

**76<sup>th</sup> OREGON LEGISLATIVE ASSEMBLY – 2011 Regular Session  
BUDGET REPORT AND MEASURE SUMMARY**

**MEASURE: HB 3100-A**

**JOINT COMMITTEE ON WAYS AND MEANS**

**Carrier – House: Rep. Tomei  
Carrier – Senate: Sen. Winters**

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**Action:** Do Pass as Amended and as Printed A-Engrossed

**Vote:** 24 – 1 – 0

House – Yeas: Beyer, Buckley, Cowan, Freeman, Garrard, Komp, Kotek, McLane, Nathanson, Nolan, Richardson, G. Smith, Thatcher, Whisnant  
– Nays:  
– Exc:

Senate – Yeas: Bates, Devlin, Edwards, Girod, Monroe, Nelson, Thomsen, Verger, Whitsett, Winters  
– Nays: Johnson  
– Exc:

**Prepared By:** Kate Nass, Department of Administrative Services

**Reviewed By:** Kim To, Legislative Fiscal Office

**Meeting Date:** June 24, 2011

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**Agency**

Oregon Health Authority

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**Biennium**

2011-13

**Budget Summary\***

	2009-11	2011-13	2011-13	2011-13	Committee Change from	
	Legislatively Approved Budget	Current Service Level	Governor's Budget	Committee Recommendation	2009-11 Leg Approved	
					\$ Change	% Change
<u>Oregon Health Authority</u>						
General Fund				\$ 281,319	\$ 281,319	

**Position Summary**

Authorized Positions	1
Full-time Equivalent (FTE) Positions	0.75

**Summary of Revenue Changes**

Under House Bill 3100, the Oregon Health Authority (OHA) will develop and implement a certification process for providers of psychiatric and psychological evaluations to ensure that evaluators have specific forensic mental health training. OHA would assess a \$250 fee for the certification, which would last two years. OHA estimates that 50 individuals will seek certification each biennium.

**Summary of Capital Construction Subcommittee Action**

House Bill 3100 states a person may not introduce evidence on the issue of insanity unless the defendant files with the court a report of psychiatric or psychological evaluation conducted by a certified evaluator. OHA will develop and implement a certification process for providers. This certification process will ensure that certified providers have an understanding of Oregon’s mental health system, knowledge of the difference between chemical dependency and mental illness, and knowledge of the criteria of the guilty except for insanity statute. OHA will contract with an entity to provide standardized training. Additionally, OHA will establish a full-time position, starting January 1, 2012, to oversee the certification process and provide the list of certified evaluators to the courts.

House Bill 3100 removes the requirement that the court place a person under the jurisdiction of the Psychiatric Security Review Board (PSRB) if the person has been found guilty except for insanity of a misdemeanor involving physical injury or risk of physical injury to another. This bill could reduce the number of persons under jurisdiction of the PSRB, and the number of forensic patients being sent to the Oregon State Hospital. However, this potential client reduction is not expected to generate workload savings. Further, any available bed capacity at the hospital is anticipated to be filled by other patients.

**Summary of Performance Measure Action**

None.

**DETAIL OF JOINT COMMITTEE ON WAYS AND MEANS ACTION**

**HB 3100-A**

Oregon Health Authority  
 Kate Nass - (503)378-3742

DESCRIPTION	GENERAL FUND	LOTTERY FUNDS	OTHER FUNDS		FEDERAL FUNDS		TOTAL ALL FUNDS	POS	FTE
			LIMITED	NONLIMITED	LIMITED	NONLIMITED			
<u>SUBCOMMITTEE ADJUSTMENTS (from GRB)</u>									
AMH Program Support and Administration									
Personal Services	\$ 117,277	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 117,277	1	0.75
Services and Supplies	\$ 151,004	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 151,004	0	0.00
Direct Charges and Services									
Services and Supplies	\$ 13,038	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 13,038	0	0.00
<b>TOTAL ADJUSTMENTS</b>	<u>\$ 281,319</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 281,319</u>	<u>1</u>	<u>0.75</u>
<b>SUBCOMMITTEE RECOMMENDATION *</b>	<u>\$ 281,319</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 281,319</u>	<u>1</u>	<u>0.75</u>