

HB 3942 -2 STAFF MEASURE SUMMARY

House Committee On Behavioral Health and Health Care

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Meeting Dates: 4/1, 4/8

WHAT THE MEASURE DOES:

The measure requires the Oregon Health Authority (OHA) and Oregon Department of Human Services (ODHS) to provide an expedited relicensure process for health care facilities in specified circumstances. Takes effect on the 91st day following adjournment sine die.

Detailed Summary:

- Requires OHA and DHS to provide an expedited relicensure process for health care facilities that:
 - Were previously licensed in last 24 months;
 - Closed voluntarily due to financial hardship;
 - Will operate in the same location with no major changes; and
 - New operator is in good standing.
- Requires expedited relicensure process to issue licensure within 45 days if conditions are met, permit facility to resume operations under a provisional license while relicensure application is in process, and grant waivers for constructions, inspection, and certification as appropriate.
- Takes effect 91st day following adjournment sine die.

ISSUES DISCUSSED:

- Impacts of closure of dialysis center in Tillamook.

EFFECT OF AMENDMENT:

-2 Replaces the measure.

- Clarifies that expedited licensing process applies to license applicant (person or government unit) and not facility.
- Clarifies qualifications for expedited licensure process to include operating a health care facility of the same type in the state that is in good standing.
- Permits applicant to obtain provisional license while expedited application is being reviewed if applicant attests that all health and safety rules are met and OHA or ODHS conducts an in-person site inspection.
- Specifies that expedited license cannot be issued if facility requires a certificate of need that has not been obtained.

FISCAL: *Has minimal fiscal impact*

REVENUE: *No revenue impact*

BACKGROUND:

The Oregon Health Authority's Health Facility Licensing & Certification Program (HFLC) is responsible for licensing and regulating certain types of non-long term care health care facilities. Facilities regulated by the HFLC include hospitals, ambulatory surgery centers, federally qualified health centers, and rural health clinics. The Oregon Department of Human Services is responsible for licensing and regulating long term care facilities, including adult foster home, residential care facilities, assisted living facilities, and nursing homes.

House Bill 3942 requires the Oregon Health Authority and Oregon Department of Human Services to provide an expedited relicensure process for health care facilities in specified circumstances.