

What Happens When a Person Gets a Notice of Exit?

An Informational Guide for Individuals Receiving Developmental Disabilities Services Funding for Support in a Residential Service Setting

Presented by the State of Oregon Office of Developmental Disabilities Services

What is an exit?



An exit is when someone who lives in a

- Foster Home
- 24-Hour Residential Group Home
- Host Home

Chooses to move or is asked to move out of their home

Exits Include:



Choosing to live in a new place



Moving with your provider to a new home



Moving to a different home, but keeping the same provider



Leaving the home long-term or permanently for hospitalization, jail, or prison



Your Life, Your Choices

If you are choosing
to move out...

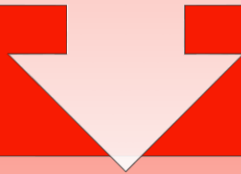
This is called a “voluntary exit”

You don't have to give advance notice to your provider

But it is polite to tell your provider if you plan to move out

If your provider is telling you to
move out...

And you don't want to



This is an “involuntary exit”



Excuse me. CAN YOU PLEASE

LEAVE



Your provider
has to follow
rules

These rules are called the Oregon Administrative Rules

**And there are rules that say your provider can only ask
you to move out for certain reasons**

The only reasons
your provider can
ask you to move
out are:



Your behavior is dangerous



You have a medical emergency that changes
how your provider supports you



Your provider cannot meet your needs



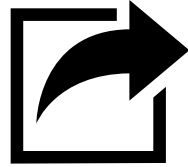
The provider is not being paid room and
board or for services



The home is closing

Your provider has to give you a notice of exit

This is a written document that tells you:



You need to move out



How much time you have to move out



Why you are being asked to move out



What your rights are



What you can do if you don't agree with being asked to move out



You have the right to a 30-day notice

This gives you at least a month to find a new place to live



Your provider must give you the notice to move out in writing on this form

**Notice of Involuntary Exit or Transfer
ODDS Residential Service Settings**



Date: _____

The notice is called “A Notice of Involuntary Exit or Transfer”

NOW



If there is
danger or an
emergency...

You might be asked to move
right away

Or get less than 30 days notice





Your provider has to continue to provide services until you move out.

Your provider cannot give your room away

Your provider has to tell you why you are being asked to move.



Your Services Coordinator can help you:

Understand why you are being told to move.

Find out if there are things that can be done to fix the problem so you don't need to move.



If you don't agree with the reason why your provider is asking you to move

You have the right to ask for a hearing

A hearing is where a judge listens to you and your provider.

The judge decides if your provider can ask you to move out or if you can stay in the home.



- If you win at the hearing, then the judge will decide that your provider cannot ask you to move out.
- If the judge agrees with your provider then you will have to move out.

You can have help to ask for a hearing from:

Services Coordinator

Friends

Family

Advocate

Or anyone else





The Final Order is the judge's decision from the hearing



You need to ask for a hearing within 15 days of the date on the notice...

To continue to receive services until there is a Final Order from the hearing

You can ask for an expedited hearing if...



Your provider gave you a notice to move that is less than 30 days

OR

You are wanting services to continue and you are asking for a hearing more than 15 days from the date on the notice

An expedited hearing is

A hearing that is held within 5 business days of the Office of Administrative Hearings receiving a request.

A decision is issued within 3 business days after the hearing.



When you are asked to move out...

Your Services Coordinator should meet with you right away to:

Have an ISP team meeting about the situation

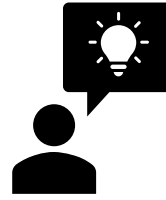
Help you understand the next steps, including finding a new place to live



Next steps include Choice Advising:



Your Services Coordinator will:



Tell you about your options for places to live and services



Have you sign release of information so they can find out if a provider is interested in having you move into their home



Schedule tours for you to go check out new places



Help you sign up for services like housing, if you are wanting your own place



Even if you do not agree with your Notice of Exit...
You need to have a plan for somewhere to go



You might not be able to find the perfect new place to live

But you need to have a plan to be able to stay somewhere

If you aren't able to find exactly where you would like to live

Your Services Coordinator can help you find a place to stay while you look for where you would like to live.

Temporary housing might include:

- Another 24-Hour Group Home
- A foster home
- Staying with friends or family
- A shelter





**EXTRA
TIME**

If you need just a little more time to find a new place to live...

Your provider might extend your notice to give you more days before you have to move out.



When you get a Notice of Exit...

Everyone has some responsibilities

Your Services Coordinator is responsible to help you:



UNDERSTAND WHY YOU ARE BEING ASKED TO MOVE



WORK WITH YOU AND YOUR PROVIDER TO TRY TO FIX THE SITUATION IF POSSIBLE



KNOW YOUR OPTIONS AND RIGHTS



FIND A NEW PLACE TO LIVE

Your provider is responsible to:



Provide you notice in writing



Provide services to you until the date of the notice or the Final Order (if there is a hearing)



Keep your bedroom for you until the date of the notice or Final Order



Work with you on fixing the situation so you can stay, if possible

Your
responsibilities
are:



Meeting with
your Services
Coordinator



Be willing to work
with your provider
and team to fix a
problem if you would
like to stay in the
home



Ask for a
hearing if you
don't agree with
the notice to
move out



Plan for a new
place to live



Move out of the
home by the date
on the notice

When moving day arrives...



**You
have to
move
out**

- It might be to a new home
- A place to stay while you find long term housing

OR

**You need to take your things
with you**

Being asked to move out can be a hard time.

There are people to help you understand what is going on and what are your rights.



Your Services Coordinator

Residential Facilities Ombudsman

- <https://www.oltco.org/>
- rfo.info@oregon.gov
- 1-844-674-4567



Residential
Facilities
Ombudsman
Program

Disability Rights Oregon

- <https://droregon.org/>
- 1-800-452-1694



DISABILITY RIGHTS OREGON