



Legislative Fiscal Office  
83<sup>rd</sup> Oregon Legislative Assembly  
2025 Regular Session

Prepared by: MaryMichelle Sosne  
Reviewed by: Steve Robbins, Matt Stayner, John Borden, Gregory Jolivet  
Date: April 4, 2025

**Bill Title:** Relating to certificates of need for hospice programs; declaring an emergency.

**Government Unit(s) Affected:** Oregon Health Authority, Judicial Department, Department of Justice, Department of Human Services

**Summary of Fiscal Impact**

2025-27 Biennium	General Fund	Lottery Funds	Other Funds	Federal Funds	Total Funds	Positions	FTE
Oregon Health Authority	\$ 434,654	\$ -	\$ -	\$ -	\$ 434,654	2	1.25
<b>Total Fiscal Impact</b>	<b>\$ 434,654</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 434,654</b>	<b>2</b>	<b>1.25</b>

2027-29 Biennium	General Fund	Lottery Funds	Other Funds	Federal Funds	Total Funds	Positions	FTE
Oregon Health Authority	\$ 502,265	\$ -	\$ -	\$ -	\$ 502,265	2	1.50
<b>Total Fiscal Impact</b>	<b>\$ 502,265</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 502,265</b>	<b>2</b>	<b>1.50</b>

**Measure Description**

The measure requires hospice programs to obtain a certificate of need when establishing, expanding, or relocating into a service area. The Oregon Health Authority (OHA) will establish the application process and associated rules. OHA may impose a civil penalty of up to \$50,000 for operating a hospice program without a valid certificate of need. The measure declares an emergency and takes effect on passage, the measure becomes operative January 1, 2027.

**Fiscal Analysis**

Providing certificates of need to hospice programs is a new body of work for OHA. While OHA believes staff could be funded based on revenue from fees in the future, the authority will need funding for start-up costs to develop the programming including establishing the fees that will fund the program in the future. The fiscal impact of the measure is \$334,654 and two positions (1.25 FTE) in 2025-27. New positions include one Fiscal Analyst 2 position to assist with establishing the application fee and tracking initial revenue and expenses and one Operations and Policy Analyst 3 position to develop rules, policies, and procedures for the new program. Once the program is implemented, the Operations and Policy Analyst 3 position will transition to reviewing and approving applications and regulation of the program. Additional costs include \$100,000 General Fund for increased Department of Justice costs for contested case hearings and consultation during program development.

The fiscal has a minimal impact on the Oregon Judicial Department and the Department of Justice (DOJ). However, if workload increases significantly for the DOJ, the department may return to the legislature for additional resources.

**Relevant Dates**

The measure declares an emergency and takes effect on passage, provisions become operative January 1, 2027.