

## HOUSE AMENDMENTS TO HOUSE BILL 3229

By COMMITTEE ON JUDICIARY

April 23

1 On page 1 of the printed bill, delete lines 5 through 28.

2 On page 2, delete lines 1 through 43 and insert:

3 **“SECTION 1. (1) The Oregon Criminal Justice Commission shall convene an advisory**  
4 **council to assist in performing the duties and responsibilities described in subsections (3) and**  
5 **(4) of this section.**

6 **“(2)(a) The chairperson of the commission shall appoint to serve on the advisory council:**

7 **“(A) One member representing a sheriffs’ organization;**

8 **“(B) One member representing a county counsels’ organization;**

9 **“(C) One member representing a criminal defense organization;**

10 **“(D) One member representing a civil rights or civil liberties organization;**

11 **“(E) One member representing the system designated by ORS 192.517 to protect and ad-**  
12 **vocate for the rights of individuals with disabilities;**

13 **“(F) One member representing the Oregon Health Authority;**

14 **“(G) One member representing the Department of Justice;**

15 **“(H) One member who is an employee of the Governor’s office;**

16 **“(I) One member who has medical training and experience delivering health care services**  
17 **directly to patients;**

18 **“(J) One member who has training and experience as a pharmacist;**

19 **“(K) One member who has training in counseling, psychiatry or other similar field with**  
20 **experience delivering mental health services to clients;**

21 **“(L) One member who is the chief administrator at a local correctional facility;**

22 **“(M) One member representing a federally qualified health center; and**

23 **“(N) One member who provides health care services to adults in custody at a local**  
24 **correctional facility.**

25 **“(b)(A) The President of the Senate shall appoint one member of the Senate to serve on**  
26 **the advisory council.**

27 **“(B) The Speaker of the House of Representatives shall appoint one member of the House**  
28 **of Representatives to serve on the advisory council.**

29 **“(3) The commission, in consultation with the advisory council, shall develop recommen-**  
30 **dations for minimum standards, policies and procedures for the provision of health care**  
31 **services to adults in custody in local correctional facilities, including minimum standards for:**

32 **“(a) Qualifications and licensure requirements for health care professionals;**

33 **“(b) Access by adults in custody to a health care professional who is authorized to pre-**  
34 **scribe pharmaceutical medications;**

35 **“(c) Staffing levels and round-the-clock, on-call health care services;**

1       “(d) Protocols to ensure timely transfer and continuity of care for adults in custody to  
2 and from a hospital following a determination by a health care professional that treatment  
3 at a hospital is medically necessary;

4       “(e) Screening health care needs of adults in custody;

5       “(f) Scheduling and administering appointments, including follow-up appointments, with  
6 health care professionals;

7       “(g) Establishing an appropriate, confidential space for the provision of health care ser-  
8 vices to adults in custody; and

9       “(h) Any pilot project or tiered implementation the commission and advisory council  
10 deem worthy of consideration.

11       “(4)(a) The commission, in consultation with the advisory council, shall develop recom-  
12 mendations for the establishment of a permanent independent commission to exercise on an  
13 ongoing basis the duties and responsibilities described in subsection (3) of this section for the  
14 purpose of periodically updating and optimizing minimum standards, policies and procedures  
15 for the provision of health care services to adults in custody in local correctional facilities.

16       “(b) The recommendations described in paragraph (a) of this subsection must include, but  
17 are not limited to:

18       “(A) The name of the permanent independent commission;

19       “(B) The number, term and qualifications of members on the permanent independent  
20 commission;

21       “(C) The appointing authority for each member of the permanent independent commis-  
22 sion;

23       “(D) The executive agency, if any, under whose auspices the permanent independent  
24 commission will be established;

25       “(E) Protocols for conducting business and holding meetings; and

26       “(F) The frequency at which the permanent independent commission must report to the  
27 Legislative Assembly in the manner provided under ORS 192.245 recommendations to update  
28 and optimize minimum standards, policies and procedures for the provision of health care  
29 services to adults in custody at local correctional facilities.

30       “(5) The commission shall present recommendations for the minimum standards devel-  
31 oped under subsection (3) of this section, including cost estimates for statewide implemen-  
32 tation and possible funding sources to cover those costs, and recommendations for the  
33 establishment of the permanent independent commission described in subsection (4) of this  
34 section, along with any national best practices, promising local practices and recommended  
35 legislative changes, in a report to the interim committees of the Legislative Assembly related  
36 to the judiciary in the manner provided under ORS 192.245 on or before September 15,  
37 2022.”.

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