

House Bill 2495

Sponsored by Representative NOSSE (Presession filed.)

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 **as introduced**.

Directs Department of Human Services to immediately increase payments to certain adult foster home providers by 50 percent and, by January 1, 2024, restructure payment methodology to increase base rates and to reduce need for exceptional payments.

Declares emergency, effective on passage.

A BILL FOR AN ACT

Relating to payments to adult foster home providers; and declaring an emergency.

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

SECTION 1. **(1) As used in this section:**

(a) “Add-on payment” means an amount paid by the Department of Human Services to an adult foster home provider, in addition to a base rate, for an individual residing in the adult foster home who:

(A) Requires full assistance in mobility, eating or toileting;

(B) Demonstrates behavior that poses a risk to the individual or to others, and the adult foster home provider must consistently intervene to supervise or redirect the resident;

(C) Requires daily observation and monitoring of medical treatment with oversight by a licensed health care professional at least quarterly, and the provider has staff members who are trained to provide, and are providing, such services; or

(D) Meets other criteria adopted by the department by rule.

(b) “Adult foster home” means an adult foster home, as defined in ORS 443.705, that is licensed according to rules adopted by the department under ORS 443.734 (1)(a) or (b).

(c) “Base rate” means the room and board standard rate paid by the department to an adult foster home provider for an individual residing in the adult foster home.

(d) “Exceptional payment” means a service payment that is made by the department to an adult foster home provider for a resident who requires additional hours of services that are not paid for by the base rate or add-on payments.

(e) “Service payment” means an amount paid by the department for a resident of an adult foster home that is based on the resident’s level of impairment and need for services.

(2) No later than January 1, 2024, the department shall restructure the rate methodology for payments to adult foster home providers by increasing base rates and adopting an acuity-based payment method that reduces the need for exceptional payments.

(3) Until the department complies with subsection (2) of this section, the department shall increase the base rate and add-on payments for adult foster home providers by 50 percent over the amounts paid on the effective date of this 2023 Act.

SECTION 2. **No later than February 1, 2024, the Department of Human Services shall**

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 report to the interim committees of the Legislative Assembly related to health, in the man-
2 ner provided in ORS 192.245, on the adoption of a new rate structure for adult foster home
3 providers in accordance with section 1 of this 2023 Act.

4 **SECTION 3.** Sections 1 and 2 of this 2023 Act are repealed on January 2, 2025.

5 **SECTION 4.** This 2023 Act being necessary for the immediate preservation of the public
6 peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect
7 on its passage.

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