

SB 669 STAFF MEASURE SUMMARY

Senate Committee On Human Services

Action Date: 04/09/19

Action: Without recommendation as to passage and request referral to Ways and Means.

Vote: 5-0-0-0

Yeas: 5 - Fagan, Gelser, Heard, Knopp, Monnes Anderson

Fiscal: Fiscal impact issued

Revenue: No revenue impact

Prepared By: Jamie Hinsz, LPRO Analyst

Meeting Dates: 3/26, 4/9, 4/9

WHAT THE MEASURE DOES:

Prohibits in-home care agencies from providing services outside license classification. Requires annual inspections of service provision to include review of records and interviews with and observations of clients and caregivers. Prohibits Oregon Health Authority (OHA) from denying, revoking, or suspending agency license under specified circumstances. Allows OHA to require materials or documentation under specified circumstances for purpose of issuing or renewing license and allows OHA to issue probationary licenses for up to 90 days. Prohibits caregiver registries, home health agencies, and in-home care agencies from retaliating against caregivers who report violations. Expands rules required of OHA in administration of in-home care agencies to ensure each agency has liquid reserves equal to at least two months of operating expenses, and each caregiver receives required training and is in compliance as specified. Allows hospitals to provide personal care services without maintaining an in-home care agency license if licensing requirements are met. Requires certain providers of personal care services to complete specified training unless licensed or certified by the Oregon State Board of Nursing. Defines “in-home caregiver,” “personal care services,” “private agency caregiver,” and “retaliate.”

ISSUES DISCUSSED:

- Provisions of measure
- Best practices and standards for training of in-home caregivers

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

An in-home care agency provides services necessary to assist individuals with daily needs. In-home care agencies must obtain a license from the Oregon Health Authority (OHA) prior to providing services and licenses must be renewed annually. As part of the licensing and renewal process, OHA is required to conduct on-site inspections of services provided by each in-home care agency once every three years.

Senate Bill 669 prohibits individuals licensed to manage or operate in-home care agencies from providing services outside the scope of their license classification. The measure requires inspections to be conducted annually instead of once every three years, and inspections must include review of records and interviews with and observations of clients and caregivers. Senate Bill 669 also allows OHA to require specified materials or documentation for issuing or renewing in-home care licenses and allows OHA to issue probationary licenses for for up to 90 days.