



# Oregon

John A. Kitzhaber, M.D., Governor

## Department of Human Services

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DATE: March 18, 2013

TO: The Honorable Carolyn Tomei, Chair  
House Human Services and Housing Committee

FROM: Mike Maley, Deputy Directory  
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Oregon Department of Human Services  
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SUBJECT: Senate Bill 22A

Chair Tomei and members of the committee; my name is Mike Maley and I am the Deputy Director of the Office of Developmental Disability Services (ODDS), Department of Human Services (DHS). I am here today to provide testimony on Senate Bill 22A which was introduced by Governor Kitzhaber at the request of DHS. This bill updates several statutes related to the programs that are funded and managed by our specific office because they are outdated and in need of revision.

Over the last two decades there have been significant changes in the service system for people with intellectual and other developmental disabilities (I/DD). We have closed all public and private institutions. The last two institutions, Fairview Training Center and Eastern Oregon Training Center closed in 2000 and 2009 respectively. In place of institutional care, our system now relies totally on community-based services. Oregon is one of a only a few states in the country that can make that claim. In the last 12 years, as a result of the Staley Settlement Agreement, we have instituted an array of cost-effective, in-home services. This too established Oregon as a national leader in services for people with I/DD. As these major system changes have occurred, there have also been corresponding improvements to our infrastructure, business practices, and terminology.

*"Assisting People to Become Independent, Healthy and Safe"*

In more recent years, further changes occurred when the Oregon Health Authority (OHA) split from DHS. This move separated some of the authority that was, up to that point, shared by local counties for both mental health and I/DD services. DHS also reorganized and separated ODDS services from aging and people with disabilities (APD) services.

The cumulative effect of these changes is that many current statutes related to our service delivery system need to be updated. SB 22A is a “clean up” bill that makes those adjustments. For example the bill:

- a) Eliminates references to institutions that no longer exist (Fairview Training Center and Eastern Oregon Training Center)
- b) Updates language (e.g. mental retardation to intellectual disability)
- c) Adjusts for some current practices that changed as a result of eliminating institutions (e.g. civil commitment process, service eligibility determination that in current statute reference certain institutional requirements)
- d) Clarifies the authority of DHS to certify, license, and contract for programs for people with I/DD and
- e) Updates the rights statement for people receiving services

It is important to note what SB 22A is not intended to do. The bill does not attempt to make changes to such areas as stated legislative policy, service intent or goals, values statements, or core assigned responsibilities.

Stakeholder groups, such as Disability Rights Oregon and the Oregon Council on Developmental Disabilities, were consulted and involved in drafting and review of SB 22A. DHS does not anticipate a fiscal impact as a result of passage of this bill.

Thank you for the opportunity to speak to you about SB 22A. Should you have any questions I would be more than happy to address them.