

A-Engrossed
Senate Bill 226

Ordered by the Senate April 28
Including Senate Amendments dated April 28

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Governor John A. Kitzhaber, M.D., for Department of Human Services)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Requires Department of Human Services to [*report to Legislative Assembly concerning needed legislative changes by September 1, 2015*] **operate three regional crisis outreach and assessment teams to serve residents of Stabilization and Crisis Units.**

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to programs administered by the Department of Human Services; and declaring an emer-
3 gency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. (1) The Department of Human Services shall operate three regional crisis**
6 **outreach and assessment teams to serve individuals with intellectual and developmental**
7 **disabilities who have severe behavioral support needs and reside in group homes where state**
8 **employees provide 24-hour residential care.**

9 **(2) The duties of each regional crisis outreach and assessment team include, but are not**
10 **limited to:**

11 **(a) Responding to requests from homes for assistance in stabilizing a resident who is**
12 **exhibiting behavior that threatens the health or safety of the resident, other residents or**
13 **staff;**

14 **(b) Providing additional staffing support, training and education to the homes;**

15 **(c) Debriefing the staff of the homes following an incident that required intervention by**
16 **the team;**

17 **(d) Deploying staff to homes that are experiencing staff shortages;**

18 **(e) Conducting outreach, assessment and consultation to agencies that refer residents**
19 **to the homes; and**

20 **(f) Advocating for residents and educating law enforcement and corrections personnel,**
21 **the Psychiatric Security Review Board and district attorneys about the needs of residents.**

22 **(3) Each regional crisis outreach and assessment team shall have a dedicated state ve-**
23 **hicle to allow the team to respond to crises immediately.**

24 **SECTION 2. (1) The Task Force on Client and Staff Safety is established, consisting of**
25 **17 members appointed as follows:**

26 **(a) The President of the Senate shall appoint one member from among members of the**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 **Senate.**

2 **(b) The Speaker of the House of Representatives shall appoint one member from among**
3 **members of the House of Representatives.**

4 **(c) The Governor shall appoint:**

5 **(A) Two individuals representing labor organizations that represent employees of Sta-**
6 **bilization and Crisis Units;**

7 **(B) Three individuals who are employed by Stabilization and Crisis Units, each repre-**
8 **senting a different geographic region;**

9 **(C) One individual representing the Oregon Health Authority who has expertise in pro-**
10 **viding mental health services to individuals who have dual diagnoses of mental illness and**
11 **intellectual or developmental disabilities;**

12 **(D) One individual representing the residents of a Stabilization and Crisis Unit or family**
13 **members of the residents;**

14 **(E) One individual from the system described in ORS 192.517;**

15 **(F) One individual from the Oregon Council on Developmental Disabilities;**

16 **(G) One individual representing private group home provider agencies that serve resi-**
17 **dents who have made a transition to group homes from Stabilization and Crisis Units;**

18 **(H) One individual representing community developmental disabilities programs that have**
19 **worked with Stabilization and Crisis Units to transition residents to community-based care;**

20 **(I) One individual from the Oregon Technical Assistance Corporation who has expertise**
21 **in positive behavioral supports and staff training;**

22 **(J) One individual with significant experience working with individuals who have intel-**
23 **lectual or developmental disabilities and have been involved in the criminal justice system;**

24 **(K) The director of the developmental disabilities program within the Department of**
25 **Human Services; and**

26 **(L) The director of the Stabilization and Crisis Units.**

27 **(2) The task force shall recommend measures to improve the safety and success of Sta-**
28 **bilization and Crisis Units in this state.**

29 **(3) The task force shall consider and make recommendations for:**

30 **(a) Ensuring the dignity and self-determination of each resident in a Stabilization and**
31 **Crisis Unit;**

32 **(b) Improving the safety of staff employed by a Stabilization and Crisis Unit;**

33 **(c) Improving the training and support for staff;**

34 **(d) Staffing levels;**

35 **(e) Reducing incidents of aggressive and assaultive behavior by residents;**

36 **(f) Reducing the need for staff to work overtime;**

37 **(g) Improving access to appropriate mental health supports and intervention methods;**
38 **and**

39 **(h) Ensuring the timely transition of residents in Stabilization and Crisis Units when**
40 **ready to be placed with a residential service provider in the community, including recom-**
41 **mendations for building capacity in community-based care settings.**

42 **(4) A majority of the members of the task force constitutes a quorum for the transaction**
43 **of business.**

44 **(5) Official action by the task force requires the approval of a majority of the members**
45 **of the task force.**

1 **(6) The task force shall elect one of its members to serve as chairperson.**

2 **(7) If there is a vacancy for any cause, the appointing authority shall make an appoint-**
3 **ment to become immediately effective.**

4 **(8) The task force shall meet at times and places specified by the call of the chairperson**
5 **or of a majority of the members of the task force.**

6 **(9) The task force may adopt rules necessary for the operation of the task force.**

7 **(10) The task force shall submit a report in the manner provided by ORS 192.245, and**
8 **may include recommendations for legislation, to an interim committee of the Legislative**
9 **Assembly related to human services as appropriate no later than September 15, 2015.**

10 **(11) The Department of Human Services shall provide staff support to the task force.**

11 **(12) Members of the task force who are not members of the Legislative Assembly are not**
12 **entitled to compensation, but may be reimbursed for actual and necessary travel and other**
13 **expenses incurred by them in the performance of their official duties in the manner and**
14 **amounts provided for in ORS 292.495. Claims for expenses incurred in performing functions**
15 **of the task force shall be paid out of funds appropriated to Department of Human Services**
16 **for purposes of the task force.**

17 **(13) All agencies of state government, as defined in ORS 174.111, are directed to assist**
18 **the task force in the performance of its duties and, to the extent permitted by laws relating**
19 **to confidentiality, to furnish such information and advice as the members of the task force**
20 **consider necessary to perform their duties.**

21 **SECTION 3.** **Section 2 of this 2015 Act is repealed on December 31, 2016.**

22 **SECTION 4.** **This 2015 Act being necessary for the immediate preservation of the public**
23 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**
24 **on its passage.**

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