

B-Engrossed
Senate Bill 364

Ordered by the House May 23
Including Senate Amendments dated May 1 and House Amendments dated
May 23

Sponsored by Senator MORRISETTE (Pre-session filed.)

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 Director of Human Services to establish Consumer Advisory Council to advise director on provision of mental health services by Department of Human Services.

Requires Department of Human Services to adopt policy to support and promote self-determination for persons receiving mental health services. Requires that at least 20 percent of membership of all task forces, commissions, advisory groups and committees established by public body and relating to persons with mental health or addiction issues be consumers of mental health or addiction services.

A BILL FOR AN ACT

1
2 Relating to persons receiving mental health services.

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

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

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

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

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

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

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

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

22 (5) **Members of the council are not entitled to compensation or reimbursement of ex-**
23 **penses under ORS 292.495.**

24 **SECTION 3. (1) Subject to the limitations in subsection (2) of this section, at least 20**
25 **percent of the membership of all task forces, commissions, advisory groups and committees**

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 established by a public body, as defined in ORS 174.109, shall be consumers, with represen-
2 tation balanced by age.

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

5 (a) Relate to persons with mental health or addiction issues; and

6 (b) Are subject to ORS 192.630.

7 **SECTION 4.** The Department of Human Services shall adopt rules to implement sections
8 1 to 3 of this 2007 Act.

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