

SB 34 -1, -3, -4 STAFF MEASURE SUMMARY

Senate Committee On Human Services

Prepared By: Matthew Perreault, LPRO Analyst

Meeting Dates: 3/11, 4/3, 4/8

WHAT THE MEASURE DOES:

The measure directs the Department to Human Services to study long term care and report to interim legislative committees by September 15, 2026. The measure sunsets on January 2, 2027.

REVENUE: May have revenue impact, but no statement yet issued

FISCAL: May have fiscal impact, but no statement yet issued

ISSUES DISCUSSED:

- Facilities affected by provisions of the measure
- Timeline of reporting dates specified in the measure
- Potential fiscal impact of the measure
- Information that nursing home providers currently report to the federal government
- Comparison with requirements for providers of developmental disabilities services
- Ownership and corporate structure of nursing home providers
- Collaborative work currently underway in the Department of Human Services
- Recent trend of changes in ownership of nursing home facilities
- User-friendliness of existing websites that provide information

EFFECT OF AMENDMENT:

-1 The amendment replaces the measure. The amendment requires the Oregon Department of Human Services (ODHS) to conduct various studies related to regulation of long term care facilities and report to interim legislative committees.

Detailed Summary:

Study on Required Disclosure of Long Term Care Facility Ownership (Section 1)

- Requires ODHS to study state and federal laws that require a long term care facility to disclose information about owners and operators of the facility.
- Requires ODHS to update its website to publish specified information about the ownership and operation of long term care facilities.
- Requires ODHS to report on progress with updating the website and recommendations about additional authority or resources that are needed to interim legislative committees by December 31, 2025.

Study on Requiring Additional Information about Long Term Care Facility Ownership (Section 2)

- Requires ODHS to study whether additional information about the owners and operators of a long term care facility, beyond what is currently required under state and federal law, would benefit consumers.
- Specifies the scope of the study with regard to examining the usefulness of collecting specified information, consulting with stakeholders, and considering potential impacts.
- Requires ODHS to report findings to interim legislative committees by August 15, 2026.

Study on Public-Facing Online Portal (Section 3)

- Requires ODHS to study the feasibility of deploying an online portal that would collect information on licensure and other reports from long term care facilities and share that information with the public.

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- Requires ODHS to report on findings and recommendations to interim legislative committees by December 31, 2025.

Study on the Regulatory Process for Public Notice of a Facility Ownership Change (Section 4)

- Requires ODHS to study needed regulatory changes to the process for notifying the public about changes in ownership of a long term care facility.
- Requires ODHS to develop recommendations about specified requirements for providing notice about a change in ownership and to consider potential impacts of any changes.
- Requires ODHS to report findings to interim legislative committees by August 15, 2026.

Sunset and Effective Dates (Sections 5 & 6)

- Sunsets on January 2, 2027.
- Declares emergency, effective on passage.

REVENUE: May have revenue impact, but no statement yet issued

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-3 The amendment replaces the measure. The amendment requires the Oregon Department of Human Services (ODHS) to conduct various studies related to regulation of long term care facilities and report to interim legislative committees. The amendment requires ODHS to approve changes in a long term care facility's ownership and management. The amendment authorizes ODHS to require long term care facilities to report information about their ownership and management.

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- Requires ODHS to study the feasibility of deploying an online portal that would collect information on licensure and other reports from long term care facilities and share that information with the public.
- Requires ODHS to report on findings and recommendations to interim legislative committees by December 31, 2025.
- Sunsets on January 2, 2027.

Approval Needed for Long Term Care Facility Ownership Change (Section 3)

- Requires a long term care facility to apply for and receive approval from ODHS before changing ownership or operators.
- Requires a long term care facility to notify each resident or their legal representative at least 30 days before changing ownership or operators.

Long Term Care Facility Information Reporting Program (Section 4)

- Authorizes ODHS to establish a program to require long term care facilities to collect and report information about individuals connected to a long term care facility's governing body, management, administration, and finances, as well as the organizational structure of entities connected to the long term care facility.

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- Requires ODHS to solicit feedback from stakeholders, develop an implementation plan, report to interim legislative committees, and include funding in the agency request budget before establishing the program.

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- Sunsets directives for studies on January 2, 2026.
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Sunset and Effective Dates (Sections 4 & 5)

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BACKGROUND:

A long term care facility is defined in Oregon law as a permanent facility with inpatient beds that provides medical services ([ORS 442.015](#)). Long term care facilities include skilled nursing facilities and intermediate care facilities for individuals with intellectual or developmental disabilities. Oregon law distinguishes these from residential care facilities, which assist residents with activities of daily living but generally do not provide on-site medical care ([ORS 443.400](#)).

Long term care facilities are licensed and regulated by the Oregon Department of Human Services' [Aging and People with Disabilities \(APD\)](#) division. APD operates a [website](#) for consumers to search for licensing information on regulated facilities. Consumers may also search for long-term care providers through the [Aging and Disability Resource Connection website](#). Consumers may also contact the Office of the [Long Term Care Ombudsman](#), a federally mandated and independent state agency that responds to complaints from, and advocates for the interests of, residents of long term care facilities.