

HOUSE AMENDMENTS TO A-ENGROSSED HOUSE BILL 2661

By JOINT COMMITTEE ON WAYS AND MEANS

June 30

1 On page 2 of the printed A-engrossed bill, delete lines 2 through 6 and insert:

2 “**SECTION 2.** (1) Before providing a long term care referral, a referral agent shall provide the
3 client with a disclosure. The disclosure may be made orally if the referral agent makes an audio
4 recording of the disclosure with consent of the client and thereafter provides the client with a
5 written disclosure. The written disclosure must be conspicuous, provided in clear language and in-
6 clude:”.

7 Delete lines 24 through 28.

8 In line 29, delete “(4)” and insert “(3)”.

9 Delete lines 33 through 42 and insert:

10 “(4) If a client is referred to a facility and the referral agent has received compensation from
11 the facility for the referral, the client may notify the referral agent in writing that the client wishes
12 to use the services of another referral agent in the future for referral to another facility in a sub-
13 sequent move. After receiving notice under this subsection, the first referral agent may not receive
14 compensation from another facility in a subsequent move for any referral made before receiving the
15 notice.

16 “(5)(a) A referral agent must include in any contract with a facility provisions prohibiting the
17 referral agent from collecting compensation from the facility when the facility is a subsequent fa-
18 cility as described in this subsection. A facility is a subsequent facility if:

19 “(A) The subject of placement enters a facility to which the subject of placement is referred by
20 a first referral agent, but subsequently leaves that facility; and

21 “(B) A new referral agent refers the subject of placement to the subsequent facility.

22 “(b) When a referral is made to a subsequent facility for a subject of placement by a new re-
23 ferral agent as described in paragraph (a) of this subsection, the new referral agent must present
24 evidence to the subsequent facility that the first referral agent is not entitled to compensation.”.

25 On page 3, line 2, delete “\$200” and insert “\$750”.

26 In line 3, delete “The re-”.

27 In line 4, delete “newal fee is \$200” and insert “The department shall set the renewal fee by
28 rule, but the renewal fee may not exceed \$750”.

29 On page 11, after line 40, insert:

30 “**SECTION 9. Notwithstanding any other provision of law, the appropriation made to the**
31 **Department of Human Services by section 1 (3), chapter __, Oregon Laws 2017 (Enrolled**
32 **Senate Bill 5526), for the biennium beginning July 1, 2017, for aging and people with disabili-**
33 **ties and intellectual/developmental disabilities programs, is increased by \$57,401.**

34 “**SECTION 10. Notwithstanding any other law limiting expenditures, the limitation on**
35 **expenditures established by section 2 (3), chapter __, Oregon Laws 2017 (Enrolled Senate**

1 **Bill 5526), for the biennium beginning July 1, 2017, as the maximum limit for payment of ex-**
2 **penses from fees, moneys or other revenues, including Miscellaneous Receipts and Medicare**
3 **receipts and including federal funds for indirect cost recovery, Social Security Supplemental**
4 **Security Income recoveries and the Child Care and Development Fund, but excluding lottery**
5 **funds and federal funds not described in this section, collected or received by the Department**
6 **of Human Services, for aging and people with disabilities and intellectual/developmental dis-**
7 **abilities programs, is increased by \$56,250.”.**

8 In line 41, delete “9” and insert “11”.

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