

**REVENUE:** No revenue impact

**FISCAL:** Fiscal statement issued

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**Action:** Do Pass as Amended and Be Printed Engrossed

**Vote:** 5 - 0 - 0

**Yeas:** Beyer, Kruse, Prozanski, Walker, Burdick

**Nays:** 0

**Exc.:** 0

**Prepared By:** Bill Taylor, Counsel

**Meeting Dates:** 1/25, 3/21

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**WHAT THE MEASURE DOES:** Requires that the Department of Human Services (DHS), on a quarterly basis, provide to the organization designated to protect the rights of disabled individuals (The Oregon Advocacy Center) all information the department collects regarding deaths or injuries that a person receives when being restrained while in a hospital, residential care facility or adult foster care facility providing mental health, developmental disability services or other program providing these services. Requires DHS to adopt rules relating to reporting of deaths and injuries. Adds new provisions to ORS 430.205.

**ISSUES DISCUSSED:**

- Information already collected
- No additional reporting requirements of providers

**EFFECT OF COMMITTEE AMENDMENT:** Requires that DHS, on a quarterly basis, provide to the organization designated to protect the rights of disabled individuals (The Oregon Advocacy Center) all information the department collects regarding deaths or injuries that a person receives when being restrained while in a hospital, residential care facility or adult foster care facility providing mental health, developmental disability services or other program providing these services. Requires DHS to adopt rules relating to reporting of deaths and injuries.

**BACKGROUND:** Currently a hospital, residential care facility or adult foster care facility providing mental health or developmental disability services does not have to report when a person receiving these services has died.

The federal Developmental Disabilities Act allows each state to designate an entity to act as the state's protection and advocacy system for mentally and developmentally disabled individuals. Oregon has designated The Oregon Advocacy Center as this entity for Oregon.