

**SENATE AMENDMENTS TO  
B-ENGROSSED HOUSE BILL 3069  
(INCLUDING AMENDMENTS TO RESOLVE CONFLICTS)**

By JOINT COMMITTEE ON WAYS AND MEANS

June 20

1 On page 1 of the printed B-engrossed bill, line 8, delete the first “and” and after “2024” insert  
2 “, sections 10, 11 and 12, chapter 151, Oregon Laws 2025 (Enrolled House Bill 2632), and section 8,  
3 chapter \_\_\_, Oregon Laws 2025 (Enrolled Senate Bill 610)”.

4 On page 7, after line 23, insert:

5 “**SECTION 3a. If House Bill 2632 becomes law, section 12, chapter 151, Oregon Laws 2025**  
6 **(Enrolled House Bill 2632) (amending section 53, chapter 649, Oregon Laws 2013), is**  
7 **repealed.”**

8 On page 11, after line 7, insert:

9 “**SECTION 8a. If Senate Bill 610 becomes law, section 8, chapter \_\_\_, Oregon Laws 2025**  
10 **(Enrolled Senate Bill 610) (amending section 76, chapter 70, Oregon Laws 2024), is repealed.**

11 “**SECTION 8b. If Senate Bill 236 becomes law, section 8 of this 2025 Act (amending section**  
12 **76, chapter 70, Oregon Laws 2024) is repealed and section 76, chapter 70, Oregon Laws 2024,**  
13 **as amended by section 27, chapter \_\_\_, Oregon Laws 2025 (Enrolled Senate Bill 236), is**  
14 **amended to read:**

15 “**Sec. 76.** (1) As used in this section, ‘deflection program’ means a collaborative program be-  
16 tween law enforcement agencies and behavioral health entities **or community-based social service**  
17 **organizations** that assists individuals who may have substance use disorder, another behavioral  
18 health disorder or co-occurring disorders, **and who often have other service needs**, to create  
19 community-based pathways to treatment, recovery support services, housing, case management or  
20 other services.

21 “(2) The Oregon Behavioral Health Deflection Program is established within the [*Improving*  
22 *People’s Access to Community-based Treatment, Supports and Services Grant Review Committee es-*  
23 *tablished under ORS 430.234*] **Oregon Criminal Justice Commission**. The program consists of  
24 grants awarded by the [*committee*] **commission** to counties and federally recognized tribal govern-  
25 ments to fund deflection programs.

26 “[*(3)(a)*] **(3)** The purpose of the program described in this section is to:

27 “[*(A)*] **(a)** Address the need for more deflection programs to assist individuals whose behavioral  
28 health conditions, including substance use disorder, **and other service needs** lead to a **heightened**  
29 **likelihood of** interactions with law enforcement, incarceration, conviction and other engagement  
30 with the criminal justice system.

31 “[*(B)*] **(b)** Track and report data concerning deflection program outcomes in order to determine  
32 the best practices for deflection programs within this state.

33 “[*(b)* *ORS 430.230 to 430.236 do not apply to the program described in this section.*]

34 “(4)(a) The [*committee*] **commission** shall develop a grant application process for awarding

1 grants under this section.

2 “(b) An application for a grant under this section may be submitted by a county or [the] designee  
3 of a county, [or by] a tribal government or designee of a tribal government **or a consortium con-**  
4 **sisting of two or more counties or tribal governments, or designee of a consortium.** Only one  
5 application per county **or tribal government** may be submitted, but the application may request  
6 funding multiple programs within [a county] **an applicant’s jurisdiction.**

7 “(c) Prior to submitting an application for a grant under this section, the applicant shall coordi-  
8 nate with all partners of the development and administration of the proposed deflection program  
9 to ensure that the partners have the resources necessary to implement the deflection program[.] **as**  
10 **follows:**

11 “(A) **For a county or county consortium applicant,** the partners shall include at least a  
12 district attorney, a law enforcement agency, a community mental health program established under  
13 ORS 430.620 and a provider from a Behavioral Health Resource Network established under ORS  
14 430.389. Partners may also include a treatment provider, a local mental health authority, a tribal  
15 government, a peer support organization, a court or a local government body.

16 “(B) **For a tribal government or tribal government consortium applicant, the partners**  
17 **shall include at least a law enforcement agency and either a behavioral health entity or a**  
18 **community-based social service organization.**

19 “(d) An application for a grant under this section must contain:

20 “(A) A description of the coordination with program partners required by paragraph (c) of this  
21 subsection that has occurred;

22 “(B) A description of the individuals who would be eligible for the program and what qualifies  
23 as a successful outcome, formulated in cooperation with the program partners described in para-  
24 graph (c) of this subsection;

25 “(C) **For a county or county consortium applicant,** a description of how the program for  
26 which the applicant is seeking funding is culturally and linguistically responsive, trauma-informed  
27 and evidence-based;

28 “(D) **For a county or county consortium applicant,** a description of a plan to address lan-  
29 guage access barriers when communicating program referral options and program procedures to  
30 non-English speaking individuals; and

31 “(E) A description of how the program coordinator will communicate with program partners  
32 concerning persons participating in the program and any other matter necessary for the adminis-  
33 tration of the program.

34 “(5) To be eligible for funding under this section, a deflection program:

35 “(a) Must be coordinated by or in consultation with a community mental health program, a local  
36 mental health authority or a federally recognized tribal government;

37 “(b) Must have a coordinator with the following program coordinator duties:

38 “(A) Convening deflection program partners as needed for the operation of the program;

39 “(B) Managing grant program funds awarded under this section; and

40 “(C) Tracking and reporting data required by the [Oregon Criminal Justice] commission under  
41 section 37, chapter 70, Oregon Laws 2024;

42 “(c) Must involve the partners described in subsection (4)(c) of this section; and

43 “(d) May involve a partnership with one or more of the following entities:

44 “(A) A first responder agency other than a law enforcement agency;

45 “(B) A community provider;

1 “(C) A treatment provider;  
2 “(D) A community-based organization;  
3 “(E) A case management provider;  
4 “(F) A recovery support services provider; or  
5 “(G) Any other individual or entity deemed necessary by the program coordinator to carry out  
6 the purposes of the deflection program, including individuals with lived experience with substance  
7 use disorder, a behavioral health disorder or co-occurring disorders.  
8 “[*(6) During a grant application period established by the committee, the maximum proportion of*  
9 *grant funds available to an applicant shall be determined as follows:*]  
10 “[*(a) The proportion of grant funds available to an applicant other than a tribal government shall*  
11 *be determined by a formula established by the commission, but an applicant may not receive less than*  
12 *\$150,000.*]  
13 “[*(b) The committee shall determine the proportion of funds available to an applicant that is a*  
14 *federally recognized tribal government.*]  
15 **“(6)(a) The commission shall distribute moneys in the Oregon Behavioral Health De-**  
16 **flexion Program Account established under section 78, chapter 70, Oregon Laws 2024, as**  
17 **follows:**  
18 **“(A) The commission shall first determine the proportion of funds available to an appli-**  
19 **cant that is a federally recognized tribal government or a consortium of federally recognized**  
20 **tribal governments.**  
21 **“(B) Following the determination made under subparagraph (A) of this paragraph, the**  
22 **remaining moneys shall be distributed to other applicants as follows:**  
23 **“(i) Twenty-five percent of the moneys shall be distributed to counties based on the**  
24 **county formula share used for the program during the biennium ending June 30, 2025;**  
25 **“(ii) Seventy percent of the moneys shall be distributed to counties based on the formula**  
26 **described in paragraph (b) of this subsection;**  
27 **“(iii) Three percent of the moneys shall be retained by the commission to support grant**  
28 **recipient data collection and analysis or evaluation of outcome measures; and**  
29 **“(iv) Two percent of the moneys shall be retained by the commission to support technical**  
30 **assistance for grant recipients.**  
31 **“(C) Each qualifying county applicant shall receive a grant award of no less than \$300,000.**  
32 **“(b) For purposes of the distribution under paragraph (a)(B)(ii) of this subsection:**  
33 **“(A) The commission shall provide historical data to each applicant to assist applicants**  
34 **in developing a program population projection.**  
35 **“(B) Applicants shall develop a program population projection to submit to the commis-**  
36 **sion. The program population projection shall consist of:**  
37 **“(i) A projection of individuals eligible for deflection based on local program criteria;**  
38 **“(ii) A projection of individuals to be enrolled in the Oregon Behavioral Health Deflection**  
39 **Program within the applicant’s local jurisdiction; and**  
40 **“(iii) An explanation describing the methodology used to calculate the program popu-**  
41 **lation projection.**  
42 **“(C) The proportion of funds available to an applicant shall be determined by the com-**  
43 **mission using the combined projections of potential populations served by the Oregon Be-**  
44 **havioral Health Deflection Program.**  
45 **“(7)(a) Grant funds awarded under this section may be used for:**

1 “(A) Deflection program expenses, including but not limited to law enforcement employees,  
2 deputy district attorneys and behavioral health, [treatment] **case management or outreach** work-  
3 ers, including peer navigators and mobile crisis and support services workers.

4 “(B) Behavioral health workforce development.

5 “(C) Capital construction of behavioral health treatment infrastructure.

6 “(D) **The payment of restitution to a victim, if potential or outstanding restitution is a**  
7 **barrier to program participation.**

8 “(E) **The purchase of closed-loop referral technology to facilitate referrals to local part-**  
9 **ners and community-based organizations involved in supporting deflection and jail reentry**  
10 **programs.**

11 “(b) Notwithstanding paragraph (a) of this subsection, the [committee] **commission** may award  
12 planning grants for the development of deflection programs.

13 “[c] *The committee may allocate up to three percent of program funds to support grantee data*  
14 *collection and analysis or evaluation of outcome measures.*]

15 “(c) **A county or county consortium applicant may request up to 10 percent of program**  
16 **funds for administrative costs. A tribal government or tribal government consortium appli-**  
17 **cant may request up to the federally negotiated indirect cost rate for the applicant to cover**  
18 **administrative costs.**

19 “(8) The [Oregon Criminal Justice] commission shall provide staff support to the grant program.

20 “(9) The [committee and the] commission may adopt rules to carry out the provisions of this  
21 section[.], **including:**

22 “(a) **A methodology for reviewing and approving grant applications and awarding grants;**

23 “(b) **A process for distributing any unallocated funds;**

24 “(c) **A process for evaluating the efficacy of deflection programs funded under this sec-**  
25 **tion;**

26 “(d) **Provisions related to requests by grant recipients to adjust their grant awards; and**

27 “(e) **Provisions related to partnerships or collaborations between applicants.**

28 “(10) **For purposes of this section:**

29 “(a) **‘Successful outcome’ means an outcome that recognizes that recovery pathways are**  
30 **necessarily individual and that is measured in engagement in case management services and**  
31 **improvements in quality of life stability factors and public safety.**

32 “(b) **‘Victim’ has the meaning given that term in ORS 131.007.”.**

33 On page 14, after line 15, insert:

34 “**SECTION 9a. If Senate Bill 236 becomes law, section 9 of this 2025 Act (amending section**  
35 **76, chapter 70, Oregon Laws 2024) is repealed and section 76, chapter 70, Oregon Laws 2024,**  
36 **as amended by section 27, chapter \_\_, Oregon Laws 2025 (Enrolled Senate Bill 236), and**  
37 **section 8b of this 2025 Act, is amended to read:**

38 “**Sec. 76.** (1) As used in this section, ‘deflection program’ means a collaborative program be-  
39 tween law enforcement agencies and behavioral health entities or community-based social service  
40 organizations that assists individuals who may have substance use disorder, another behavioral  
41 health disorder or co-occurring disorders, and who often have other service needs, to create  
42 community-based pathways to treatment, recovery support services, housing, case management or  
43 other services.

44 “(2) The Oregon Behavioral Health Deflection Program is established within the Oregon Crimi-  
45 nal Justice Commission. The program consists of grants awarded by the commission to counties and

1 federally recognized tribal governments to fund deflection programs.

2 “(3) The purpose of the program described in this section is to:

3 “(a) Address the need for more deflection programs to assist individuals whose behavioral health  
4 conditions, including substance use disorder, and other service needs lead to a heightened likelihood  
5 of interactions with law enforcement, incarceration, conviction and other engagement with the  
6 criminal justice system.

7 “(b) Track and report data concerning deflection program outcomes in order to determine the  
8 best practices for deflection programs within this state.

9 “(4)(a) The commission shall develop a grant application process for awarding grants under this  
10 section.

11 “(b) An application for a grant under this section may be submitted by a county or designee of  
12 a county, a tribal government or designee of a tribal government or a consortium consisting of two  
13 or more counties or tribal governments, or designee of a consortium. Only one application per  
14 county or tribal government may be submitted, but the application may request funding multiple  
15 programs within an applicant’s jurisdiction.

16 “(c) Prior to submitting an application for a grant under this section, the applicant shall coor-  
17 dinate with all partners of the development and administration of the proposed deflection program  
18 to ensure that the partners have the resources necessary to implement the deflection program as  
19 follows:

20 “(A) For a county or county consortium applicant, the partners shall include at least a district  
21 attorney, a law enforcement agency, a community mental health program established under ORS  
22 430.620 and a provider from a Behavioral Health Resource Network established under ORS 430.389.  
23 Partners may also include a treatment provider, a local mental health authority, a tribal govern-  
24 ment, a peer support organization, a court or a local government body.

25 “(B) For a tribal government or tribal government consortium applicant, the partners shall in-  
26 clude at least a law enforcement agency and either a behavioral health entity or a community-based  
27 social service organization.

28 “(d) An application for a grant under this section must contain:

29 “(A) A description of the coordination with program partners required by paragraph (c) of this  
30 subsection that has occurred;

31 “(B) A description of the individuals who would be eligible for the program and what qualifies  
32 as a successful outcome, formulated in cooperation with the program partners described in para-  
33 graph (c) of this subsection;

34 “(C) For a county or county consortium applicant, a description of how the program for which  
35 the applicant is seeking funding is culturally and linguistically responsive, trauma-informed and  
36 evidence-based;

37 “(D) For a county or county consortium applicant, a description of a plan to address language  
38 access barriers when communicating program referral options and program procedures to non-  
39 English speaking individuals; and

40 “(E) A description of how the program coordinator will communicate with program partners  
41 concerning persons participating in the program and any other matter necessary for the adminis-  
42 tration of the program.

43 “(5) To be eligible for funding under this section, a deflection program:

44 “(a) Must be coordinated by or in consultation with a community mental health program, a local  
45 mental health authority or a federally recognized tribal government;

1 “(b) Must have a coordinator with the following program coordinator duties:  
2 “(A) Convening deflection program partners as needed for the operation of the program;  
3 “(B) Managing grant program funds awarded under this section; and  
4 “(C) Tracking and reporting data required by the commission under section 37, chapter 70,  
5 Oregon Laws 2024;  
6 “(c) Must involve the partners described in subsection (4)(c) of this section; and  
7 “(d) May involve a partnership with one or more of the following entities:  
8 “(A) A first responder agency other than a law enforcement agency;  
9 “(B) A community provider;  
10 “(C) A treatment provider;  
11 “(D) A community-based organization;  
12 “(E) A case management provider;  
13 “(F) A recovery support services provider; or  
14 “(G) Any other individual or entity deemed necessary by the program coordinator to carry out  
15 the purposes of the deflection program, including individuals with lived experience with substance  
16 use disorder, a behavioral health disorder or co-occurring disorders.  
17 “(6)(a) The commission shall distribute moneys in the Oregon Behavioral Health Deflection  
18 Program Account established under section 78, chapter 70, Oregon Laws 2024, as follows:  
19 “(A) The commission shall first determine the proportion of funds available to an applicant that  
20 is a federally recognized tribal government or a consortium of federally recognized tribal govern-  
21 ments.  
22 “(B) Following the determination made under subparagraph (A) of this paragraph, the remaining  
23 moneys shall be distributed to other applicants as follows:  
24 “(i) Twenty-five percent of the moneys shall be distributed to counties [*based on the county for-*  
25 *mula share used for the program during the biennium ending June 30, 2025*] **based on the formula**  
26 **described in paragraph (b) of this subsection;**  
27 “(ii) Seventy percent of the moneys shall be distributed to counties based on [*the formula de-*  
28 *scribed in paragraph (b) of this subsection*] **a competitive grant program adopted by the com-**  
29 **mission by rule and following the priorities described in paragraph (c) of this subsection;**  
30 “(iii) Three percent of the moneys shall be retained by the commission to support grant recipient  
31 data collection and analysis or evaluation of outcome measures; and  
32 “(iv) Two percent of the moneys shall be retained by the commission to support technical as-  
33 sistance for grant recipients.  
34 “[*(C) Each qualifying county applicant shall receive a grant award of no less than \$300,000.*]  
35 “(b) For purposes of the distribution under paragraph [(a)(B)(ii)] **(a)(B)(i)** of this subsection:  
36 “(A) The commission shall provide historical data to each applicant to assist applicants in de-  
37 veloping a program population projection.  
38 “(B) Applicants shall develop a program population projection to submit to the commission. The  
39 program population projection shall consist of:  
40 “(i) A projection of individuals eligible for deflection based on local program criteria;  
41 “(ii) A projection of individuals to be enrolled in the Oregon Behavioral Health Deflection Pro-  
42 gram within the applicant’s local jurisdiction; and  
43 “(iii) An explanation describing the methodology used to calculate the program population  
44 projection.  
45 “(C) The proportion of funds available to an applicant shall be determined by the commission

1 using the combined projections of potential populations served by the Oregon Behavioral Health  
2 Deflection Program, **but a qualifying applicant may not receive less than \$150,000.**

3 **“(c) The commission shall prioritize the following when awarding grants under paragraph  
4 (a)(B)(ii) of this subsection:**

5 **“(A) Grant recipients making adequate progress toward meeting program population  
6 projections submitted to the commission under paragraph (b) of this subsection;**

7 **“(B) Programs designed to minimize the number of cases involving unlawful possession  
8 of a controlled substance constituting a drug enforcement misdemeanor as described in sec-  
9 tion 35, chapter 70, Oregon Laws 2024, filed in an applicant’s jurisdiction;**

10 **“(C) Programs that result in satisfactory rates of successful outcomes for program par-  
11 ticipants;**

12 **“(D) Programs that prioritize the funding of positions that interact directly with pro-  
13 spective and enrolled program participants;**

14 **“(E) Programs in rural areas that create regional partnerships; and**

15 **“(F) Programs that adhere to documented standards and best practices established by  
16 the commission for deflection programs.**

17 **“(7)(a) Grant funds awarded under this section may be used for:**

18 **“(A) Deflection program expenses, including but not limited to law enforcement employees,  
19 deputy district attorneys and behavioral health, case management or outreach workers, including  
20 peer navigators and mobile crisis and support services workers.**

21 **“(B) Behavioral health workforce development.**

22 **“(C) Capital construction of behavioral health treatment infrastructure.**

23 **“(D) The payment of restitution to a victim, if potential or outstanding restitution is a barrier  
24 to program participation.**

25 **“(E) The purchase of closed-loop referral technology to facilitate referrals to local partners and  
26 community-based organizations involved in supporting deflection and jail reentry programs.**

27 **“(b) Notwithstanding paragraph (a) of this subsection, the commission may award planning  
28 grants for the development of deflection programs.**

29 **“(c) A county or county consortium applicant may request up to 10 percent of program funds for  
30 administrative costs. A tribal government or tribal government consortium applicant may request  
31 up to the federally negotiated indirect cost rate for the applicant to cover administrative costs.**

32 **“(8) The commission shall provide staff support to the grant program.**

33 **“(9) The commission [*may*] shall adopt rules to carry out the provisions of this section, includ-  
34 ing:**

35 **“(a) A methodology for reviewing and approving grant applications and awarding grants;**

36 **“(b) A process for distributing any unallocated funds;**

37 **“(c) A process for evaluating the efficacy of deflection programs funded under this section;**

38 **“(d) Provisions related to requests by grant recipients to adjust their grant awards; and**

39 **“(e) Provisions related to partnerships or collaborations between applicants.**

40 **“(10) For purposes of this section:**

41 **“(a) ‘Successful outcome’ means an outcome that recognizes that recovery pathways are neces-  
42 sarily individual and that is measured in engagement in case management services and improve-  
43 ments in quality of life stability factors and public safety.**

44 **“(b) ‘Victim’ has the meaning given that term in ORS 131.007.”.**

45 **After line 22, insert:**

1       “**SECTION 10a.** (1) The repeal of section 9 of this 2025 Act (amending section 76, chapter  
2 70, Oregon Laws 2024) by section 9a of this 2025 Act and the amendments to section 76,  
3 chapter 70, Oregon Laws 2024, by section 9a of this 2025 Act become operative on July 1, 2027.

4       “(2) The Oregon Criminal Justice Commission may adopt rules and take any other action  
5 before the operative date specified in subsection (1) of this section that is necessary to enable  
6 the commission, on and after the operative date specified in subsection (1) of this section,  
7 to exercise all of the powers, duties and functions conferred on the commission by the  
8 amendments to section 76, chapter 70, Oregon Laws 2024, by section 9a of this 2025 Act.”.

9       On page 21, after line 8, insert:

10       “**SECTION 20a.** If House Bill 2632 becomes law, section 11, chapter 151, Oregon Laws 2025  
11 (Enrolled House Bill 2632) (amending ORS 423.150), is repealed.”.

12       After line 23, insert:

13       “**SECTION 21a.** If House Bill 2632 becomes law, section 21 of this 2025 Act is amended to read:

14       “**Sec. 21.** (1) The Oregon Criminal Justice Commission shall establish the Oregon Treatment  
15 Court Grant Program to award grants to counties in order to provide supplemental funding for  
16 treatment courts. The grants must support the adherence of treatment courts to the standards de-  
17 veloped under ORS 137.680 and may fund the costs of appropriate treatment services and the  
18 incarceration of persons who have violated the terms and conditions of the treatment court.

19       “(2) The commission may adopt rules to administer the grant program described in this section,  
20 including:

21       “(a) A methodology for reviewing and approving grant applications and awarding grants;

22       “(b) A process for distributing any unallocated funds;

23       “(c) A process for evaluating the efficacy of treatment courts funded under this section;

24       “(d) Provisions related to requests by grant recipients to adjust their grant awards; and

25       “(e) Provisions related to partnerships or collaborations between applicants.

26       “(3) As used in this section, [*treatment court*] means a specialty court as defined] **‘treatment**  
27 **courts’ has the meaning given that term** in ORS 137.680[, including a drug court program as de-  
28 *defined in ORS 3.450*].

29       “**SECTION 21b.** The amendments to section 21 of this 2025 Act by section 21a of this 2025  
30 Act become operative on July 1, 2026.”.

31       On page 28, after line 34, insert:

32       “**SECTION 36a.** If House Bill 2632 becomes law, section 10, chapter 151, Oregon Laws 2025  
33 (Enrolled House Bill 2632) (amending ORS 137.656), is repealed.”.

34       After line 38, insert:

35       “**SECTION 37a.** Notwithstanding section 11, chapter \_\_\_, Oregon Laws 2025 (Enrolled  
36 Senate Bill 236) (amending ORS 475.934), if Senate Bill 236 becomes law, ORS 475.934 is re-  
37 pealed by section 37 of this 2025 Act.”.