

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: HB 4135

79th Oregon Legislative Assembly – 2018 Regular Session
Legislative Fiscal Office

*Only Impacts on Original or Engrossed
Versions are Considered Official*

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Measure Description:

Establishes Advance Directive Adoption Committee for purpose of adopting form of advance directive to be used in this state.

Government Unit(s) Affected:

Oregon Health Authority (OHA), Long Term Care Ombudsman (LTCO)

Summary of Expenditure Impact - OHA:

Costs related to the measure are anticipated to be minimal - See explanatory analysis.

Analysis:

HB 4135 establishes the 13-member Advance Directive Adoption Committee within the Oregon Health Authority (OHA) charged with adopting an advance directive form to be used in Oregon. The committee is required to review this form every four years. The bill specifies the basic form and elements for this advance directive document. On or before December 1st of even-numbered years, the committee is required to submit the form to an interim legislative committee. During odd-numbered year legislative session, the committee is required to present information on the current form, an evaluation of its efficacy, and any proposed changes to the appropriate legislative committee. OHA is required to post the advance directive form on its website. The bill specifies that the form may not take effect until it has been ratified by the Legislative Assembly and Governor during odd-numbered years in the manner required for the passage of bills. For this purpose, the bill directs the Advance Directive Adoption Committee to submit the form on or before September 1 of even numbered years following the date it is adopted by the committee; and directs the interim committee of the Legislative Assembly to then file a proposed legislative measure.

Oregon Health Authority (OHA)

	2017-19 Biennium	2019-21 Biennium
General Fund		
Temporary Staffing	8,138	
Reimbursements	1,691	6,765
Consulting	0	42,840
Total Funds	\$9,829	\$49,605

OHA estimates the fiscal impact of supporting the Committee to be \$9,829 General Fund for the 2017-19 biennium and \$49,605 General Fund for the 2019-21 biennium. This bill requires OHA to provide staff support and to reimburse committee members expenses out of funds appropriated to OHA for the purposes of the Advance Directive Adoption Committee. Because at present, OHA does not have the staffing capacity or expertise in end of life care, the agency estimates the cost of temporary staff to be \$8,138 for the 2017-19 biennium, and contracting with a consultant to be \$42,840 for the 2019-21 biennium. Assuming one meeting in 2017-19 and four meetings in 2019-21, OHA estimates reimbursement costs to be \$1,691 in 2017-19 and \$6,765 for the 2019-21 biennium.

Long Term Care Ombudsman (LTCO)

This bill is anticipated to have a minimal fiscal impact to LTCO. The Ombudsman will reprioritize the duties of existing staff to allow participation on the Committee.