

Civil Money Penalty (CMP) Application Process

A civil money penalty (CMP) is a monetary penalty that the Centers for Medicare & Medicaid Services (CMS) may impose against skilled nursing facilities (SNFs), nursing facilities (NFs), and dually-certified SNF/NF for either the number of days or for each instance a facility is **not in substantial compliance** with one or more Medicare and Medicaid participation requirements for Long Term Care Facilities.

A portion of CMP funds collected from facilities are returned to the States in which the penalties are imposed. State CMP funds may be reinvested to support activities that benefit nursing facility residents, and that protect or improve their quality of care and/or their quality of life. CMP funds may be used for, but not limited to the following:

- Assistance to support and protect residents of a facility that closes or is decertified;
- Time-limited expenses incurred in the process of relocating residents to home and community-based settings or another facility when a facility is closed or downsized pursuant to an agreement with the State Medicaid Agency;
- Projects that support resident and family councils and other consumer involvement in assuring quality care in facilities; and
- Facility improvement initiatives such as joint training of facility staff and surveyors or technical assistance for facilities implementing quality assurance and performance improvement programs.

Beginning January 2026, proposal applications will be reviewed twice a year - in the third week of March and September. Once this CMP plan is approved, this will be communicated to applicants and any proposals pending from CY 2025 will be processed using the previous year's quarterly review methodology and will not be subject to the new review cycle. This change to the review process is essential due to anticipated staff changes at the end of the upcoming year and the time sensitive contracting process.

For more information email nf.licensing@odhs.oregon.gov or contact Cathy Orias,
catherine.m.orias@odhs.oregon.gov phone: 503-373-2185