

## **HB 4129 -1, -2 STAFF MEASURE SUMMARY**

### **House Committee On Human Services and Housing**

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**Sub-Referral To:** Joint Committee On Ways and Means

**Meeting Dates:** 2/9

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#### **WHAT THE MEASURE DOES:**

Establishes a license for residential care facility administrators (RCFAs) within the Health Licensing Office for qualified applicants and changes the “Nursing Home Administrators Board” to the “Long Term Care Administrators Board”. Requires the Long Term Care Administrators Board to administer an examination for licensure of RCFAs at least once a year. Specifies provisions for provisional licensure of current RCFAs beginning July 1, 2018 through December 31, 2020. Declares emergency, effective upon passage.

#### **ISSUES DISCUSSED:**

##### **EFFECT OF AMENDMENT:**

-1 Allows Health Licensing Office to issue RCFA license instead of requiring issuance. Requires applicants to have no crime conviction as specified in state law for direct residential care workers. Details requirements for provisional RCFA licensure to be at least 21 years old, earned a high school diploma, been employed in Oregon as RCFA for five years, met continuing education requirements, has good standing with the Health Licensing Office and Department of Human Services, has not been convicted of certain crimes, and pays the licensure fee.

Specifies requirements for the Long Term Care Administrators Board regarding the RCFA examination and specifies date for examination approval. Clarifies the Board membership. Requires current RCFAs to apply for a provisional license no later than July 1, 2019. Specifies operative dates. Declares emergency, effective upon passage.

-2 Provides similar changes as described in the -1 amendment. Requires applicants for a provisional RCFA license to have been employed in Oregon as an RCFA for the four years immediately preceding the application date, is in good standing with the Health Licensing Office, and has not been RCFA of a facility subject to conditions imposed by the Department of Human Services.

##### **BACKGROUND:**

Residential Care Facilities (RCFs) are shared or individual living units in a homelike surrounding where six or more seniors and adult individuals with disabilities can reside. An RCF offers and coordinates a range of supportive services available on a 24-hour basis to meet the activities of daily living, health, and social needs of the residents. Administrators of an RCF must currently either complete 40 classroom hours of Department of Human Services (DHS) approved training or a training program of less than 40 classroom hours and a 40-hour internship with a DHS approved administrator. Administrators must also complete 20 hours of continuing education each year.

The 2017 Legislative Assembly passed House Bill 3359 which established the Residential Care Quality Measurement Program (RCQMP) and outlined several policy changes regarding residential and memory care facilities. After the passage of the bill, the Speaker of the House established the Administrator Licensing Work Group to make further recommendations.

House Bill 4129 establishes a license for residential care facility administrators within the Health Licensing Office. A residential care facility administrator (RCFA) is defined as an individual who is responsible for planning, organizing, and managing the operation of a residential care facility. Applicants are qualified for the RCFA license if they are at least 21 years old, have earned a high school diploma, demonstrate professional or academic requirements, have

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completed at least 40 hours of training, have paid the licensure fee, and pass the RCFA examination. The Long Term Care Administrators Board is required to administer the RCFA examination at least once a year and shall determine the subject, scope, and content of the examination.

The measure also changes the “Nursing Home Administrators Board” to the “Long Term Care Administrators Board”. The Board may establish standards for the issuance of both nursing home administrator and RCFA licenses. Membership of the Board is expanded to include three licensed RCFAs, at least one of whom serves in a memory care community, and a geriatric care physician.