Senate Bill 189

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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.

Requires outpatient care as condition for trial visit of person committed to custody of Oregon Health Authority as person with mental illness. Specifies minimum conditions for trial visit.

A BILL FOR AN ACT

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

SECTION 1. ORS 426.273 is amended to read:

426.273. (1) During a period of commitment of a patient under ORS 426.130, the Oregon Health Authority may grant a trial visit to the patient for a period of time and under any conditions the authority shall establish. The authority shall only grant a trial visit under this section if the trial visit is agreed to by the community mental health program director, or the designee of the director, for the county in which the person would reside.

(2) When in the opinion of the authority, the committed person can be appropriately served by outpatient care during the period of commitment, the outpatient care shall be required as a condition for the trial visit for a period which, when added to the inpatient treatment period, shall not exceed the period of commitment. If outpatient care is required as a condition for a trial visit,

(3) The conditions for a trial visit must address the specific goals and objectives of the committed person, as developed with the full involvement of the person, and any services necessary to accomplish the goals and objectives. The conditions shall include but are not limited to:

(a) Designation of a facility, service or other provider to provide care or treatment

(b) A provision for housing the person;

(c) Designation of a facility or other provider of medical health care, mental health care and prescribed medication;

(d) Assistance to the person in obtaining Social Security benefits or Supplemental Security Income benefits, medical assistance, supplemental nutrition assistance or other public benefits that would support the person in maintaining stability during the trial visit;

(e) If applicable, substance abuse treatment and relapse prevention services; and

(f) Advice to the person concerning the advisability of executing a declaration for mental health treatment under ORS 127.702.

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.
[(3)] (4) A copy of the conditions for a trial visit shall be given to all of the individuals or entities listed in ORS 426.278.

[(4)] (5) Any trial visit granted under this section is subject to the provisions under ORS 426.275.

[(5)] (6) The director of the community mental health program, or designee, of the county in which a person who is on trial visit lives while on trial visit may modify the conditions for continued trial visit when such modification is in the best interest of the person. The director shall send notification of such changes and the reasons for the changes to all those who received a copy of the original conditions under ORS 426.278.

SECTION 2. The amendments to ORS 426.273 by section 1 of this 2021 Act apply to trial visits granted by the Oregon Health Authority on and after the effective date of this 2021 Act.