

REVENUE: No revenue impact

FISCAL: Fiscal statement issued

Action:	Do Pass
Vote:	9 - 0 - 0
Yeas:	Boone, Cowan, Dembrow, Freeman, Huffman, Maurer, Olson, VanOrman, Tomei
Nays:	0
Exc.:	0
Prepared By:	Keely West, Administrator
Meeting Dates:	5/22

WHAT THE MEASURE DOES: Permits Department of Human Services to deny, suspend, revoke or refuse to renew license for residential training or treatment facilities or homes or adult foster homes that are not or have not been in compliance with licensing requirements as established by rule.

ISSUES DISCUSSED:

- Effective oversight of state facilities

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: Residential facilities are defined in ORS 443.400 and serve people with physical and developmental disabilities, seniors and people who receive mental health and addiction services and supports. The current licensing statute for residential facilities requires that an applicant: 1) demonstrate an understanding and acceptance of applicable rules; 2) be mentally and physically capable of caring for residents; and 3) employ only individuals whose presence does not jeopardize the health, safety and welfare of residents. The licensor is not authorized to consider prior or current operating history in other facilities in Oregon or in other states.

Current statute allows the Department of Human Services to revoke or suspend a license at only one residential facility at a time, though the provider may be licensed for other facilities. Senate Bill 287A amends ORS 443.420(1) to include the requirement that a person seeking licensure for a facility demonstrate compliance with the rules governing those facilities. The language does not limit this qualification to operations solely in Oregon.