

Enrolled
Senate Bill 364

Sponsored by Senator MORRISETTE (Pre-session filed.)

CHAPTER

AN ACT

Relating to persons receiving mental health services.

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

SECTION 1. The Department of Human Services shall adopt a policy that supports and promotes self-determination for persons receiving mental health services. The policy shall be designed to remove barriers that:

(1) Segregate persons with disabilities from full participation in the community in the most integrated setting in accordance with the United States Supreme Court decision in *Olmstead v. L.C.*, 527 U.S. 581 (1999); and

(2) Prevent persons with disabilities from enjoying a meaningful life, the benefits of community involvement and citizen rights guaranteed by law.

SECTION 2. (1) As used in this section and section 3 of this 2007 Act, "consumer" means a person who has received or is receiving mental health or addiction services.

(2) The Director of Human Services shall establish a Consumer Advisory Council to advise the director on the provision of mental health services by the Department of Human Services. The council may review, evaluate and provide feedback on all site reviews related to mental health services provided by the department.

(3) The director shall appoint 15 to 25 consumers to the council. In making appointments, the director shall strive to balance the representation according to geographic areas of the state and age.

(4) The department shall provide administrative support to the council.

(5) Members of the council are not entitled to compensation or reimbursement of expenses under ORS 292.495.

SECTION 3. (1) Subject to the limitations in subsection (2) of this section, at least 20 percent of the membership of all task forces, commissions, advisory groups and committees established by a public body, as defined in ORS 174.109, shall be consumers, with representation balanced by age.

(2) Subsection (1) of this section applies only to task forces, commissions, advisory groups and committees established by a public body, as defined in ORS 174.109, that:

(a) Primarily relate to persons with mental health or addiction issues; and

(b) Are subject to ORS 192.630.

SECTION 4. The Department of Human Services shall adopt rules to implement sections 1 to 3 of this 2007 Act.

Passed by Senate May 4, 2007

Repassed by Senate June 25, 2007

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Secretary of Senate

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President of Senate

Passed by House June 22, 2007

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Speaker of House

Received by Governor:

.....M,....., 2007

Approved:

.....M,....., 2007

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Governor

Filed in Office of Secretary of State:

.....M,....., 2007

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Secretary of State