

House Bill 2947

Sponsored by Representatives KENY-GUYER, SANCHEZ; Representatives MITCHELL, NOSSE, WILLIAMS, Senators FAGAN, GELSER, TAYLOR

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**.

Requires Department of Human Services to present options for living independently to adults with developmental disabilities who need placement. Requires department to train case managers on various housing options and provide list of resources for obtaining housing supports.

A BILL FOR AN ACT

1
2 Relating to independent living options for adults with developmental disabilities; creating new pro-
3 visions; and amending ORS 427.121.

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

5 **SECTION 1.** ORS 427.121 is amended to read:

6 427.121. (1) As used in this section:

7 (a) "Adult" means an adult with developmental disabilities who is eligible to receive compre-
8 hensive services as defined in ORS 427.101.

9 (b) "Residential setting" means a living arrangement described in ORS 427.101 (3).

10 (2) An adult has the right to choose the adult's placement setting. The Department of Human
11 Services or the department's designee shall present to an adult at least three appropriate placement
12 setting options, including at least two different types of residential settings **and options for inde-**
13 **pendent living**, before:

14 (a) Making an initial placement.

15 (b) Transferring the adult from one placement setting to another placement setting.

16 (3) The department or the department's designee may not transfer an adult from a placement
17 setting without first complying with subsection (2) of this section.

18 (4) The department or the department's designee is not required to present the options under
19 subsection (2) of this section if:

20 (a) The department or the department's designee demonstrates that [*three appropriate*] placement
21 settings [*or two different types of residential settings*] **described in subsection (2) of this section**
22 are not **appropriate or** available within the geographic area where the adult wishes to reside;

23 (b) The adult selects a placement setting option and waives the right to be presented with the
24 placement setting options described in subsection (2) of this section; or

25 (c) The adult is at imminent risk to health or safety in the adult's current placement setting.

26 (5) **The department shall provide initial and ongoing training to case managers who ar-**
27 **range placements or transfers described in this section to ensure that case managers are**
28 **informed about all available placement setting options.**

29 (6) **The department shall make available to case managers a current and comprehensive**
30 **list of resources for housing supports to enable adults to move out of residential settings and**

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 **live independently.**

2 **SECTION 2. The amendments to ORS 427.121 by section 1 of this 2019 Act apply to**
3 **placements or transfers occurring on or after the effective date of this 2019 Act.**

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