 7546	Related bill	Dec 17, 2024: Referred to the Subcommittee on Health.

Nurse Overtime and Patient Safety Act

This bill requires certain providers, as a condition of Medicare participation, to limit mandatory overtime for nurses.

Specifically, the bill prohibits hospitals, ambulatory surgical centers, home health agencies, rural health clinics, federally qualified health centers, and other specified providers from requiring nurses to work (1) more than a previously scheduled shift, 48 hours in a workweek, or 12 consecutive hours in a 24-hour period; or (2) during the 10 hours immediately following the 12th hour worked in a shift during a 24-hour period.

Qualifying work hours include time spent in training, on call, and on standby. The bill's provisions do not apply during declared emergencies or disasters, subject to specified conditions, and do not preclude voluntary overtime.

The bill also establishes (1) certain protections for nurses who file complaints against providers, (2) documentation and notice requirements for providers, and (3) potential civil penalties for violations.

Actions Timeline

- **Mar 5, 2024:** Introduced in Senate
- **Mar 5, 2024:** Read twice and referred to the Committee on Finance.