



Legislative Fiscal Office
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Bill Title: Relating to health care providers; prescribing an effective date.

Government Unit(s) Affected: Department of State Police, Department of Human Services, Oregon Health Authority

Summary of Fiscal Impact: Costs related to the measure are indeterminate at this time - see explanatory analysis.

Measure Description

The measure extends the period during which the Oregon Health Authority (OHA) and the Department of Human Services (DHS) can complete a criminal records check from an 18-month period to three years. DHS and OHA are prohibited from requiring a new criminal records check solely due to a change of employer or care setting, if a valid criminal records check exists. The measure directs OHA and DHS to notify all impacted facilities and organizations within 90 days of the measure's effective date.

The measure directs coordinated care organizations (CCOs) to reimburse behavioral health services retroactively to the date the behavioral health provider submitted a request to OHA for enrollment in the state medical assistance program. OHA is directed to provide resources on their website advising behavioral health providers on the process to update their contact information and when these changes may be required.

Fiscal Analysis

Oregon State Police

The fiscal impact of the measure is indeterminate for the Oregon State Police (OSP). The extended period of applicability for OHA's and DHS' background checks from 18 months to three years may reduce the associated fee revenue collected by OSP by an estimated \$2 million in 2025-27 and \$3.5 million in 2027-29 due to the reduction in background checks, according to OSP.

OSP currently charges a fee of \$33 for a Law Enforcement Data System check and \$12 for the FBI check. OSP fee revenue from background checks funds the Identification Services Section responsible for background check unit and contributes to the costs for maintaining the criminal history data system. Should the overall caseload and revenue decrease as projected, OSP would consider staff reductions for the 2027-29 biennium. The actual revenue impact will depend on the decline in the number of background check requests OSP receives from OHA and DHS.

Oregon Health Authority

The fiscal impact of the measure is minimal for the Oregon Health Authority. The measure creates a financial incentive for behavioral health providers to seek certificate of approval applications and as a result OHA anticipates an additional 20-40 applications per year. Depending on the actual volume of applications, OHA may require additional staff to support application review and compliance.

Department of Human Services

The fiscal impact of the measure is minimal for the Department of Human Services. DHS will require system modifications to implement the three-year recheck cycle, however, these updates can be completed using existing resources.

Relevant Dates

The measure takes effect on the 91st day after sine die.