

Requested by Representative DEXTER

**PROPOSED AMENDMENTS TO
HOUSE BILL 3035**

1 On page 1 of the printed bill, line 2, after “custody” insert “; and declar-
2 ing an emergency”.

3 Delete lines 11 through 28 and delete pages 2 through 4 and insert:

4 **“SECTION 1. (1) The Department of Corrections and the Oregon
5 Health Authority shall establish a healthcare navigator pilot program
6 within the Coffee Creek Correctional Facility as described in this sec-
7 tion.**

8 **“(2)(a) No later than 90 days after the effective date of this 2021 Act,
9 the department, in consultation with the authority, shall by rule de-
10 velop a health assessment for persons entering the Coffee Creek
11 Correctional Facility for the purposes of serving a sentence within the
12 facility. The assessment must result in each assessed person receiving
13 a health risk score and a classification of the score as low, moderate
14 or high risk. The department shall post a link to the assessment on
15 the website of the department.**

16 **“(b) No later than 90 days after the effective date of this 2021 Act,
17 the department shall ensure that the medical records of all adults in
18 custody of the Coffee Creek Correctional Facility are made available
19 through the Oregon Community Health Information Network platform
20 or other equivalent electronic medical records platform.**

21 **“(3)(a) The authority shall establish healthcare navigator positions**

1 for employment within the Coffee Creek Correctional Facility.

2 “(b) A person hired as a healthcare navigator must have knowledge
3 of health care systems and must be a personal health navigator as
4 defined in ORS 414.025.

5 “(c) Healthcare navigators are not employees of the Department of
6 Corrections but, in order to perform their duties under this section,
7 shall be provided with access to the Coffee Creek Correctional Facility
8 necessary to fulfill all duties of the position, including the ability to
9 access all medical records of adults in custody assigned to the
10 navigator and the opportunity to speak privately with an adult in
11 custody assigned to the navigator.

12 “(d) The salaries of healthcare navigators shall be paid by the au-
13 thority.

14 “(4)(a) No later than two business days after a person enters the
15 custody of the Coffee Creek Correctional Facility for the purpose of
16 serving a sentence at the facility, the department shall:

17 “(A) Assess the person using the health assessment described in
18 subsection (2) of this section;

19 “(B) Address any immediate medical needs, including the adminis-
20 tration of medication; and

21 “(C) Contact the primary health care provider of the person, as
22 identified by the person, for the purpose of notifying the provider of
23 the transfer of care and to request medical records for the purpose of
24 continuity of care.

25 “(b) An adult in custody serving a sentence at the Coffee Creek
26 Correctional Facility who was not assessed under paragraph (a) of this
27 subsection may request to be assessed using the health assessment
28 described in subsection (2) of this section. The department shall ac-
29 knowledge receipt of the request within five business days of the date
30 of the request and shall ensure that the assessment is completed in

1 order of medical urgency and within a reasonable timeline determined
2 by the department by rule.

3 “(c) Healthcare navigators shall assist the persons described in
4 paragraphs (a) and (b) of this subsection with the intake and assess-
5 ment processes.

6 “(5)(a) The department shall assign a healthcare navigator to any
7 adult in custody who receives a health risk score classified as high risk
8 or moderate risk as the result of a health assessment conducted under
9 subsection (4) of this section.

10 “(b) A healthcare navigator assigned to an adult in custody under
11 this subsection shall:

12 “(A) Assist the adult in custody with the coordination of health
13 care during times of transition between department custody and the
14 community, with a focus on maintaining continuity of high-quality
15 health care;

16 “(B) Assist the adult in custody with obtaining medical care, in-
17 cluding advocating for care when necessary;

18 “(C) Maintain a consistent relationship with the adult in custody
19 as long as the adult in custody is housed within the Coffee Creek
20 Correctional Facility; and

21 “(D) Coordinate with community health care providers after release
22 of the adult in custody, which may include assistance with scheduling
23 appointments and obtaining prescriptions, if the adult in custody is
24 released.

25 “(6) When providing medical, mental health and substance use dis-
26 order care to adults in custody at the Coffee Creek Correctional Fa-
27 cility, the department shall:

28 “(a) Provide care that is medically appropriate and that meets or
29 exceeds recognized standards in the medical community;

30 “(b) Provide full-spectrum reproductive and gender-affirming care;

1 “(c) Ensure that a healthcare navigator assigned to an adult in
2 custody is aware of the care plan for the adult in custody in a timely
3 and effective manner;

4 “(d) Ensure the coordination and continuation of care throughout
5 the time the adult is in the custody of the facility; and

6 “(e) Ensure continuity of care with medical and mental health care
7 the adult in custody previously received in the community, including
8 the provision of medically equivalent treatment consistent with treat-
9 ment the adult in custody was receiving in the community.

10 “(7)(a) If the healthcare navigator assigned to an adult in custody
11 determines that the adult in custody is not receiving adequate access
12 to health care that meets the medical needs of the adult in custody,
13 the healthcare navigator shall provide the adult in custody with in-
14 formation on filing an appeal under paragraph (b) of this subsection.

15 “(b) The department shall, in consultation with the authority, by
16 rule establish a process by which adults in custody may appeal deci-
17 sions made by department medical staff concerning medical care.

18 “(c) The department shall provide on the website of the department
19 deidentified information concerning appeals filed under this sub-
20 section, including the number of current active appeals and, for each
21 resolved appeal, the outcome.

22 “(8) Upon the release of an adult in custody from the Coffee Creek
23 Correctional Facility, the department, with the assistance of the
24 healthcare navigator assigned to the adult in custody, shall:

25 “(a) Ensure that the adult in custody is offered a full copy, either
26 in paper or electronic format, of all medical records of the adult in
27 custody that are in the possession of the department; and

28 “(b) Verify that all medical records of the adult in custody are
29 readable in Care Everywhere or a comparable health information ex-
30 change system.

1 **“(9) The department shall, at least quarterly, anonymously survey**
2 **participants in the healthcare navigator pilot program described in**
3 **this section for the purposes of reporting under section 2 of this 2021**
4 **Act.**

5 **“(10)(a) The department, in consultation with the authority, may**
6 **adopt rules to carry out the provisions of this section.**

7 **“(b) The authority may adopt rules concerning the hiring and em-**
8 **ployment of healthcare navigators under this section.**

9 **“SECTION 2. (1) Beginning no later than December 31, 2021, and**
10 **every six months thereafter, the Department of Corrections shall re-**
11 **port to the interim committees of the Legislative Assembly related to**
12 **the judiciary and health care, in the manner provided under ORS**
13 **192.245, the following deidentified and disaggregated data concerning**
14 **all adults in the custody of the department:**

15 **“(a) Life expectancy;**

16 **“(b) Obesity rates;**

17 **“(c) Vaccination rates;**

18 **“(d) Sexually transmitted disease infection rates;**

19 **“(e) Substance use disorder rates;**

20 **“(f) Suicide attempts and completions;**

21 **“(g) Rates of maternal mortality and severe maternal morbidity,**
22 **as those terms are defined in ORS 432.600;**

23 **“(h) Infant mortality rates; and**

24 **“(i) Any other data specified by rule under subsection (2) of this**
25 **section.**

26 **“(2) The Department of Corrections, in consultation with the**
27 **Oregon Health Authority, shall adopt rules specifying additional data**
28 **to be reported by the department under subsection (1) of this section.**

29 **“(3) Beginning no later than December 31, 2021, and each year**
30 **thereafter, the Department of Corrections, in consultation with the**

1 Oregon Health Authority, shall report to the interim committees of
2 the Legislative Assembly related to the judiciary and health care, in
3 the manner provided under ORS 192.245, health outcomes concerning
4 all adults in the custody of the department, including health trends
5 and any information the department determines relevant to the effec-
6 tiveness of the healthcare navigator pilot program described in section
7 1 of this 2021 Act.

8 “(4) Beginning no later than March 31, 2022, and at least quarterly
9 thereafter, the Department of Corrections shall provide to the com-
10 mittees of the Legislative Assembly related to the judiciary and health
11 care, in the manner provided under ORS 192.245, a report on the survey
12 of participants in the healthcare navigator pilot program described in
13 section 1 (9) of this 2021 Act.

14 “SECTION 3. In addition to and not in lieu of any other appropri-
15 ation, there is appropriated to the Oregon Health Authority, for the
16 biennium beginning July 1, 2021, out of the General Fund, the amount
17 of \$_____, for the purposes of funding healthcare navigator posi-
18 tions under section 1 of this 2021 Act.

19 “SECTION 4. Sections 1 and 2 of this 2021 Act are repealed on June
20 30, 2023.

21 “SECTION 5. This 2021 Act being necessary for the immediate
22 preservation of the public peace, health and safety, an emergency is
23 declared to exist, and this 2021 Act takes effect July 1, 2021.”.

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