

SENATE AMENDMENTS TO SENATE BILL 299

By COMMITTEE ON JUDICIARY

April 17

1 Delete lines 4 through 14 of the printed bill and insert:

2 **“SECTION 1. Section 2 of this 2019 Act is added to and made a part of ORS chapter 414.**

3 **“SECTION 2. An individual who is under 19 years of age who is otherwise eligible for**
4 **medical assistance through the Health Care for All Oregon Children program established in**
5 **ORS 414.231 may not be denied medical assistance on the basis that the individual is being**
6 **held in a juvenile detention facility pending adjudication.**

7 **“SECTION 3. No later than July 1, 2022, the Oregon Health Authority shall request ap-**
8 **proval from the Centers for Medicare and Medicaid Services for an amendment to the dem-**
9 **onstration project under section 1115 of the Social Security Act (42 U.S.C. 1315) to allow for**
10 **federal financial participation in the costs of providing medical assistance to individuals who**
11 **are under 19 years of age and are being held in a juvenile detention facility pending adjudi-**
12 **cation.**

13 **“SECTION 4. (1) The Oregon Health Authority, in consultation and collaboration with the**
14 **directors of every county juvenile department in this state, representatives of agencies that**
15 **work with juvenile justice and youth health care systems, directors of juvenile detention fa-**
16 **cilities, the Department of Human Services and the Oregon Youth Authority shall undertake**
17 **a study of the need to provide medical assistance to youth being held in juvenile detention**
18 **facilities prior to adjudication. The Oregon Health Authority must study, at a minimum, all**
19 **of the following:**

20 **“(a) The medical and behavioral health needs of youth in juvenile detention facilities;**

21 **“(b) The number of youth eligible for medical assistance immediately prior to entering**
22 **juvenile detention facilities and the impact of the suspension of their medical assistance after**
23 **entering juvenile detention facilities;**

24 **“(c) The number of youth entering juvenile detention facilities who are members of co-**
25 **ordinated care organizations;**

26 **“(d) The state and local social service agencies that are involved with youth at the time**
27 **youth are placed in juvenile detention facilities;**

28 **“(e) The types of placement recommendations made for youth as alternatives to de-**
29 **tention before the youth enter juvenile detention facilities;**

30 **“(f) The costs of prescription drugs and other health care provided to youth in juvenile**
31 **detention facilities;**

32 **“(g) The impact on the ability of youth to receive the recommended level of care as a**
33 **result of placement in juvenile detention facilities including the inability of the youth to re-**
34 **ceive residential care or placement in pediatric subacute care facilities; and**

35 **“(h) Other barriers to youth accessing medical, behavioral and mental health services**

1 upon placement in juvenile detention facilities because they become ineligible for medical
2 assistance upon placement.

3 “(2) The authority shall submit a report, as provided in ORS 192.245, of the findings from
4 the study and may provide recommendations for legislative changes to the interim commit-
5 tees of the Legislative Assembly related to the judiciary no later than September 15, 2021.

6 “(3) All agencies of state government, as defined in ORS 174.111, are directed to assist
7 the authority in conducting the study and, to the extent permitted by laws relating to
8 confidentiality, to furnish information and advice necessary for the group to conduct the
9 study.

10 “SECTION 5. Section 4 of this 2019 Act is repealed on December 31, 2021.”.

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