

Requested by Senator GELSER

**PROPOSED AMENDMENTS TO  
SENATE BILL 725**

1 On page 1 of the printed bill, delete lines 4 through 27 and insert:

2 **“SECTION 1. (1) As used in this section, ‘foreign corporation,’**  
3 **‘foreign nonprofit corporation’ and foreign professional corporation’**  
4 **have the meanings given those terms in ORS 60.001.**

5 **“(2) The Department of Human Services may not issue an initial**  
6 **license, certification, endorsement or other initial authorization to a**  
7 **sole proprietor who resides outside this state, a foreign corporation, a**  
8 **foreign nonprofit corporation, a foreign professional corporation or a**  
9 **limited liability company, or to any entity in which a sole proprietor**  
10 **who resides outside this state, foreign corporation, foreign nonprofit**  
11 **corporation, foreign professional corporation or limited liability com-**  
12 **pany has a financial interest, to:**

13 **“(a) Operate a group home, foster home or other residential setting**  
14 **for individuals with intellectual or developmental disabilities;**

15 **“(b) Administer a supported living program for individuals with in-**  
16 **tellectual or developmental disabilities;**

17 **“(c) Deliver attendant care, relief or respite care, behavior support**  
18 **services or any other home and community-based services to an indi-**  
19 **vidual receiving developmental disabilities services as defined in ORS**  
20 **427.101; or**

21 **“(d) Operate a support service brokerage, as defined in ORS 427.101.**

1       **“SECTION 2. (1) As used in this section:**

2       **“(a) ‘Applicant’ means a person applying for a license, certification**  
3 **or endorsement or applying for the renewal of a license, certification**  
4 **or endorsement to operate a program or provide services or residential**  
5 **care to individuals with intellectual or developmental disabilities.**

6       **“(b) ‘Developmental disability services’ has the meaning given that**  
7 **term in ORS 427.101.**

8       **“(c) ‘Executive leadership team’ includes a chief executive officer,**  
9 **personnel directly reporting to a chief executive officer and other en-**  
10 **terprise level executives.**

11       **“(d) ‘Provider’ means a person that operates a program or provides**  
12 **services or residential care to individuals with intellectual or develop-**  
13 **mental disabilities.**

14       **“(2) The Department of Human Services may not license, certify,**  
15 **endorse or renew the license, certification or endorsement of an ap-**  
16 **plicant if:**

17       **“(a) The applicant’s license, certification or endorsement to provide**  
18 **developmental disability services was revoked by the department**  
19 **within the previous 10 years;**

20       **“(b) The applicant’s enrollment as a Medicaid provider was revoked**  
21 **in the previous 10 years; or**

22       **“(c) Except as provided in subsection (3) of this section, the appli-**  
23 **cant was any of the following for a provider that had its license, cer-**  
24 **tification or endorsement revoked by the department within the**  
25 **previous 10 years:**

26       **“(A) A member of the provider’s operations or executive leadership**  
27 **team;**

28       **“(B) A board member of the provider; or**

29       **“(C) An owner, president, executive director or other senior man-**  
30 **ager of the provider.**

