

A-Engrossed
House Bill 3270

Ordered by the House April 11
Including House Amendments dated April 11

Sponsored by Representative MEEK; Representatives HELT, NOBLE, WILLIAMS, ZIKA

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

[Increases number of adults permitted to reside in adult foster home from five to seven.]

Requires Department of Human Services to administer four-year pilot program to allow adult foster homes meeting specified requirements to care for up to seven residents. Requires Long Term Care Ombudsman to take steps to ensure that residents in adult foster homes participating in pilot program are aware of availability of Long Term Care Ombudsman services.

Requires department to track and compile data on participating adult foster homes and, no later than September 15, 2022, to report results of pilot program to interim committees of Legislative Assembly related to health.

A BILL FOR AN ACT

Relating to adult foster homes.

Be It Enacted by the People of the State of Oregon:

SECTION 1. (1) The Department of Human Services shall administer a pilot program to allow certain adult foster homes that are licensed to care for older adults and persons with disabilities to provide care to seven adults. Except for ORS 443.705 (1), requirements under ORS 443.705 to 443.825 and rules adopted by the department pursuant to ORS 443.705 to 443.825 apply to adult foster homes that participate in the pilot program. The department shall adopt additional requirements by rule for participating adult foster homes to:

(a) Ensure that a resident's agreement to give up a single occupancy room and share a room with another resident is voluntary;

(b) Require that a resident who agrees to share a room under paragraph (a) of this subsection signs a residency agreement attesting that the resident's agreement to share a room with another resident is voluntary; and

(c) Require an adult foster home, before participating in the pilot program, to pass a physical inspection conducted by the department to determine if the home and the operation of the home can safely accommodate two additional residents.

(2) In approving an adult foster home for the pilot program, the department must take into account:

(a) The adult foster home's compliance with regulatory requirements during the preceding two-year period.

(b) The history of abuse complaints and the findings of investigators in response to complaints of abuse.

(c) Input from the local regulatory authority about the adult foster home's overall ability

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 to take on an additional resident.

2 (3)(a) The department shall provide to the Long Term Care Ombudsman a list of adult
3 foster homes participating in the pilot program. The ombudsman shall take steps necessary
4 to ensure that residents in the participating adult foster homes are aware of the services
5 provided by the ombudsman and are informed about the availability of the Long Term Care
6 Ombudsman and the Residential Facilities Ombudsman to assist the residents with concerns
7 that may arise during the course of the pilot program.

8 (b) The department shall consult with the Long Term Care Ombudsman regarding any
9 concerns of the ombudsman that arose from a past investigation of a participating adult
10 foster home.

11 (4) The department shall track and compile data on the success of the pilot program and
12 on the frequency of monitoring of the adult foster homes by the local regulatory authorities.
13 The data must include, but is not limited to, monitoring increases or decreases in:

- 14 (a) The number of complaints;
- 15 (b) The number of violations of licensing requirements;
- 16 (c) The number of substantiated complaints of abuse; and
- 17 (d) Resident satisfaction, as measured by resident surveys.

18 **SECTION 2.** No later than September 15, 2022, the Department of Human Services shall
19 report to the interim committees of the Legislative Assembly related to health, in the man-
20 ner provided in ORS 192.245, on the results of the pilot program described in section 1 of this
21 2019 Act and the data tracked and compiled under section 1 (4) of this 2019 Act.

22 **SECTION 3.** Sections 1 and 2 of this 2019 Act are repealed on January 2, 2024.
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