

HOUSE AMENDMENTS TO HOUSE BILL 2956

By COMMITTEE ON EARLY CHILDHOOD AND HUMAN SERVICES

April 15

1 Delete lines 4 through 8 of the printed bill and insert:

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

3 **“(a) ‘Adult foster home’ means an adult foster home that is licensed under ORS 443.705**
4 **to 443.825 to provide residential care to older adults or people with physical disabilities.**

5 **“(b) ‘Substantial compliance’ means a level of compliance with state law and with rules**
6 **of the Department of Human Services such that any identified deficiencies pose a risk of no**
7 **more than negligible harm to the health or safety of residents.**

8 **“(2) The department shall administer a pilot program to allow up to 30 adult foster homes**
9 **to provide care to up to seven adults in each adult foster home. Except for ORS 443.705 (1),**
10 **requirements under ORS 443.705 to 443.825 and rules adopted by the department pursuant to**
11 **ORS 443.705 to 443.825 apply to adult foster homes that participate in the pilot program. The**
12 **department shall adopt additional requirements by rule for participating adult foster homes**
13 **to:**

14 **“(a) Ensure that an adult foster home maintains a minimum staff to resident ratio of**
15 **one-to-five at all times;**

16 **“(b) Prohibit the shared occupancy of rooms by residents other than spouses or intimate**
17 **partners;**

18 **“(c) Ensure that the agreement by a spouse or intimate partner to share a room is vol-**
19 **untary;**

20 **“(d) Require a resident who volunteers to share a room with a spouse or intimate partner**
21 **to sign a residency agreement attesting that the agreement to share a room with the spouse**
22 **or intimate partner is voluntary;**

23 **“(e) Ensure that a resident’s consent to share a room with a spouse or intimate partner**
24 **is revocable at any time and that a spouse or intimate partner who shares a room is in-**
25 **formed that the consent is revocable; and**

26 **“(f) Require an adult foster home, before participating in the pilot program, to:**

27 **“(A) Except as provided in ORS 443.705 (1), be in substantial compliance with ORS 443.705**
28 **to 443.825 and rules adopted by the department pursuant to ORS 443.705 to 443.825; and**

29 **“(B) Demonstrate the ability, as determined by the department, to meet the needs of all**
30 **residents and to meet applicable fire, life and safety requirements for evacuation.**

31 **“(3) In approving an adult foster home for the pilot program, the department must take**
32 **into account:**

33 **“(a) The adult foster home’s compliance with regulatory requirements during the pre-**
34 **ceding two-year period.**

35 **“(b) The history of abuse complaints and the findings of investigators in response to**

1 complaints of abuse.

2 “(c) Input from the local regulatory authority about the adult foster home’s overall
3 ability to take on additional residents.

4 “(4)(a) The department shall provide to the Long Term Care Ombudsman a list of adult
5 foster homes participating in the pilot program. The ombudsman shall take steps necessary
6 to ensure that residents in the participating adult foster homes are aware of the services
7 provided by the ombudsman and are informed about the availability of the Long Term Care
8 Ombudsman and the Residential Facilities Ombudsman to assist the residents with concerns
9 that may arise during the course of the pilot program.

10 “(b) The department shall consult with the Long Term Care Ombudsman regarding any
11 concerns of the ombudsman that arose from a past investigation of a participating adult
12 foster home.

13 “(5) The department shall track and compile data on the success of the pilot program and
14 on the frequency of monitoring of the adult foster homes by the local regulatory authorities.
15 The data must include, but is not limited to, monitoring increases or decreases in:

16 “(a) The number of complaints;

17 “(b) The number of violations of licensing requirements;

18 “(c) The number of substantiated complaints of abuse; and

19 “(d) Resident satisfaction, as measured by resident surveys.

20 “SECTION 2. No later than September 15, 2028, the Department of Human Services shall
21 report to the interim committees of the Legislative Assembly related to health, in the man-
22 ner provided in ORS 192.245, on the results of the pilot program described in section 1 of this
23 2025 Act and the data tracked and compiled under section 1 (5) of this 2025 Act.

24 “SECTION 3. Beginning September 15, 2028:

25 “(1) The Department of Human Services shall discontinue enrolling new adult foster
26 homes into the pilot program described in section 1 of this 2025 Act;

27 “(2) An adult foster home that has participated in the pilot program may not take steps
28 to remove a resident who was admitted pursuant to the pilot program, unless the adult fos-
29 ter home staff are no longer able to provide the care needed by the resident, according to
30 criteria adopted by the department by rule; and

31 “(3) The department shall continue to license an adult foster home that has participated
32 in the pilot program as long as the adult foster home meets all other licensing criteria but
33 for the additional residents who were admitted during the pilot program.

34 “SECTION 4. Sections 1 to 3 of this 2025 Act are repealed on January 2, 2039.”.
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