

SENATE AMENDMENTS TO SENATE BILL 559

By COMMITTEE ON HEALTH CARE AND HUMAN SERVICES

April 22

- 1 On page 1 of the printed bill, line 2, delete “427.400”.
2 In line 3, delete the first “and”.
3 Delete lines 5 through 30 and delete page 2.
4 On page 3, delete line 1 and insert:
5 **“SECTION 1. Section 2 of this 2013 Act is added to and made a part of ORS chapter 427.**
6 **“SECTION 2. (1) As used in this section:**
7 **“(a) ‘Adult’ means an adult with developmental disabilities who is eligible to receive**
8 **comprehensive services as defined in ORS 427.400.**
9 **“(b) ‘Residential setting’ means a living arrangement described in ORS 427.400 (3).**
10 **“(2) An adult has the right to choose the adult’s placement setting. The Department of**
11 **Human Services or the department’s designee shall present to an adult at least three ap-**
12 **propriate placement setting options, including at least two different types of residential set-**
13 **tings, before:**
14 **“(a) Making an initial placement.**
15 **“(b) Transferring the adult from one placement setting to another placement setting.**
16 **“(3) The department or the department’s designee may not transfer an adult from a**
17 **placement setting without first complying with subsection (2) of this section.**
18 **“(4) The department or the department’s designee is not required to present the options**
19 **under subsection (2) of this section if:**
20 **“(a) The department or the department’s designee demonstrates that three appropriate**
21 **placement settings or two different types of residential settings are not available within the**
22 **geographic area where the adult wishes to reside;**
23 **“(b) The adult selects a placement setting option and waives the right to be presented**
24 **with the placement setting options described in subsection (2) of this section; or**
25 **“(c) The adult is at imminent risk to health or safety in the adult’s current placement**
26 **setting.”.**
27 In line 29, after the period delete the rest of the line and lines 30 and 31 and insert “A provider
28 of developmental disability services that offers job placements may not give preference to an adult
29 with disabilities who is a resident of a facility owned or operated by the provider when determining
30 eligibility for a job placement. The residence of an adult with developmental disabilities may not be
31 the exclusive factor in determining eligibility for a job placement.”.
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