

House Bill 2176

Sponsored by Representatives STARK, BUEHLER, Senators PROZANSKI, ROBLAN; Representatives BARKER, OLSON, Senator STEINER HAYWARD (Presession 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 **as introduced**.

Authorizes moneys in Mental Health Alcoholism and Drug Services Account to be used by counties to provide funding to sobering facilities. Exempts sobering facilities receiving moneys from account from requirements to report data to Alcohol and Drug Policy Commission.

A BILL FOR AN ACT

1
2 Relating to sobering facilities; amending ORS 430.366, 430.370 and 430.380.

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

4 **SECTION 1.** ORS 430.380 is amended to read:

5 430.380. (1) There is established in the General Fund of the State Treasury an account to be
6 known as the Mental Health Alcoholism and Drug Services Account. Moneys deposited in the ac-
7 count are continuously appropriated for the purposes of ORS 430.345 to 430.380 **and to provide**
8 **funding for sobering facilities registered under ORS 430.262.** Moneys deposited in the account
9 may be invested in the manner prescribed in ORS 293.701 to 293.857.

10 (2) Forty percent of the moneys in the Mental Health Alcoholism and Drug Services Account
11 shall be continuously appropriated to the counties on the basis of population. The counties must use
12 the moneys for the establishment, operation and maintenance of alcohol and drug abuse prevention,
13 early intervention and treatment services and for local matching funds under ORS 430.345 to
14 430.380. **The counties may use up to 10 percent of the moneys appropriated under this sub-**
15 **section to provide funds for sobering facilities registered under ORS 430.262.**

16 (3) Forty percent of the moneys shall be continuously appropriated to the Oregon Health Au-
17 thority to be used for state matching funds to counties for alcohol and drug abuse prevention, early
18 intervention and treatment services pursuant to ORS 430.345 to 430.380. **The authority may use**
19 **up to 10 percent of the moneys appropriated under this subsection for matching funds to**
20 **counties for sobering facilities registered under ORS 430.262.**

21 (4) Twenty percent of the moneys shall be continuously appropriated to the Oregon Health Au-
22 thority to be used for alcohol and drug abuse prevention, early intervention and treatment services
23 for inmates of correctional and penal institutions and for parolees therefrom and for probationers
24 as provided pursuant to rules of the authority. However, prior to expenditure of moneys under this
25 subsection, the authority must present its program plans for approval to the appropriate legislative
26 body which is either the Joint Ways and Means Committee during a session of the Legislative As-
27 sembly or the Emergency Board during the interim between sessions.

28 (5) Counties and state agencies:

29 (a) May not use moneys appropriated to counties and state agencies under subsections (1) to (4)
30 of this section for alcohol and drug prevention and treatment services that do not meet or exceed

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 minimum standards established under ORS 430.357; and

2 (b) Shall include in all grants and contracts with providers of alcohol and drug prevention and
3 treatment services a contract provision that the grant or contract may be terminated by the county
4 or state agency if the provider does not meet or exceed the minimum standards adopted by the
5 Oregon Health Authority pursuant to ORS 430.357. A county or state agency may not be penalized
6 and is not liable for the termination of a contract under this section.

7 **SECTION 2.** ORS 430.366 is amended to read:

8 430.366. (1) Every proposal for alcohol and drug abuse prevention, early intervention and treat-
9 ment services received from an applicant shall contain:

10 (a) A clear statement of the goals and objectives of the program for the following fiscal year,
11 including the number of persons to be served and methods of measuring the success of services
12 rendered;

13 (b) A description of services to be funded; and

14 (c) A statement of the minorities to be served, if a minority program.

15 (2) Each grant recipient and provider of alcohol and drug abuse prevention, early intervention
16 and treatment services funded with moneys from the Mental Health Alcoholism and Drug Services
17 Account established by ORS 430.380 shall report to the Alcohol and Drug Policy Commission all
18 data regarding the services in the form and manner prescribed by the commission. **This subsection**
19 **does not apply to sobering facilities that receive moneys under ORS 430.380.**

20 **SECTION 3.** ORS 430.370 is amended to read:

21 430.370. (1) A county may provide alcohol and drug abuse prevention, early intervention and
22 treatment services by contracting therefor with public or private, profit or nonprofit agencies. A
23 county entering into such a contract shall receive grants under ORS 430.345 to 430.380 only if the
24 contracting agency meets the requirements of ORS 430.345 **or is a sobering facility registered**
25 **under ORS 430.262.**

26 (2) A city and county, or any combination thereof, may enter into a written agreement, as pro-
27 vided in ORS 190.003 to 190.620, jointly to establish, operate and maintain alcohol and drug abuse
28 prevention, early intervention and treatment services.

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