

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: HB 4151 - B

Seventy-Seventh Oregon Legislative Assembly – 2014 Regular Session
Legislative Fiscal Office

Only Impacts on Original or Engrossed Versions are Considered Official

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Measure Description:

Requires investigations of abuse of persons 65 years of age or older to be completed within 120 days from date of report of abuse and preparation of written report upon completion of investigation.

Government Unit(s) Affected:

Department of Human Services (DHS), Oregon Health Authority (OHA)

Summary of Expenditure Impact:

Department of Human Services (DHS)

| | 2013-15 Biennium | 2015-17 Biennium |
|--------------------|-------------------------|-------------------------|
| General Fund | \$149,365 | \$194,593 |
| Federal Funds | 118,680 | 153,863 |
| Total Funds | \$268,045 | \$348,456 |
| Positions | 2 | 2 |
| FTE | 1.34 | 2.00 |

Funding for this bill will be included in the 2014 budget reconciliation bill.

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 4151 B-Engrossed:

- Requires the Department of Human Services (DHS) to complete investigations of abuse of persons 65 years of age or older within 120 days. The bill specifies that the 120 day requirement does not apply to ongoing concurrent criminal investigations.
- Requires the preparation of a written report upon the completion of an investigation. DHS is required to adopt rules for the report. Specifies information that must be included in the report.
- Requires DHS to augment the department’s existing criminal background check system with a regularly updated registry of all persons working or seeking to work in adult foster homes; and nursing, residential, assisted living facilities. Requires these facilities to report information to DHS.
- Requires DHS to plan the creation of a regularly updated database of reports and investigations of abuse of persons 65 years of age or older.
- Directs DHS to report to a Legislative committee regarding the implementation of this bill by January 1, 2015.
- Renames the Oregon Elder Abuse Work Group as the Oregon Elder Abuse Prevention Work Group and expands the scope of the group.
- Modifies the definitions of Neglect and Sexual Abuse.

The bill has an operative date of January 1, 2015, and takes effect on passage.

Department of Human Services (DHS)

The Department of Human Services estimates the fiscal impact of this bill to the agency to be \$268,045 Total Funds and 1.34 FTEs for the 2013-15 biennium; and \$348,456 Total Funds and 2 FTEs for the 2015-17 biennium. If this bill becomes law, DHS anticipates establishing two positions:

- One Operations and Policy Analyst 3 in the Office of Adult Abuse Prevention and Investigations (OAAPI) to work with the Office of Information Services (OSI), state and county partners to develop and carryout the business processes required to ensure compliance with the new statutory time frame and reporting requirements. In addition, this position will help plan the creation of a regularly updated database of reports and investigations of abuse of persons 65 years of age or older.
- One Operations and Policy Analyst 1 in the Human Resources Center (HRC) to manage the worker registry. This position will work with the Background Check Unit (BCU) and stakeholders, including facilities, to complete re-determinations of fitness due to reported abuse, handle technical issues and questions about the registry, and provide policy support for the registry.

Expenditures for 2013-15 include a \$15,000 one-time cost to connect the Criminal Records Information Management System (CRIMS) with a reporting tool in order to provide access to the registry.

This fiscal anticipates only the cost of: (1) workload to ensure compliance with the new statutory time frame and reporting requirements; (2) augmenting the department's existing criminal background check system with a regularly updated registry workers; and (3) planning for the creation of a database of reports and investigations of abuse of persons 65 years of age or older. The costs for developing and implementing this database are not included in this fiscal.