

A-Engrossed
House Bill 4045

Ordered by the House February 16
Including House Amendments dated February 16

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)

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.

Directs Oregon Department of Administrative Services to distribute moneys to nonprofit organization to provide grants to organizations for community violence prevention and intervention measures. Requires nonprofit organization to report annually to department. Appropriates moneys from General Fund to department for distribution to nonprofit organization.

Directs Oregon Health Authority to establish grant [*programs*] **program** related to community violence prevention. Appropriates moneys from General Fund for grant [*programs*] **program**.

Directs authority to approve [*national*] training and certification [*program*] **programs** for certified violence prevention professionals and to seek federal approval to secure federal financial participation in costs of providing medical assistance program coverage for community violence prevention services for medical assistance program enrollees who meet certain criteria.

Directs authority to establish technical advisory group relating to certified violence prevention professionals.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to public health approaches to community violence prevention; and declaring an emergency.

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

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

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

11 (b) **Legal services.**

12 (c) **Educational attainment.**

13 (d) **Conflict resolution.**

14 (e) **Parent education.**

15 (f) **Employment services, including assistance procuring vital records and official docu-**
16 **ments.**

17 (g) **Youth and gang intervention.**

18 (h) **Housing stability.**

19 (i) **Street outreach and norm change.**

20 (2) **The nonprofit organization providing grants under this section may provide grants to**

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 an organization that provides technical assistance to another organization that qualifies to
2 receive grants under this section.

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

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

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

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

12 (b) Examples of how grants were used;

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

14 (d) An analysis of the service impact of each organization that received a grant.

15 (6) The department may adopt rules to implement this section.

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

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

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

26 (a) A commitment to national best practices and standards of care; and

27 (b) An understanding of the hospital-based violence intervention model, the role of
28 trusted community messengers and a plan to certify violence prevention professionals.

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

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

31 (a) “Act of community violence” means an intentional act of interpersonal violence
32 committed in public by someone who is not the victim’s family member or intimate partner.

33 (b) “Certified violence prevention professional” means a person certified by a program
34 approved under subsection (2) of this section.

35 (c)(A) “Community violence prevention services” includes evidence-based, trauma-
36 informed, supportive and nonpsychotherapeutic services, offered in or out of a clinical set-
37 ting.

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

43 (i) Promote improved health outcomes and positive behavioral change;

44 (ii) Prevent injury recidivism; and

45 (iii) Reduce the likelihood that victims of acts of community violence will commit or

1 promote violence themselves.

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

7 (a) The profound effects of trauma and violence and the basics of trauma-informed care;

8 (b) Community violence prevention strategies, including crisis intervention, de-escalation,
9 conflict mediation and retaliation prevention;

10 (c) Case management and advocacy practices; and

11 (d) Patient privacy requirements under the federal Health Insurance Portability and Ac-
12 countability Act privacy regulations, 45 C.F.R. parts 160 and 164.

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

15 (a) Maintain documentation that the professional is certified by a program approved un-
16 der subsection (2) of this section; and

17 (b) Ensure that the professional complies with applicable state or federal laws, regu-
18 lations, rules and standards of care.

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

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

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

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

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

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

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

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

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

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

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

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

45 **SECTION 5.** (1) The Oregon Health Authority shall seek federal approval to secure fed-

1 eral financial participation in the costs of providing medical assistance program coverage for
2 community violence prevention services for medical assistance program enrollees, as re-
3 quired by section 4 (4) of this 2022 Act, no later than October 1, 2022.

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

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

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

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

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

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