

Enrolled
House Bill 4045

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Rules for Portland Opportunities Industrialization Center)

CHAPTER

AN ACT

Relating to public health approaches to community violence prevention; and declaring an emergency.

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

SECTION 1. (1) The Oregon Department of Administrative Services shall distribute moneys to a nonprofit organization to provide grants to organizations for community violence prevention and intervention measures that address intermediate risk factors and support protective factors to decrease social pressure to engage in community violence, including, but not limited to, services related to:

(a) Substance abuse and alcohol misuse, excluding direct treatment of substance use disorders.

(b) Legal services.

(c) Educational attainment.

(d) Conflict resolution.

(e) Parent education.

(f) Employment services, including assistance procuring vital records and official documents.

(g) Youth and gang intervention.

(h) Housing stability.

(i) Street outreach and norm change.

(2) The nonprofit organization providing grants under this section may provide grants to an organization that provides technical assistance to another organization that qualifies to receive grants under this section.

(3) The department shall require the nonprofit organization providing grants under this section to establish an open process to apply for grants with targeted outreach to smaller organizations. The nonprofit organization may not limit the size of organizations that may apply for grants.

(4) The nonprofit organization providing grants under this section may not award grants to itself.

(5) The nonprofit organization providing grants under this section shall report to the department no later than November 30 of each year. The report must include:

(a) The total number of organizations that received grants;

(b) Examples of how grants were used;

(c) The size of organizations that received grants; and

- (d) An analysis of the service impact of each organization that received a grant.
- (6) The department may adopt rules to implement this section.

SECTION 2. The nonprofit organization providing grants under section 1 of this 2022 Act shall submit the first report to the Oregon Department of Administrative Services required under section 1 (5) of this 2022 Act no later than November 30, 2023.

SECTION 3. (1) The Oregon Health Authority shall establish a program to provide grants for planning, provider training and certification and general capacity to hospitals and community-based organizations to develop hospital-based violence intervention programs in communities of need other than in Multnomah County to reduce and interrupt the chronic cycle of community violence.

(2) The authority shall require a hospital or organization receiving a grant under this section to demonstrate:

- (a) A commitment to national best practices and standards of care; and
- (b) An understanding of the hospital-based violence intervention model, the role of trusted community messengers and a plan to certify violence prevention professionals.
- (3) The authority may adopt rules to implement this section.

SECTION 4. (1) As used in this section:

- (a) “Act of community violence” means an intentional act of interpersonal violence committed in public by someone who is not the victim’s family member or intimate partner.
- (b) “Certified violence prevention professional” means a person certified by a program approved under subsection (2) of this section.
- (c)(A) “Community violence prevention services” includes evidence-based, trauma-informed, supportive and nonpsychotherapeutic services, offered in or out of a clinical setting.

(B) “Community violence prevention services” also includes but is not limited to peer support or counseling, mentorship, conflict mediation, crisis intervention, targeted case management, referrals to certified or licensed health care or social services providers, and patient education and screening services, provided by a certified violence prevention professional to:

- (i) Promote improved health outcomes and positive behavioral change;
- (ii) Prevent injury recidivism; and
- (iii) Reduce the likelihood that victims of acts of community violence will commit or promote violence themselves.

(2) The Oregon Health Authority shall approve at least one national training and certification program for certified violence prevention professionals and shall establish a process to approve community-based training programs. A program approved under this subsection must require at least 35 hours of initial training and six hours of continuing education every two years and must address:

- (a) The profound effects of trauma and violence and the basics of trauma-informed care;
- (b) Community violence prevention strategies, including crisis intervention, de-escalation, conflict mediation and retaliation prevention;
- (c) Case management and advocacy practices; and
- (d) Patient privacy requirements under the federal Health Insurance Portability and Accountability Act privacy regulations, 45 C.F.R. parts 160 and 164.

(3) A person that employs or contracts with a certified violence prevention professional to provide community violence prevention services shall:

- (a) Maintain documentation that the professional is certified by a program approved under subsection (2) of this section; and
- (b) Ensure that the professional complies with applicable state or federal laws, regulations, rules and standards of care.

(4) The authority shall seek federal approval to secure federal financial participation in the costs of providing medical assistance program coverage for community violence prevention services for medical assistance program enrollees who:

(a) Have received medical treatment for an injury sustained from an act of community violence; and

(b) Have been referred by a certified or licensed health care or social services provider to receive services from a certified violence prevention professional after the provider determined the enrollee is at a higher risk of retaliation or a violent injury from another act of community violence.

(5) The authority may adopt rules to implement this section.

(6) The authority shall establish a technical advisory group to support implementation of this section. The group must include:

(a) Three members representing a community-based organization that currently supports a hospital-based violence prevention program in Oregon;

(b) One member representing a national organization that provides technical assistance for emerging hospital-based violence prevention programs;

(c) One member representing a hospital that currently operates a hospital-based violence prevention program in Oregon;

(d) One member representing a hospital or hospitals in Oregon that do not currently operate a hospital-based violence prevention program;

(e) One member of an Oregon-based academic institution with knowledge of hospital-based violence prevention programs;

(f) Four members representing coordinated care organizations in geographically diverse areas of Oregon, three of which must be outside of Multnomah County; and

(g) Two members representing health care clinicians with experience in Medicaid billing and experience providing trauma care as a result of community violence.

SECTION 5. (1) The Oregon Health Authority shall seek federal approval to secure federal financial participation in the costs of providing medical assistance program coverage for community violence prevention services for medical assistance program enrollees, as required by section 4 (4) of this 2022 Act, no later than October 1, 2022.

(2) The authority shall approve at least one national training program for certified violence prevention professionals, as required by section 4 (2) of this 2022 Act, no later than October 1, 2022.

(3) The authority shall establish a process to approve community-based training programs for certified violence prevention professionals, as required by section 4 (2) of this 2022 Act, no later than November 15, 2022.

SECTION 6. (1) In addition to and not in lieu of any other appropriation, there is appropriated to the Oregon Health Authority, for the biennium ending June 30, 2023, out of the General Fund, the amount of \$1,000,000, which may be expended for purposes of awarding grants under section 3 of this 2022 Act.

(2) In addition to and not in lieu of any other appropriation, there is appropriated to the Oregon Department of Administrative Services, for the biennium ending June 30, 2023, out of the General Fund, the amount of \$2,500,000, for distribution to the Portland Opportunities Industrialization Center for the purpose of awarding grants under section 1 of this 2022 Act.

(3) In addition to and not in lieu of any other appropriation, there is appropriated to the Oregon Department of Administrative Services, for the biennium ending June 30, 2023, out of the General Fund, the amount of \$1,500,000, for distribution to the Portland Opportunities Industrialization Center to increase capacity of the Healing Hurt People program to reduce community violence.

SECTION 7. This 2022 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2022 Act takes effect on its passage.

Passed by House February 28, 2022

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Timothy G. Sekerak, Chief Clerk of House

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Dan Rayfield, Speaker of House

Passed by Senate March 2, 2022

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Peter Courtney, President of Senate

Received by Governor:

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Approved:

.....M,....., 2022

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Kate Brown, Governor

Filed in Office of Secretary of State:

.....M,....., 2022

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Shemia Fagan, Secretary of State