

HB 2661 Rule Advisory Committee
Dec. 14, 2017, Minutes

Attendance: Mike McCormick, Liz Fischer, Jamie Callahan, Petronella Donovan, Max Brown, Kim Hector, Cassie Bruske, Beth Jackson, George Adams, Kyndall Mason, Jonathan Eames, Patrick Shannon, Gwen Dayton

Introductions were made. Minutes were reviewed and approved. No corrections made.

Kim gave an update on the status of the Disclosure work group and the Application work group.

Max reviewed rule changes made from the last RAC.

Definitions -

(3)- Discussed adding “gift cards” to the definition or “items of value”. The new sentence to read “gift cards and other items of value”.

Discussed the situation pertaining to “donations”.

(6)- Discussed adding “commission” to the end of the definition.

(12)- “Referral agent” – Max explained the Comment bubbles in the document. **The group agreed to table the issue of using “referral agent” versus “referral agency”.**

(12) (a)- Do we need to add the language “unless the facility or its employees...”? Group decided to keep that added language.

Discussed “compensation” related to non-profits

Max reviewed changes made to the Registration Required section. The group agreed with all changes and additions.

Reviewed 411–058–0020, Registration

(1) (c)- reword the sentence to move “notarized” to the end of the sentence for a clearer sentence structure. Discussed why the application needs to be notarized.

Continued robust discussion regarding not receiving compensation as it pertains to

receiving compensation for a direct referral versus an indirect benefit of a referral. Gwen will submit suggested language.

411-058-0020(2)-

Discussed adding “no more than \$750”. Mike explained why it has to stay as is.

(3)- Discussed the removal of references to “person” and add “referral agent”. Decided to leave “person”. Max will review previous sections to ensure consistent use of the word.

(3)(b)(c)- Discussed removal of the word “approval” and removal of the remaining language in that paragraph, ending the sentence with “... Department of Human Services.”

411-058-0030- Disclosure Statement

(f) – Discussed hand written and electronic signatures.

Discussed needing a section regarding retention of records. Max to review rules and determine what needs a retention schedule consistent with overall similar-type businesses. It was mentioned that adult foster homes keep their files for three years.

The group had a robust discussion regarding making sure client receives a copy of the audio recording and all of the records from the referral agency. DHS to consider this issue and get back to the committee next month.

411-058-0050 Special Provisions

(3)- Discussed whether or not it’s necessary to have client involved with telling an agency in writing they want to work with another agency. **The decision was made to table this discussion. Mike asked the group to review this and be prepared to discuss at January’s rule advisory committee and present alternate language.**

411-058-0070 Background Check Requirements

DHS to consider rewording or removing the language of “social media”. Perhaps use “interactive contact” via social media.

(e)– Everyone agrees with this language.

The meeting was adjourned with a reminder of the next meeting, January 18, 2018, and the extended time, from 9:00-12:00 at 3406 Cherry Ave NE, Salem, conference room 123.