

Requested by Senator GELSER

**PROPOSED AMENDMENTS TO
SENATE BILL 265**

1 In line 2 of the printed bill, delete the period and insert “; and declaring
2 an emergency.

3 “Whereas many youth in congregate care settings have unique needs re-
4 lated to trauma that require specialized interventions and supports; and

5 “Whereas staff in congregate care settings strive to provide high quality,
6 supportive services to youth and need appropriate training to provide
7 trauma-informed programming and supports; and

8 “Whereas increased understanding of the principles of trauma-informed
9 care and positive behavior support has led those in youth caring programs
10 to seek to reduce or eliminate the use of physical restraints and seclusion;
11 and

12 “Whereas inappropriate use of physical restraint and seclusion can lead
13 to injury and additional trauma for youth and staff; and

14 “Whereas inappropriate use of physical restraint has led to the tragic
15 death of children in care; and

16 “Whereas the COVID-19 pandemic reduced the ability of staff to attend
17 regularly scheduled trainings related to nonviolent crisis intervention and
18 appropriate use of physical restraint; and

19 “Whereas the COVID-19 pandemic increased stress and pressures within
20 programs, exacerbating the need for training related to best practices for
21 nonviolent crisis intervention to support children and youth living in con-

1 gregate care residential settings; and

2 “Whereas staff turnover in youth residential programs has historically
3 been high and is attributed in part to the need for high quality training and
4 enhanced professional opportunities for staff; and

5 “Whereas the COVID-19 pandemic increased staff turnover and increased
6 the number of new staff that programs must rapidly train to safely meet the
7 needs of children and youth; and

8 “Whereas high staff turnover and lack of appropriate training creates
9 serious risks for children, youth and staff in residential programs; and

10 “Whereas consistency in rapid, high quality training across programs will
11 lead to improved outcomes for youth and greater confidence in the workplace
12 for staff; and

13 “Whereas the Crisis Prevention Institute is a nationally recognized pro-
14 gram, grounded in evidence-based de-escalation practices and nonviolent
15 intervention; and

16 “Whereas the Crisis Prevention Institute is familiar to the majority of
17 Oregon’s children’s residential programs, with many programs already using
18 this training program for some staff; and

19 “Whereas the Crisis Prevention Institute has the capacity to rapidly
20 provide high quality training and certification to staff across Oregon’s child
21 caring agencies and children’s residential developmental disability programs;
22 and

23 “Whereas the Crisis Prevention Institute has the capacity to track the
24 ongoing certification status of Oregon staff and provide ongoing support to
25 certified trainers and staff; and

26 “Whereas Oregon’s child caring agencies and children’s residential de-
27 velopmental disability programs need assistance to fully train and certify
28 their staff to meet the needs of today’s youth, particularly following the in-
29 creased challenges posed by the COVID-19 pandemic; and

30 “Whereas the need for rapid training of staff in children’s residential

1 programs is urgent and can only be met with a one-time financial partnership
2 from the state to jump-start a broad training initiative; now, therefore,”.

3 Delete lines 4 through 12 and insert:

4 **“SECTION 1. (1) The Department of Human Services shall ensure**
5 **that staff working in residential programs that serve children placed**
6 **there by public entities, including but not limited to the department,**
7 **the Oregon Youth Authority and the Oregon Health Authority, receive**
8 **training and certification in nonviolent crisis intervention. The train-**
9 **ing shall be provided at all three certification levels, including levels**
10 **that do not train for the application of physical restraints.**

11 **“(2) The department shall provide to staff participating in the crisis**
12 **intervention training:**

13 **“(a) A stipend to compensate for time spent in training; and**

14 **“(b) Reimbursement for travel costs to attend the training.**

15 **“(3) The department shall ensure that at least 20 instructors in**
16 **nonviolent crisis intervention are trained and certified by July 1, 2022.**
17 **Staff that receive training and certification under this subsection must**
18 **commit to providing at least three trainings per year for two years in**
19 **residential programs described in subsection (1) of this section.**

20 **“(4) The department shall provide funding to a residential program**
21 **to train the program’s staff in nonviolent crisis intervention, in an**
22 **amount sufficient to train two staff persons for every staff person for**
23 **which the program pays for the training.**

24 **“(5) A program that receives funding under subsection (4) of this**
25 **section shall report to the department the program’s plan for main-**
26 **taining the certification of current and future staff after completion**
27 **of the training under subsection (1) of this section, including training**
28 **for staff who do no engage in the use of physical restraints.**

29 **“(6) The trainings described in this section shall begin as soon as**
30 **practicable.**

1 “(7)(a) The department shall report to the Legislative Assembly, in
2 the manner provided in ORS 192.245:

3 “(A) The names and locations of programs participating in the
4 training;

5 “(B) The number of staff certified, including staff certified as
6 trainers; and

7 “(C) Any barriers to the implementation of the trainings.

8 “(b) The department shall provide reports described in paragraph
9 (a) of this subsection no later than:

10 “(A) October 1, 2021.

11 “(B) January 1, 2022.

12 “(C) April 1, 2022.

13 “(D) July 1, 2022.

14 “SECTION 2. (1) In addition to and not in lieu of any other appro-
15 priation, there is appropriated to the Emergency Board, for the
16 biennium beginning July 1, 2021, out of the General Fund, the amount
17 of \$750,000, to be allocated to the Department of Human Services for
18 carrying out section 1 of this 2021 Act

19 “(2) If any of the moneys appropriated by subsection (1) of this
20 section are not allocated by the Emergency Board prior to December
21 1, 2022, the moneys remaining on that date become available for any
22 purpose for which the Emergency Board lawfully may allocate funds.

23 “(3) The department shall adopt rules for the distribution of the
24 moneys appropriated under this section to ensure that the moneys are
25 distributed in accordance with section 1 of this 2021 Act.

26 “SECTION 3. Section 1 of this 2021 Act is repealed on June 30, 2023.

27 “SECTION 4. This 2021 Act being necessary for the immediate
28 preservation of the public peace, health and safety, an emergency is
29 declared to exist, and this 2021 Act takes effect on its passage.”.