



**DEPARTMENT OF HUMAN SERVICES**  
**SENIORS & PEOPLE WITH DISABILITIES**  
*500 Summer Street NE E02*  
*Salem, Oregon 97301-1073*  
*Phone: (503) 945-5811*

**AUTHORIZED BY:** \_\_\_\_\_  
**Administrator**

**INFORMATION MEMORANDUM**  
**SPD-IM-03-006**  
**Date: January 14, 2003**

**TO:** Area Agency on Aging Directors                      CHS SDA Managers  
CHS/AAA Field Managers and Staff                      CHS SDA Assistant Managers  
SPD Managers and Staff                                      CHS Central Office Managers

**SUBJECT:** Annual Public Notification of Residential Standards Information

**INFORMATION:** Section 1616(e) of the Social Security Act (the Keys Amendment) requires, in part, that States annually make available for public review, a summary of standards (rules) developed for residential facilities. The facilities covered by this section provide both room and board and continuous protective oversight to SSI-eligible and other residents. Both the Health Services and Seniors and People with Disabilities programs license residential facilities providing these services.

Two copies of the rule summaries are attached. The first copy is for your files and to provide copies to the public as requested. The memo to the General Public and second copy of the rule summaries is for public notification. To meet the requirements for public notification, **please post the memo and rule summaries in a public area through February 28, 2003.**

**CONTACT:** Pam Warren-Rouske  
**E-MAIL:** [pam.g.warren@state.or.us](mailto:pam.g.warren@state.or.us)

**PHONE:** 503-945-6954  
**FAX:** 503-373-7902

## **HEALTH SERVICES**

### **DECEMBER 2002**

HEALTH SERVICES RULES RELATING TO STANDARDS FOR RESIDENTIAL FACILITIES WHERE SIGNIFICANT NUMBERS OF SUPPLEMENTAL SECURITY INCOME (SSI) RECIPIENTS ARE LIKELY TO RESIDE:

SUMMARY OF STANDARDS FOR ENHANCED CARE FACILITIES: 309-032-0720 through 309-032-0830 (effective April 5, 1995).

These rules prescribe standards and procedures for the delivery of mental health services to eligible persons with severe mental illness residing in selected facilities licensed by Seniors and People With Disabilities.

SUMMARY OF RESIDENTIAL TREATMENT FACILITY RULES FOR ADULTS WITH MENTAL OR EMOTIONAL DISORDERS (facility size of six or greater): 309-035-0100 through 309-035-0190 (effective June 1, 1998).

These rules prescribe standards that Adult Residential Treatment Facilities (with six or more residents) licensed by Health Services must maintain in order to comply with federal and state laws. The rules prescribe criteria for the care, health, safety and protection of residents, including requirements for: staffing, facility structures, food service, and sanitation.

SUMMARY OF RESIDENTIAL TREATMENT HOME RULES FOR ADULTS WITH MENTAL AND EMOTIONAL DISORDERS (home size of five or less): 309-035-0250 through 309-035-0460 (effective December 1, 1999).

These rules prescribe standards that Adult Residential Treatment Homes (with five or fewer residents) licensed by Health Services must maintain in order to comply with federal and state laws. The rules prescribe criteria for the care, health, safety and protection of residents, including requirements for: staffing, facility structures, food service, and sanitation.

SUMMARY OF ADULT FOSTER HOME LICENSURE RULES:  
STANDARDS FOR SERVICES TO ADULTS WITH MENTAL ILLNESS OR  
DEVELOPMENTAL DISABILITIES: 309-040-0000 through 309-040-0100  
(effective February 27, 2002).

The purpose of these rules is to prescribe the standards and procedures for the provision of care and services to residents with mental illness and developmental disabilities as a condition for licensure and payment. The rules describe the assistance that individuals are offered in order to maintain them in a safe, home-like environment in the community.

Care includes 24-hour supervision to assist, or provide individuals with, personal care, food, health, safety, protection, socialization, and to promote general well-being.

The homes house five or fewer adults.

SUMMARY OF RULES FOR ABUSE REPORTING AND PROTECTIVE  
SERVICES IN COMMUNITY PROGRAMS AND COMMUNITY  
FACILITIES: 309-040-0200 through 309-040-0290 (effective September 1, 1994).

The purpose of these rules is to prescribe standards and procedures for the investigation, assessment, and provision of protective services in community programs and facilities. The rules also prescribe the nature and content of the abuse investigation and protective services report.

Copies of complete rules may be obtained on the Internet at [http://arcweb.sos.state.or.us/rules/number\\_index.html](http://arcweb.sos.state.or.us/rules/number_index.html) ; or by writing to Judy Murdza, Health Services, Human Services Building, 500 Summer Street NE, Salem, OR 97301, ATTENTION: Judy Murdza, by calling (503) 947-1185; or sending an e-mail to [judy.a.murdza@state.or.us](mailto:judy.a.murdza@state.or.us).

## **SENIORS AND PEOPLE WITH DISABILITIES (SPD)**

DECEMBER 2002

### SUMMARY OF SPD RULES RELATING TO STANDARDS FOR FACILITIES WHERE SIGNIFICANT NUMBER OF SUPPLEMENTAL SECURITY INCOME (SSI) RECIPIENTS ARE LIKELY TO RESIDE:

The following rules prescribe standards for building maintenance, fire safety, sanitation, food, health, program and care services, staffing, residents' rights and administrative management. These facilities are routinely inspected to determine substantial compliance with federal and state laws and licensure rules.

Criminal History Clearance: Chapter 411, Division 009; effective December 1, 2000.

#### Adult Foster Homes:

Developmentally Disabled: Chapter 309, Division 040; effective February 27, 2002 - Houses five or fewer residents.

Elderly or physically disabled: Chapter 411, Division 050; effective January 1, 2002 - Houses five or fewer residents.

#### Residential Care Facilities:

Elderly or physically disabled: Chapter 411, Division 055; effective August 1, 2002 - Houses six or more residents over the age of 18.

24 Hour Residential Services For Individuals With Developmental Disabilities: Chapter 309, Division 049 (0030 – 0225); effective October 26, 1998.

Assisted Living Facilities: Chapter 411, Division 056; effective August 1, 2002 - Houses one resident per unit.

Supported Living Services For Individuals With Developmental Disabilities: Chapter 309, Division 041 (0550-0830); effective February 7, 1997.

Abuse Reporting and Protective Services in Community Programs and Community Facilities: Chapter 309, Division 040 (0200 –0290); effective September 1, 1994.

Copies of complete rules may be obtained on the Internet at [http://arcweb.sos.state.or.us/rules/number\\_index.html](http://arcweb.sos.state.or.us/rules/number_index.html) ; or by writing to Pam Warren-Rouske, Seniors and People with Disabilities, 500 Summer Street NE E25, Salem, OR 97301-1098; by calling 1-800-282-8096 or (503) 945-6954; or contacting by e-mail at [Pam.G.Warren@state.or.us](mailto:Pam.G.Warren@state.or.us)

COPY 2

FOR DISPLAY IN PUBLIC LOCATION

UNTIL

February 28, 2003.



# Oregon

John A. Kitzhaber, M.D., Governor

## Department of Human Services Seniors and People with Disabilities

500 Summer Street NE, E02  
Salem, OR 97301-1073

Voice/TTY (503) 945-5811

Voice/TTY 1-800-282-8096

Fax (503) 373-7823

**Date:** January 15, 2003

**To:** Members of the General Public

**From:** Cindy Hannum, Administrator  
Licensing and Quality of Care

**Subject:** Annual Public Notification of Residential Standards  
Information



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Section 1616(e) of the Social Security Act (the Keys Amendment) requires, in part, that States annually make available to the public:

- A summary of standards developed for residential facilities where significant numbers of Supplemental Security Income (SSI) recipients reside or are likely to reside; and
- A copy of such standards along with the enforcement procedures, a list of waivers of standards, and any violations.

The attached rule summaries describe the relevant rules available to the general public by request. If you would like to read the *full* version of particular rules, you can access them in two ways:

- 1) Go to Oregon's Secretary of State Web site at:  
[http://arcweb.sos.state.or.us/rules/number\\_index.html](http://arcweb.sos.state.or.us/rules/number_index.html); or
- 2) Call, write or email the appropriate person, listed at the end of the enclosed summaries, for a hard copy. You may also request information about the administration of these rules through this person.

Attachments

*"Assisting People to Become Independent, Healthy and Safe"*  
An Equal Opportunity Employer

## **HEALTH SERVICES**

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