

Requested by Representative DEXTER

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 3035**

1 On page 1 of the printed A-engrossed bill, delete lines 11 through 20 and
2 delete pages 2 through 4 and insert:

3 **“SECTION 1. (1) The Task Force on Corrections Medical Care is**
4 **established.**

5 **“(2)(a) The task force consists of eleven members appointed as fol-**
6 **lows:**

7 **“(A) The Governor shall appoint five members with the following**
8 **qualifications:**

9 **“(i) At least one member must be a substance use disorder or**
10 **mental health care clinician.**

11 **“(ii) At least one member must be a primary care clinician who**
12 **serves Medicaid patients.**

13 **“(iii) At least two members must have been adults in custody, or**
14 **family members of adults in custody, who received medical care while**
15 **in the custody of the Department of Corrections.**

16 **“(B) The President of the Senate shall appoint two members from**
17 **among members of the Senate.**

18 **“(C) The Speaker of the House of Representatives shall appoint two**
19 **members from among members of the House of Representatives.**

20 **“(D) The Director of the Department of Corrections shall appoint**
21 **two members representing the medical staff of the department.**

1 **“(b) The Corrections Ombudsman as defined in ORS 423.400 shall**
2 **serve as an ex officio nonvoting member of the task force and is not**
3 **considered a member for the purposes of this subsection.**

4 **“(3) The task force shall:**

5 **“(a) Conduct a review of the process by which adults in Department**
6 **of Corrections custody file grievances concerning access to and the**
7 **provision of medical care to determine the level of accountability and**
8 **transparency the process provides to adults in custody and the inter-**
9 **ests of the state and whether the process conforms with the right of**
10 **adults in custody to community-level medical care.**

11 **“(b) Conduct a review of the current medical care standards of care**
12 **in the department to determine whether the standards align with the**
13 **right of adults in custody to community-level medical care. The report**
14 **resulting from the review must include a recommended prioritized list**
15 **of medical care, including mental and oral health and similar to the**
16 **Medicaid prioritization list, that meets community standards. The re-**
17 **port must further include the recommendation of meaningful access**
18 **timelines for each type of care that must be equitably available to all**
19 **adults in custody in all department facilities.**

20 **“(c) Review timelines and goals for the adoption of an electronic**
21 **health records system by the department. The task force shall review**
22 **the current adoption timeline and process to ensure appropriate goals,**
23 **timelines and outcomes are being achieved, with the priority being**
24 **expedited adoption of the platform most able to improve continuity**
25 **of care with community practitioners, the seamless sharing of records**
26 **and the ability for outcomes and services to be reported to the public.**

27 **“(4) A majority of the voting members of the task force constitutes**
28 **a quorum for the transaction of business.**

29 **“(5) Official action by the task force requires the approval of a**
30 **majority of the voting members of the task force.**

1 **“(6) The task force shall elect one of its members to serve as**
2 **chairperson.**

3 **“(7) If there is a vacancy for any cause, the appointing authority**
4 **shall make an appointment to become immediately effective.**

5 **“(8) The task force shall meet at times and places specified by the**
6 **call of the chairperson or of a majority of the voting members of the**
7 **task force.**

8 **“(9) The task force may adopt rules necessary for the operation of**
9 **the task force.**

10 **“(10)(a) The task force shall submit a report in the manner provided**
11 **by ORS 192.245, and may include recommendations for legislation, to**
12 **the interim committees of the Legislative Assembly related to health**
13 **and the judiciary no later than September 15, 2022.**

14 **“(b) No later than September 15, 2022, the task force shall provide**
15 **the recommendations described in subsection (3)(b) of this section to**
16 **the Department of Corrections, and the department shall publish the**
17 **recommendations on the website of the department.**

18 **“(11) The Legislative Policy and Research Director shall provide**
19 **staff support to the task force.**

20 **“(12) Members of the Legislative Assembly appointed to the task**
21 **force are nonvoting members of the task force and may act in an ad-**
22 **visory capacity only.**

23 **“(13) Members of the task force who are not members of the Leg-**
24 **islative Assembly are not entitled to compensation or reimbursement**
25 **for expenses and serve as volunteers on the task force.**

26 **“(14) All agencies of state government, as defined in ORS 174.111,**
27 **are directed to assist the task force in the performance of the duties**
28 **of the task force and, to the extent permitted by laws relating to**
29 **confidentiality, to furnish information and advice the members of the**
30 **task force consider necessary to perform their duties.**

1 **“SECTION 2. (1) Beginning no later than December 31, 2021, and**
2 **every six months thereafter, the Department of Corrections shall re-**
3 **port to the interim committees of the Legislative Assembly related to**
4 **the judiciary and health care, in the manner provided under ORS**
5 **192.245, the following information:**

6 **“(a) Progress on the adoption of an electronic health records sys-**
7 **tem;**

8 **“(b) The number of grievances filed by adults in custody concerning**
9 **the provision of medical care;**

10 **“(c) The medical services available to adults in custody within de-**
11 **partment facilities; and**

12 **“(d) If applicable, the progress and impact of a department program**
13 **that assigns health care navigators to adults in custody.**

14 **“(2) No later than December 31, 2022, the Department of Cor-**
15 **rections, in consultation with the Oregon Health Authority, shall re-**
16 **port to the interim committees of the Legislative Assembly related to**
17 **the judiciary and health care, in the manner provided under ORS**
18 **192.245, health outcomes concerning all adults in the custody of the**
19 **department, including health trends and any information the depart-**
20 **ment determines relevant to the effectiveness of the work of the Task**
21 **Force on Corrections Medical Care described in section 1 of this 2021**
22 **Act and, if applicable, any department program in which health care**
23 **navigators are assigned to adults in custody.**

24 **“SECTION 3. Sections 1 and 2 of this 2021 Act are repealed on June**
25 **30, 2023.**

26 **“SECTION 4. This 2021 Act being necessary for the immediate**
27 **preservation of the public peace, health and safety, an emergency is**
28 **declared to exist, and this 2021 Act takes effect July 1, 2021.”.**