Oregon Department of Human Services

Presentation to the Senate Human Services, Mental Health & Recovery Committee for Legislative Days January 2022

OFFICE OF DEVELOPMENTAL DISABILITIES SERVICES

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Oregon Department of Human Services

Outline

Transparency and Accountability in Intellectual and Developmental Disabilities (I/DD) Services (aka SB 725)

- Background
- Process
- Recommendations
- Questions

Background

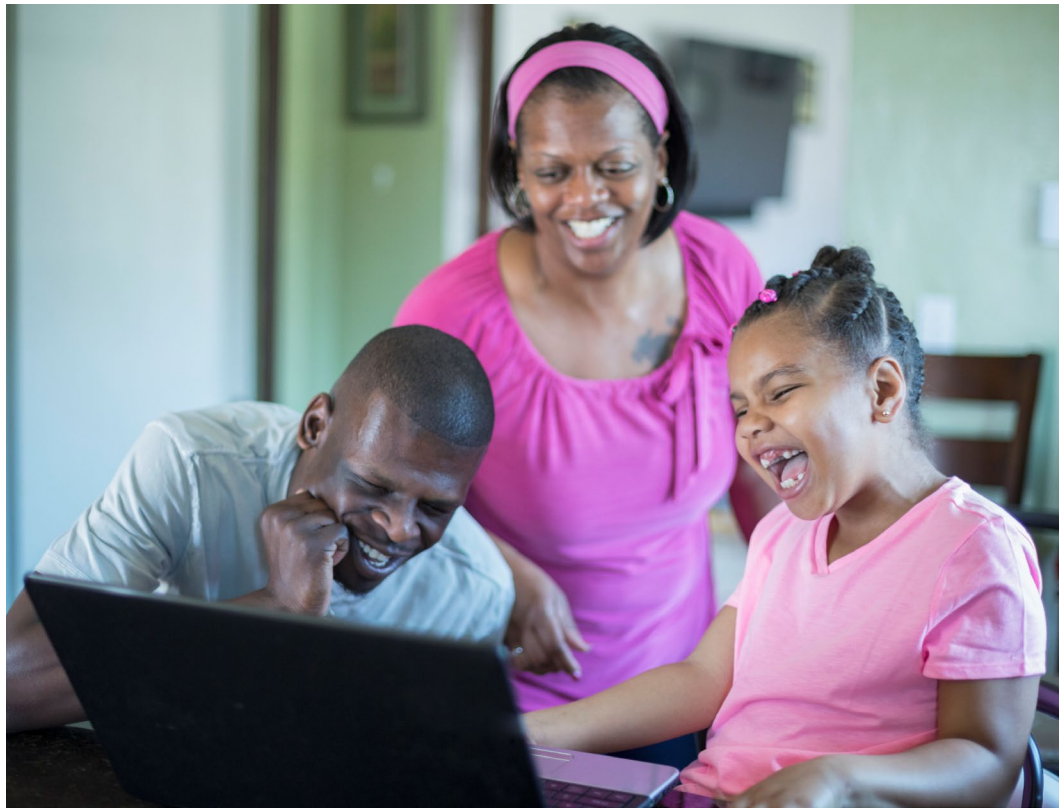
- Last year, ODDS committed to submitting a report to the legislature that proposes statutory changes to improve the state's ability to ensure provider transparency, accountability, safety and quality standards

- ODDS completed the report, "Oregon Department of Human Services Provider Accountability Report," on Dec. 30, 2021

- ODDS identified nine key recommendations

Process to create the report

- Analyzed current statutory authority, Oregon Administrative Rules (OARs) and accountability measures
- Compiled strategies and recommendations to allow ODDS greater ability to assess provider performance and ensure transparency
- Sought and incorporated feedback from partners, providers, Residential Facilities Ombudsman and other stakeholders
- Compiled Provider Accountability Report to propose these nine recommendations to the Legislature



Recommendations and legislative proposals

1. Direct Support Professional (DSP) wage reporting

- Statutory authority to require staffing data reporting, including DSP compensation and other employment-related benefits, to apply to all agency services and settings
- Collect workforce demographic data in Oregon to inform and support equity goals

2. Provider agency executive compensation

- Statutory authority to require all provider types to report executive compensation and benefits
- At a minimum, compensation of the top five executives with information about agency fiscal operations
- Include demographics of executive team to help inform efforts to support the growth and expansion of agencies that serve underserved communities of color and tribal families

Recommendations and legislative proposals

3. Annual provider fiscal reporting

- Statutory authority to require annual fiscal reporting by agencies to ODDS regarding agency overhead, expenditures, compensation and other relevant fiscal measures

4. Require standard rate increases to be passed to through direct care workforce in the form of wages and compensation

- Currently exists with group home rate increases
- Statutory authority to expand this requirement to all provider agency services and settings

Recommendations and legislative proposals

5. Licensing fee schedules

- Statutory authority to set licensing fees with adjustments for inflation and to reflect the importance of serving people with I/DD
- Allow flexibility, if needed, to adjust fees for applications to encourage capacity and growth in underserved areas
- Expand authority to impose fees for all Medicaid agencies

6. Increase and consolidate civil penalties

- Consolidation of civil penalties with residential training homes and residential training facilities to be included under ORS 427.900 and remove them from the other statutory inclusion under 443.455 and 441.731
- Direct the department to establish rules that address fees schedules or impose civil penalties based on severity of violation

Recommendations and legislative proposals

7. Revocation and surrender of license, certification or endorsement

- Statutory authority to establish conditions when a provider may be prohibited from applying for licensing, certificate or endorsement

8. Provider performance in other locations

- Current law, SB 86, clarifies the Department's authority to evaluated the history to a provider, including performance in locations outside of Oregon, but only in licensing of 24-hour residential homes (ORS 443.420).
- Expand this authority to other provider types and settings

9. Organizational history

- Statutory authority to require up to ten years of organization history reporting in provider applications and renewals

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Questions?

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