

Requested by Representative MARSH

**PROPOSED AMENDMENTS TO  
HOUSE BILL 3229**

1 On page 1 of the printed bill, delete lines 5 through 28.

2 On page 2, delete lines 1 through 43 and insert:

3 **“SECTION 1. (1) The Oregon Criminal Justice Commission shall**  
4 **convene an advisory council to assist in performing the duties and**  
5 **responsibilities described in subsections (3) and (4) of this section.**

6 **“(2)(a) The chairperson of the commission shall appoint to serve on**  
7 **the advisory council:**

8 **“(A) One member representing a sheriffs’ organization;**

9 **“(B) One member representing a county counsels’ organization;**

10 **“(C) One member representing a criminal defense organization;**

11 **“(D) One member representing a civil rights or civil liberties or-**  
12 **ganization;**

13 **“(E) One member representing the system designated by ORS**  
14 **192.517 to protect and advocate for the rights of individuals with disa-**  
15 **bilities;**

16 **“(F) One member representing the Oregon Health Authority;**

17 **“(G) One member representing the Department of Justice;**

18 **“(H) One member who is an employee of the Governor’s office;**

19 **“(I) One member who has medical training and experience deliver-**  
20 **ing health care services directly to patients;**

21 **“(J) One member who has training and experience as a pharmacist;**

1       **“(K) One member who has training in counseling, psychiatry or**  
2 **other similar field with experience delivering mental health services**  
3 **to clients;**

4       **“(L) One member who is the chief administrator at a local**  
5 **correctional facility;**

6       **“(M) One member representing a federally qualified health center;**  
7 **and**

8       **“(N) One member who provides health care services to adults in**  
9 **custody at a local correctional facility.**

10       **“(b)(A) The President of the Senate shall appoint one member of the**  
11 **Senate to serve on the advisory council.**

12       **“(B) The Speaker of the House of Representatives shall appoint one**  
13 **member of the House of Representatives to serve on the advisory**  
14 **council.**

15       **“(3) The commission, in consultation with the advisory council,**  
16 **shall develop recommendations for minimum standards, policies and**  
17 **procedures for the provision of health care services to adults in cus-**  
18 **tody in local correctional facilities, including minimum standards for:**

19       **“(a) Qualifications and licensure requirements for health care pro-**  
20 **fessionals;**

21       **“(b) Access by adults in custody to a health care professional who**  
22 **is authorized to prescribe pharmaceutical medications;**

23       **“(c) Staffing levels and round-the-clock, on-call health care ser-**  
24 **vices;**

25       **“(d) Protocols to ensure timely transfer and continuity of care for**  
26 **adults in custody to and from a hospital following a determination by**  
27 **a health care professional that treatment at a hospital is medically**  
28 **necessary;**

29       **“(e) Screening health care needs of adults in custody;**

30       **“(f) Scheduling and administering appointments, including**

1 follow-up appointments, with health care professionals;

2 “(g) Establishing an appropriate, confidential space for the pro-  
3 vision of health care services to adults in custody; and

4 “(h) Any pilot project or tiered implementation the commission and  
5 advisory council deem worthy of consideration.

6 “(4)(a) The commission, in consultation with the advisory council,  
7 shall develop recommendations for the establishment of a permanent  
8 independent commission to exercise on an ongoing basis the duties and  
9 responsibilities described in subsection (3) of this section for the pur-  
10 pose of periodically updating and optimizing minimum standards, pol-  
11 icies and procedures for the provision of health care services to adults  
12 in custody in local correctional facilities.

13 “(b) The recommendations described in paragraph (a) of this sub-  
14 section must include, but are not limited to:

15 “(A) The name of the permanent independent commission;

16 “(B) The number, term and qualifications of members on the per-  
17 manent independent commission;

18 “(C) The appointing authority for each member of the permanent  
19 independent commission;

20 “(D) The executive agency, if any, under whose auspices the per-  
21 manent independent commission will be established;

22 “(E) Protocols for conducting business and holding meetings; and

23 “(F) The frequency at which the permanent independent commis-  
24 sion must report to the Legislative Assembly in the manner provided  
25 under ORS 192.245 recommendations to update and optimize minimum  
26 standards, policies and procedures for the provision of health care  
27 services to adults in custody at local correctional facilities.

28 “(5) The commission shall present recommendations for the mini-  
29 mum standards developed under subsection (3) of this section, includ-  
30 ing cost estimates for statewide implementation and possible funding

1 **sources to cover those costs, and recommendations for the establish-**  
2 **ment of the permanent independent commission described in sub-**  
3 **section (4) of this section, along with any national best practices,**  
4 **promising local practices and recommended legislative changes, in a**  
5 **report to the interim committees of the Legislative Assembly related**  
6 **to the judiciary in the manner provided under ORS 192.245 on or before**  
7 **September 15, 2022.”.**

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