

**77th OREGON LEGISLATIVE ASSEMBLY – 2013 Session
BUDGET REPORT AND MEASURE SUMMARY**

JOINT COMMITTEE ON WAYS AND MEANS

MEASURE: HB 2836-A

Carrier – House: Rep. Williamson

Carrier – Senate: Sen. Winters

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

Vote: 25 – 0 – 1

House

Yeas: Barker, Buckley, Frederick, Freeman, Hanna, Huffman, Jenson, Komp, McLane, Nathanson, Read, Richardson, Smith, Tomei, Williamson

Nays:

Exc:

Senate

Yeas: Bates, Devlin, Edwards, Girod, Hansell, Johnson, Monroe, Steiner Hayward, Whitsett, Winters

Nays:

Exc: Thomsen

Prepared By: Kate Nass, Department of Administrative Services

Reviewed By: Kim To, Legislative Fiscal Office

Meeting Date: June 28, 2013

Agency

Oregon Health Authority

Biennium

2013-15

Budget Summary*

	2011-13 Legislatively Approved Budget ⁽¹⁾	2013-15 Current Service Level	2013-15 Committee Recommendation	Committee Change from 2011-13 Leg. Approved	
				\$\$ Change	% Change
General Fund	\$ 0	\$ 0	\$ 869,386	\$ 869,386	100.0%
Total	\$ 0	\$ 0	\$ 869,386	\$ 869,386	100.0%

Position Summary

Authorized Positions	0	0	1	1
Full-time Equivalent (FTE) positions	0.00	0.00	0.75	0.75

⁽¹⁾ Includes adjustments through December 2012

* Excludes Capital Construction expenditures

Summary of Revenue Changes

House Bill 2836 adds \$869,386 General Fund to the Oregon Health Authority's budget for the 2013-15 biennium.

Summary of Public Safety Subcommittee Action

Currently, Oregon law has no uniform procedure for determining fitness in juvenile proceedings, whether a youth is able to aid and assist in their defense, and does not specify options for the court when a youth is found unfit to proceed. House Bill 2836 codifies the conditions, standards, and procedures for determining if individuals under 18 years of age in a delinquency petition are fit to proceed. The bill outlines the definition of unfit and provides statutory structure and timeliness for raising the issues of fitness, obtaining fitness evaluations, challenging evaluations and administering restorative services in cases involving a person less than 18 years in delinquency petition. The bill also specifies qualifications for evaluators and reporting requirements for evaluations.

The bill requires the Oregon Health Authority (OHA) to formalize and administer the fitness to precede evaluation process, including developing training standards for psychiatrists, licensed psychologists and licensed clinical social workers conducting the evaluations and developing guidelines for conducting evaluations. OHA must also provide courts with a list of qualified evaluators. Additionally, OHA will oversee a program to provide restorative services to youths who have been determined unfit to proceed and have been determined by the courts to have the potential to gain or regain fitness to proceed in the foreseeable future. OHA must provide or arrange for the provision of restorative services within 30 days of receiving a court order. The bill adds \$869,386 General Fund to OHA's 2013-15 budget and one position (0.75 FTE) to carry out this work.

DETAIL OF JOINT COMMITTEE ON WAYS AND MEANS ACTION

HB 2836-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			
2011-13 Legislatively Approved Budget at Dec 2012 *	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	0	0.00
2013-15 ORBITS printed Current Service Level (CSL)*	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	0	0.00
SUBCOMMITTEE ADJUSTMENTS (from CSL)									
020-05 Addictions and Mental Health									
Personal Services	\$ 114,667	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 114,667	1	0.75
Services and Supplies	\$ 734,935	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 734,935		
010-50 State Assessments and Enterprise-Wide Costs									
Services and Supplies	\$ 19,784	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 19,784		
TOTAL ADJUSTMENTS	\$ 869,386	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 869,386	1	0.75
SUBCOMMITTEE RECOMMENDATION *	\$ 869,386	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 869,386	1	0.75
% Change from 2011-13 Leg Approved Budget	100.0%	0.0%	0.0%	0.0%	0.0%	0.0%	100.0%		
% Change from 2013-15 Current Service Level	100.0%	0.0%	0.0%	0.0%	0.0%	0.0%	100.0%		