

A-Engrossed Senate Bill 1521

Ordered by the Senate February 19
Including Senate Amendments dated February 19

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Senate Interim Committee on Human Services)

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. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act requires DHS to contract with at least one organization to provide a new type of service to people who hire personal support workers.

The Act makes changes to the statutes about agency with choice service providers. Requires DHS to contract with at least one agency providing agency with choice services by January 1, 2026.

The Act changes the way that DHS makes a place that houses and takes care of people who are elderly or who have disabilities use a certain tool to make sure that the place has enough staff to meet the needs of the people who live there.

The Act requires that some people must be licensed to help children in DHS custody to stay out of temporary lodging. The Act says that those people do not have to be licensed until 1/1/25. (Flesch Readability Score: 60.4).

[Digest: The Act changes the way that DHS makes a place that houses and takes care of people who are elderly or who have disabilities use a certain tool to make sure that the place has enough staff to meet the needs of the people who live there. The Act changes the meaning of "child in care" that is used when DHS looks into complaints of abuse to include more types of children who have been taken from their homes by DHS. (Flesch Readability Score: 67.3).]

Requires the Department of Human Services to contract with at least one organization by July 1, 2024, to provide enhanced supports to employers of personal support workers and describes the supports that must be provided by the organization.

Specifies the minimum requirements for agencies to be endorsed by the department to provide agency with choice services and requires the department to contract with at least one organization to provide agency with choice services by January 1, 2026.

Prohibits specified acts by agencies that employ staff to provide direct support professionals.

Requires the Oregon Health Authority to hire one additional position for the authority's Medicaid fraud unit.

Modifies the enforcement by the Department of Human Services of the requirements for residential care facilities to use acuity-based staffing tools to ensure sufficient staffing levels to meet residents' scheduled and unscheduled needs at all times.

[Modifies the definition of "child in care" for purposes of child abuse statutes to include a child who is in the protective custody of the department and is receiving certain care or services from the department, its agents, contractors or employees or any other person acting in loco parentis.]

Requires that certain providers of placement safety or crisis supports for children in the custody of the department be licensed as child-caring agencies. Specifies that certain providers of care or services to children are not child-caring agencies. Delays licensing requirement for certain providers of placement safety or crisis supports to children until January 1, 2025. Permits the department until December 31, 2024, to continue contracting with certain providers of placement safety and supports even though they are unlicensed.

Extends deadline from January 1, 2026, to January 2, 2027, for residential training homes and adult foster homes licensed before July 1, 2026, to install automatic sprinkler systems.

Declares an emergency, effective on passage.

A BILL FOR AN ACT

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Relating to care for vulnerable individuals; creating new provisions; amending ORS 418.205, 418.210, 427.181, 443.889 and sections 3 and 9, chapter 91, Oregon Laws 2022, and section 2, chapter 568, Oregon Laws 2023; and declaring an emergency.

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

2
3 **ENHANCED SUPPORTS TO EMPLOYERS OF**
4 **PERSONAL SUPPORT WORKERS**

5
6 **SECTION 1. (1) As used in this section:**

7 (a) “Enhanced supports to employers of personal support workers” means support given
8 to an individual in self-directing the individual’s services or in managing personal support
9 workers who are providing in-home services and supports to the individual, using a person-
10 centered approach to ensure that the individual is at the center of the decision-making pro-
11 cess regarding what services are needed, including by providing:

12 (A) Training, coaching and other forms of support to the individual on:

13 (i) Self-direction; and

14 (ii) The roles and responsibilities of the individual and the personal support worker;

15 (B) Training, coaching and other forms of support to the individual in the overall man-
16 agement of personal support workers providing personal support services to the individual,
17 including in the recruitment, hiring, scheduling and training of personal support workers,
18 performance assessments of personal support workers and dismissal of personal support
19 workers; and

20 (C) Other administrative and employment-related supports.

21 (b) “Individual” means a child or adult with an intellectual or developmental disability,
22 or the representative of the child or adult, who receives in-home services and supports
23 through the Department of Human Services.

24 (2) The department shall contract with one or more organizations to provide enhanced
25 supports to employers of personal support workers.

26 (3) An organization contracting with the department under subsection (2) of this section
27 shall be expected, at a minimum, to:

28 (a) Maximize an individual’s self-direction and autonomy by supporting the individual to
29 direct the individual’s personal support workers and manage the day-to-day services of the
30 individual’s personal support workers;

31 (b) Have a commitment to work with a broad coalition of stakeholders in an effort to
32 understand the changing needs of the workforce and of individuals’ needs, rights and pref-
33 erences; and

34 (c) Have the ability to meet the state’s interest in preventing or mitigating disruptions
35 to individuals’ in-home services and supports.

36 (4) The department may not contract with an organization under subsection (2) of this
37 section to provide enhanced supports to employers of personal support workers if the owner
38 or an executive officer of the organization has been convicted of Medicaid fraud in any state
39 within the 25-year period prior to entering into the contract.

40 **SECTION 2. The Department of Human Services shall contract with at least one organ-**
41 **ization to provide enhanced supports to employers of personal support workers, as defined**
42 **in section 1 of this 2024 Act, no later than July 1, 2024.**

43
44 **AGENCY WITH CHOICE SERVICES**

1 **SECTION 3.** ORS 427.181 is amended to read:

2 427.181. (1) As used in this section **and section 5 of this 2024 Act:**

3 (a) “Agency with choice services” means support given to an individual in self-directing the
4 individual’s services or in managing staff who are providing in-home services and supports to the
5 individual, using a person-centered approach to ensure that the individual is at the center of the
6 decision-making process regarding what services are needed, including by providing:

7 (A) Training, coaching and other forms of support to the individual on:

8 (i) Self-direction; and

9 (ii) The roles and responsibilities of the individual and the agency with choice services provider;

10 (B) Training, coaching and other forms of support to the individual in the overall management
11 of staff providing direct support services to the individual, including in the recruitment, hiring,
12 scheduling and training of staff, performance assessments of staff and dismissal of staff; and

13 (C) Other administrative and employment-related supports.

14 (b) “Individual” means a child or adult with an intellectual or developmental disability[, *or the*
15 *representative of the child or adult,*] who receives in-home services and supports through the De-
16 partment of Human Services.

17 (2) The department shall contract with one or more **endorsed** organizations to deliver agency
18 with choice services as a community-based services option under ORS 427.007 (1)(d).

19 [(3) *An organization contracting with the department under subsection (2) of this section shall be*
20 *expected, at a minimum, to:*]

21 [(a) *Maximize an individual’s self-direction and autonomy by supporting the individual to direct*
22 *the individual’s staff hired to provide direct support services to the individual and manage the day-to-*
23 *day services of the individual’s staff hired to provide direct support services to the individual;*]

24 [(b) *Have a commitment to work with a broad coalition of stakeholders in an effort to understand*
25 *the changing needs of the workforce and of individuals’ needs, rights and preferences; and]*

26 [(c) *Have the ability to meet the state’s interest in preventing or mitigating disruptions to*
27 *individuals’ in-home services and supports.*]

28 [(4) *The department may not contract with an organization under subsection (2) of this section to*
29 *provide agency with choice services if the owner of or an executive officer of the organization has been*
30 *convicted of Medicaid fraud in any state within the 25-year period prior to entering into the contract.*]

31 **(3) The department shall adopt by rule minimum qualifications for agencies to be en-**
32 **endorsed by the department to deliver agency with choice services.**

33 **(4) Minimum qualifications for agencies endorsed to deliver agency with choice services**
34 **include, but are not limited to:**

35 **(a) The ability to provide support for individuals in directing the individual’s direct sup-**
36 **port worker and the day-to-day services of the direct support worker;**

37 **(b) A commitment to work with a broad coalition of stakeholders in an effort to under-**
38 **stand the changing needs of the workforce and of individuals’ needs, rights and preferences;**
39 **and**

40 **(c) The ability to meet the state’s interest in preventing or mitigating disruptions to**
41 **individuals’ in-home services and supports.**

42 **(5) The department may not endorse an agency to provide agency with choice services**
43 **if the owner of the agency or an executive officer of the agency has been convicted of**
44 **Medicaid fraud in any state within the 25-year period prior to the certification.**

45 **(6) For the purpose of monitoring and evaluating workforce capacity and trends, an**

1 agency endorsed to provide agency with choice services must annually provide to the de-
2 partment in the manner and at intervals specified by the department by rule:

- 3 (a) A list of direct support workers for which the agency billed the department for ser-
4 vices provided through the agency with choice model;
- 5 (b) The zip codes where the direct support workers provided services; and
- 6 (c) Verification of the completion of training required for each direct support worker.

7 **SECTION 4.** Section 2, chapter 568, Oregon Laws 2023, is amended to read:

8 **Sec. 2.** The Department of Human Services shall contract with *[an]* at least one organization
9 to deliver agency with choice services under *[section 1, chapter 91, Oregon Laws 2022,]* **ORS 427.181**
10 no later than *[July 1, 2024]* **January 1, 2026.**

11
12 **AGENCIES THAT EMPLOY DIRECT SUPPORT WORKERS**

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14 **SECTION 5.** (1) As used in this section:

15 (a) “Assessed hours” means the number of hours of direct support services that the
16 Department of Human Services determines is needed by an individual in a month.

17 (b) “Client” means an individual who enrolls with an agency that provides direct support
18 services to the individual.

19 (2) An agency that employs staff to provide direct support services may not:

20 (a) Offer bonus prizes or other forms of consideration to a potential client in exchange
21 for the client enrolling with the agency;

22 (b) Offer bonus payments, prizes, wage enhancements or other forms of consideration to
23 direct support staff in exchange for the direct support staff agreeing to work for the agency;

24 (c) Require a client to commit the majority of the client’s assessed hours to the agency
25 as a condition of enrollment;

26 (d) Limit services only to individuals who agree to bring the individual’s direct support
27 staff to the agency;

28 (e) Require direct support staff, as a condition of employment with the agency, to bring
29 to the agency the individuals to whom the direct support staff provide services;

30 (f) Enroll only clients who receive direct support services exclusively from family mem-
31 bers or close associates of the client; or

32 (g) Facilitate financial exploitation by engaging in targeted communications that en-
33 courage a health care provider to steer a client to the agency.

34 (3) It is solely the choice of an individual to select an agency to provide direct support
35 services.

36
37 **MEDICAID FRAUD AND ABUSE UNIT**

38
39 **SECTION 6.** The Oregon Health Authority shall hire for one position in the authority’s
40 unit that is responsible for investigating Medicaid fraud or abuse and taking enforcement
41 actions, in addition to the positions in the unit on the effective date of this 2024 Act.

42
43 **USE OF ACUITY-BASED STAFFING TOOL BY FACILITIES**

44
45 **SECTION 7.** ORS 443.889 is amended to read:

1 443.889. (1) The Department of Human Services shall adopt rules:

2 (a) Establishing minimum requirements for an acuity-based staffing tool adopted by a facility and
3 the frequency with which a facility must reassess the facility's staffing patterns with the acuity-
4 based staffing tool.

5 (b) Establishing requirements for the design of an acuity-based staffing tool adopted by a facility
6 to ensure that the tool recommends staffing levels, intensity and qualifications necessary to meet the
7 scheduled and unscheduled needs of all residents 24 hours a day, seven days a week.

8 (c) For carrying out subsection [(4)] (5) of this section.

9 **(2) Before finalizing any changes to rules adopted under subsection (1)(a) or (b) of this**
10 **section, to promote quality care or sufficient staffing levels the department shall assess the**
11 **administrative and operational impact on facilities and on the safety of the residents and**
12 **staff of facilities.**

13 [(2)] (3) The department shall assess the staffing levels of a facility, at a minimum, each time the
14 department conducts a survey, license approval or renewal or an investigation into a complaint re-
15 garding:

16 (a) Abuse of a resident;

17 (b) Injury to a resident;

18 (c) Resident safety; or

19 (d) Staffing levels.

20 [(3)] (4) The assessment under subsection [(2)] (3) of this section must include a determination
21 of whether the facility is:

22 (a) Using an acuity-based staffing tool that meets the requirements of rules adopted under sub-
23 section (1) of this section;

24 (b) Recalculating the facility's staffing patterns using the acuity-based staffing tool with the
25 frequency required by rules adopted under subsection (1) of this section;

26 (c) Consistently staffing to the levels, intensity and qualifications indicated by the acuity-based
27 staffing tool; and

28 (d) Consistently meeting the scheduled and unscheduled needs of all residents 24 hours a day,
29 seven days a week.

30 [(4)] (5) If the department finds, during an assessment under subsection [(2)] (3) of this section,
31 that a facility is:

32 (a) Not using an acuity-based staffing tool, the department shall require the facility to adopt the
33 acuity-based staffing tool developed by the department **until the facility has in place the facility's**
34 **own acuity-based staffing tool.**

35 (b) **Using an acuity-based staffing tool but is** not meeting the scheduled and unscheduled
36 needs of all residents 24 hours a day, seven days a week, the department shall:

37 (A) Place a condition on the facility's license as provided in ORS 441.736 (1)(b)(A), (B), (C) or (F)
38 *[until the facility implements an acuity-based staffing tool and meets the minimum staffing levels iden-*
39 *tified by the department as necessary to meet the scheduled and unscheduled needs of all residents 24*
40 *hours a day, seven days a week; and];*

41 **(B) Establish staffing levels in a corrective action plan;**

42 [(B)] (C) Impose fines, penalties or conditions required by law or that the department deems
43 necessary to compel compliance; **and**

44 **(D) Continuously monitor the facility for compliance with the staffing levels indicated by**
45 **the acuity-based staffing tool for six months or until the department removes the condition**

1 **placed under subparagraph (A) of this paragraph.**

2 (c) Using an acuity-based staffing tool but *[is not consistently staffing to the levels, intensity and*
3 *qualifications indicated by the tool or is not recalculating the facility's staffing patterns with the tool*
4 *at the frequency required by rule]* **the tool does not meet the requirements of the rules adopted**
5 **under subsection (1)(a) and (b) of this section or the facility is not using the tool to review**
6 **its staffing levels at the frequency required by the rules, the department shall:**

7 (A) Assess whether the facility is meeting the scheduled and unscheduled needs of all residents
8 24 hours a day, seven days a week; **and**

9 (B) *[Place a condition on the facility's license as provided in ORS 441.736 (1)(b)(A), (B), (C) or (F)*
10 *until the facility implements an acuity-based staffing tool and demonstrates the facility's ability to meet*
11 *the scheduled and unscheduled needs of all residents 24 hours a day, seven days a week; and]* **Impose**
12 **finances, penalties or conditions on the facility's license that are required by law or that the**
13 **department deems necessary to compel compliance.**

14 *[(C) Continuously monitor the facility, for at least six months, for compliance with the staffing*
15 *levels, intensity and qualifications indicated by the acuity-based staffing tool.]*

16 *[(d) Not meeting the scheduled and unscheduled needs of all residents 24 hours a day, seven days*
17 *a week, the department shall establish staffing standards in a corrective action plan and place a con-*
18 *dition on the facility's license as provided in ORS 441.736 (1)(b)(A), (B), (C) or (F) until the facility*
19 *complies with the corrective action plan.]*

20
21 **PLACEMENT SAFETY OR CRISIS SUPPORTS**

22
23 **SECTION 8. Section 9 of this 2024 Act is added to and made a part of ORS 418.205 to**
24 **418.327.**

25 **SECTION 9. (1) For purposes of this section:**

26 (a) "Certified foster parent" means a person whose home is a foster home subject to ORS
27 418.625 to 418.645.

28 (b)(A) "Placement safety or crisis supports" means services for the care or supervision
29 of a child who is in the protective, temporary or legal custody of the Department of Human
30 Services under ORS chapter 419B or 419C, regardless of the presence of a department em-
31 ployee or certified foster parent, if the services are provided directly to the child for the
32 purpose of:

33 (i) Ensuring the safety of the child and others when the child's needs or behaviors exceed
34 the resources available in the child's current placement;

35 (ii) Providing acute temporary lodging prevention supervision to the child if the child is
36 in substitute care, as defined in ORS 419A.004, has needs or behaviors that exceed the re-
37 sources available in the child's current placement and has been determined by the depart-
38 ment, consistent with rules adopted by the department, to be at risk of experiencing
39 temporary lodging; or

40 (iii) Providing daytime or nighttime care or supervision to the child after the department
41 has approved, consistent with rules adopted by the department, the child for temporary
42 lodging.

43 (B) "Placement safety or crisis supports" does not include:

44 (i) Independent living program services;

45 (ii) Mentoring;

1 (iii) Services provided by a respite provider certified by the department;

2 (iv) Services provided in a respite home certified by the department;

3 (v) Support or coaching services delivered to a child's parents; or

4 (vi) Services provided by a qualified mental health professional, a qualified mental health
5 associate or a licensed health care professional acting within the scope of the professional's
6 license.

7 (c) "Temporary lodging" means time spent in a hotel, motel, inn, short term rental or
8 other setting approved by the department, consistent with rules adopted by the department,
9 due to a lack of appropriate placement in a foster home subject to ORS 418.625 to 418.645,
10 licensed child-caring agency or developmental disabilities residential facility.

11 (2) Notwithstanding ORS 418.015 and 418.495, the Department of Human Services may
12 enter into a contract for placement safety or crisis supports only if the supports will be
13 provided by a child-caring agency licensed as required under ORS 418.215.

14 **SECTION 10.** ORS 418.205 is amended to read:

15 418.205. As used in ORS 418.205 to 418.327, 418.330, 418.470, 418.475, 418.950 to 418.970 and
16 418.992 to 418.998, unless the context requires otherwise:

17 (1) "Child" means an unmarried person under 21 years of age who resides in or receives care
18 or services from a child-caring agency.

19 (2)(a) "Child-caring agency" means:

20 (A) Any private school, private agency, private organization or county program providing:

21 (i) Day treatment for children with emotional disturbances;

22 (ii) Adoption placement services;

23 (iii) Residential care, including but not limited to foster care or residential treatment for chil-
24 dren;

25 (iv) Residential care in combination with academic education and therapeutic care, including but
26 not limited to treatment for emotional, behavioral or mental health disturbances;

27 (v) Outdoor youth programs; [or]

28 (vi) Placement safety or crisis supports, as defined in section 9 (1) of this 2024 Act, under
29 a contract with the Department of Human Services; or

30 [(vi)] (vii) Other similar care or services for children.

31 (B) Any private organization or person that provides secure transportation services as defined
32 in ORS 418.241 during any segment of a child's trip to or from a child-caring agency, certified foster
33 home as defined in ORS 418.241 or developmental disabilities residential facility as defined in ORS
34 418.241, if the route of the child's trip begins or ends in this state.

35 (b) "Child-caring agency" includes the following:

36 (A) A shelter-care home that is not a foster home subject to ORS 418.625 to 418.645;

37 (B) An independent residence facility as described in ORS 418.475 that meets the standards es-
38 tablished by the Department of Human Services by rule to be considered a child-caring agency;

39 (C) A private residential boarding school;

40 (D) A child-caring facility as defined in ORS 418.950; and

41 (E) A secure nonemergency medical transportation provider, as defined in ORS 418.241.

42 (c) "Child-caring agency" does not include:

43 (A) Residential facilities or foster care homes certified or licensed by the Department of Human
44 Services under ORS 443.400 to 443.455, 443.830 and 443.835 for children receiving developmental
45 disability services;

1 (B) Any private agency or organization facilitating the provision of respite services for parents
2 pursuant to a properly executed power of attorney under ORS 109.056. For purposes of this subpar-
3 agraph, “respite services” means the voluntary assumption of short-term care and control of a minor
4 child without compensation or reimbursement of expenses for the purpose of providing a parent in
5 crisis with relief from the demands of ongoing care of the parent’s child;

6 (C) A youth job development organization as defined in ORS 344.415;

7 (D) A shelter-care home that is a foster home subject to ORS 418.625 to 418.645;

8 (E) A foster home subject to ORS 418.625 to 418.645;

9 (F) A facility that exclusively serves individuals 18 years of age and older; [or]

10 (G) A facility that primarily serves both adults and children but requires that any child must
11 be accompanied at all times by at least one custodial parent or guardian;

12 **(H) A private agency, private organization or individual that provides home and**
13 **community-based services as described in ORS 427.007 to children with intellectual or devel-**
14 **opmental disabilities as authorized by an individualized service plan developed in accordance**
15 **with ORS 427.154;**

16 **(I) A nurse licensed under ORS 678.010 to 678.410, or an individual under delegation from**
17 **a nurse licensed under ORS 678.010 to 678.410, providing services to a medically complex**
18 **child; or**

19 **(J) A licensed health care provider solely providing care related to the physical health**
20 **of a medically complex child, if the provider is practicing within the scope of the provider’s**
21 **license.**

22 (3) “Child-caring facility” has the meaning given that term in ORS 418.950.

23 (4)(a) “County program” means any county operated program that provides care or services to
24 children:

25 (A) In the custody of the Department of Human Services or the Oregon Youth Authority; or

26 (B) Under a contract with the Oregon Health Authority.

27 (b) “County program” does not include any local juvenile detention facility that receives state
28 services provided and coordinated by the Department of Corrections under ORS 169.070.

29 (5) “Governmental agency” means an executive, legislative or judicial agency, department,
30 board, commission, authority, institution or instrumentality of this state or of a county, municipality
31 or other political subdivision of this state.

32 (6) “Independent residence facility” means a facility as described in ORS 418.475.

33 (7)(a) “Outdoor youth program” means a program that provides, in an outdoor living setting,
34 services to children who have behavioral problems, mental health problems or problems with abuse
35 of alcohol or drugs.

36 (b) “Outdoor youth program” does not include any program, facility or activity:

37 (A) Operated by a governmental entity;

38 (B) Operated or affiliated with the Oregon Youth Corps;

39 (C) Licensed by the Department of Human Services under other authority of the department; or

40 (D) Operated by a youth job development organization as defined in ORS 344.415.

41 (8) “Private” means not owned, operated or administered by any governmental agency or unit.

42 (9) “Private residential boarding school” means either of the following as the context requires:

43 (a) A child-caring agency that is a private school that provides residential care in combination
44 with academic education and therapeutic care, including but not limited to treatment for emotional,
45 behavioral or mental health disturbances; or

1 (b) A private school providing residential care that is primarily engaged in educational work
2 under ORS 418.327.

3 (10) “Proctor foster home” means a foster home certified by a child-caring agency under ORS
4 418.248 that is not subject to ORS 418.625 to 418.645.

5 (11) “Provider of care or services for children” means a person, entity or organization that
6 provides care or services to children, regardless of whether the child is in the custody of the De-
7 partment of Human Services, and that does not otherwise meet the definition of, or requirements for,
8 a child-caring agency. “Provider of care or services for children” includes a proctor foster home
9 certified by a child-caring agency under ORS 418.248.

10 (12) “Qualified residential treatment program” means a program described in ORS 418.323.

11 (13) “Shelter-care home” has the meaning given that term in ORS 418.470.

12 **SECTION 11.** ORS 418.210 is amended to read:

13 418.210. **Except as otherwise specifically provided by statute, ORS 418.205 to 418.327 [shall]**
14 **does** not apply to:

15 (1) Homes established and maintained by fraternal organizations wherein only members, their
16 spouses and surviving spouses in marriages and children are admitted as residents;

17 (2) Any foster home that is subject to ORS 418.625 to 418.645;

18 (3) Any child care facility that is subject to ORS 329A.030 and 329A.250 to 329A.450;

19 (4) Any individual, or home of an individual, providing respite services, as defined in ORS
20 418.205, for parents pursuant to a properly executed power of attorney under ORS 109.056;

21 (5) Any private agency or organization facilitating the provision of respite services, as defined
22 in ORS 418.205, for parents pursuant to a properly executed power of attorney under ORS 109.056;
23 or

24 (6) A shelter-care home that is subject to ORS 418.625 to 418.645.

25 (7) Any governmental entity, other than a county program, that is a provider of care or services
26 for children, including but not limited to the Oregon Youth Authority.

27 **SECTION 12.** (1) **Notwithstanding ORS 418.215, a private school, private agency, private**
28 **organization or county program that is a child-caring agency solely because it provides**
29 **placement safety or crisis supports as described in ORS 418.205 (2)(a)(A)(vi), and that is not**
30 **already a licensed child-caring agency, may continue to provide such placement safety or**
31 **crisis supports without a license through December 31, 2024.**

32 (2) **Notwithstanding section 9 of this 2024 Act, the Department of Human Services may**
33 **continue to contract with an unlicensed child-caring agency described in subsection (1) of**
34 **this section to provide placement safety or crisis supports, as defined in section 9 (1) of this**
35 **2024 Act, through December 31, 2024.**

36 (3) **An unlicensed child-caring agency that is providing supports as authorized in this**
37 **section is subject to all other laws applicable to child-caring agencies in this state.**

38 AUTOMATIC SPRINKLER SYSTEMS

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40
41 **SECTION 13.** Section 3, chapter 91, Oregon Laws 2022, is amended to read:

42 **Sec. 3.** Notwithstanding any provision of the state building code, as defined in ORS 455.010, a
43 single-family detached dwelling that is used to operate a residential training home, as defined in
44 ORS 443.400, or an adult foster home, as defined in ORS 443.705, is not required to have installed
45 an automatic sprinkler system if:

1 (1) The dwelling has been operated as a residential training home or an adult foster home pur-
2 suant to a license issued prior to July 1, [2024] **2026**;

3 (2) The operator is licensed to serve five or fewer individuals in the dwelling; and

4 (3) The operator and the dwelling meet all other fire, life and safety requirements established
5 by the Department of Human Services or the Oregon Health Authority by rule.

6 **SECTION 14.** Section 9, chapter 91, Oregon Laws 2022, is amended to read:

7 **Sec. 9.** [(1)] Section 3, **chapter 91, Oregon Laws 2022**, [of this 2022 Act] is repealed on January
8 2, [2026] **2027**.

9 [(2) Sections 4, 5 and 6 of this 2022 Act are repealed on January 2, 2023.]

10
11 **CAPTIONS**

12
13 **SECTION 15.** The unit captions used in this 2024 Act are provided only for the conven-
14 ience of the reader and do not become part of the statutory law of this state or express any
15 legislative intent in the enactment of this 2024 Act.

16
17 **EMERGENCY CLAUSE**

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19 **SECTION 16.** This 2024 Act being necessary for the immediate preservation of the public
20 peace, health and safety, an emergency is declared to exist, and this 2024 Act takes effect
21 on its passage.

22 _____