

2009 Regular Legislative Session
FISCAL ANALYSIS OF PROPOSED LEGISLATION
Prepared by the Oregon Legislative Fiscal Office

MEASURE NUMBER: HB 2138

STATUS: A Engrossed

SUBJECT: Modifies requirements for continuing care retirement communities. Prescribes new registration requirements. Adds reporting requirements. Establishes rights of patients and obligations of providers.

GOVERNMENT UNIT AFFECTED: Department of Human Services

PREPARED BY: Kim To

REVIEWED BY: Sheila Baker

DATE: April 7, 2009

	<u>2009-2011</u>	<u>2011-2013</u>
EXPENDITURES: See Analysis		

EFFECTIVE DATE: January 1, 2010

GOVERNOR'S BUDGET: This bill is not anticipated by the Governor's recommended budget.

LOCAL GOVERNMENT MANDATE: This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

ANALYSIS: House Bill 2138 updates requirements regarding Continuing Care Retirement Communities (CCRCs) to address current practices and to strengthen consumer protection for individuals living in CCRCs. The measure:

1. clarifies definitions;
2. prescribes new requirements for registration of CCRCs;
3. establishes new disclosure requirements;
4. requires providers to inform their residents of issues regarding the CCRC's financial health and to notify residents of changes in fees or services;
5. specifies how a provider calculates the liquid reserve requirements for CCRCs;
6. clarifies issues of financial reserves, escrow and withdrawal from reserves;
7. specifies information to be included in the annual disclosure statement; and
8. establishes a statement of residents' rights and provider obligations.

The Department of Human Services reports that passage of this bill will have no fiscal impact on the Department. The provisions of the bill create no additional clients, and require no additional staffing or resources.