

From the desk of Representative Buehler

K. Buehler



PLEASE VOTE "YES" ON HB 2413A

HB 2413A clarifies existing law to reflect long standing state policy regarding the licensing of new residential care/assisted living facilities in Oregon.

Existing ORS 443.420 requires DHS to consider four factors prior to issuing an initial license for a residential care facility: 1) The applicant's history of regulatory compliance and operational experience; 2) The need in the local community for the services offered as demonstrated by a market study; 3) The willingness of the applicant to serve underserved populations; and 4) The willingness of the applicant to serve Medicaid clients.

These four factors are to be considered by DHS as part of their overall review of the licensure application, **but no one factor** was intended to qualify or disqualify an applicant.

Recently, a market study has been interpreted by the agency as a stand alone basis to deny a new residential care facility license in Central Oregon. Thus, **working in partnership with the agency**, OHCA sought the -1 amendment to HB 2413 ("gut and stuff") to clarify the intent of the market study when applying for licensure to operate a residential care facility.

HB 2413A **assists small businesses and communities** by restoring the original intent of the market study requirement — to inform potential operators of a residential care facility of the market conditions.

OHCA urges your support of HB 2413A.

Joseph Gally

From the desk of
Joe Gallegos