

**HB 2633 B STAFF MEASURE SUMMARY**

**Carrier:** Sen. Prozanski

**Senate Committee On Judiciary**

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**Action Date:** 06/01/17

**Action:** Do pass with amendments to the A-Eng bill. (Printed B-Eng.)

**Vote:** 5-0-0-0

**Yeas:** 5 - Dembrow, Linthicum, Manning Jr, Prozanski, Thatcher

**Fiscal:** No fiscal impact

**Revenue:** No revenue impact

**Prepared By:** Josh Nasbe, Counsel

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**WHAT THE MEASURE DOES:**

Prohibits practicing as sex offender treatment provider without certification issued by Health Licensing Office. Creates additional certification level for secondary associate sex offender therapist as alternative to certification as clinical sex offender therapist or associate sex offender therapist. Applies certification requirement to all sex offender treatment, regardless of whether patient has been convicted of a sex crime. Creates exceptions to certification requirement for persons enrolled in related educational program; members of clergy; persons employed by governmental entity, community mental health program or licensed alcohol and drug treatment provider acting within the scope of employment; and, until January 1, 2021, specified providers who are certified under current law. Authorizes mental health professionals to provide sex offender treatment if treatment is within professional's scope of practice. Requires Department of Corrections, Oregon Youth Authority and Oregon Health Authority to submit report to interim Judiciary Committees describing complaints received. Declares emergency, effective on passage.

**ISSUES DISCUSSED:**

- Regulating treatment provided to any person, regardless of whether convicted
- Recidivism
- Governmental exemption

**EFFECT OF AMENDMENT:**

Requires Department of Corrections, Oregon Health Authority and Oregon Youth Authority to submit report to interim Judiciary Committees in 2018, describing any complaints received and any steps the agencies would need to take to license employees, if the governmental exemption were repealed. Authorizes other government agencies to submit report.

**BACKGROUND:**

Current law prohibits a person who provides sex offender treatment from claiming to be, or using a title of, a sex offender therapist, unless the person holds a certificate issued by the Health Licensing Office. House Bill 2633-B prohibits the practice of sex offender treatment - as opposed to the mere use of the title - without possessing a certificate issued by the Health Licensing Office. The bill creates a number of exceptions and applies the certification scheme to treatment provided to any person, while also creating an additional level of certification for providers who are supervised by a certified clinical sex offender therapist. Finally, the bill requires certain governmental entities that are exempt from the licensing requirement to report to the interim Judiciary Committees prior to January 1, 2019.