

## Psychiatric Safety Review Board

	2019-21 Actual	2021-23 Legislatively Adopted	2021-23 Legislatively Approved *	2023-25 Current Service Level	2023-25 Governor's Budget
General Fund	3,068,294	3,934,061	4,082,379	4,198,733	4,389,679
<b>Total Funds</b>	<b>3,068,294</b>	<b>3,934,061</b>	<b>4,082,379</b>	<b>4,198,733</b>	<b>4,389,679</b>
Positions	11	12	12	12	13
FTE	11.00	12.00	12.00	12.00	13.00

\* Includes Emergency Board and administrative actions through December 2022.

### Program Description

The mission of the Psychiatric Security Review Board (PSRB) is to protect the public by ensuring people who have a psychiatric illness and/or intellectual disability and have been placed under the Board’s jurisdiction as a result of committing a crime receive the necessary support to reduce the risk of future dangerous behavior. The Board’s predominant body of work involves its statutory jurisdiction over people who have committed a crime and are found by a court to be guilty except for insanity (GEI). This work includes overseeing treatment outcomes for GEI clients who are committed to the Oregon State Hospital; coordinating treatment and case management for clients who are conditionally released from the State Hospital and receive services in community settings; revoking conditional release and ordering the return of clients to the State Hospital, as appropriate; and discharging clients from the Board’s jurisdiction consistent with statutory requirements. In 2007, the Legislature expanded the Board’s jurisdiction to include youth who have been found responsible of a crime except for insanity (REI). The Board is also responsible for conducting hearings for persons barred from possessing a firearm due to a mental health determination, supervising civil commitments for individuals deemed extremely dangerous, and conducting sex offender classification and relief hearings for GEI sex offenders.

The Board is comprised of two separate five member panels - one for overseeing adult clients and one for overseeing juvenile clients. Board members are appointed by the Governor and confirmed by the Senate and serve four-year terms. The Board largely delivers client services by conducting hearings related to confirming that PSRB jurisdiction remains appropriate, ensuring clients are being safely supervised and treated, and considering client requests for conditional release. The PSRB budget includes only the funding necessary to support the Board and monitor the individuals placed under its jurisdiction. Most of the budget reflects salaries and benefits for the program’s 12 state employees, while relatively small portions of the budget support rental costs for the PSRB’s office space, technology expenses, state government service charges and Attorney General costs, board member stipends, and other services and supplies.

As of October 1, 2022, the PSRB had a census of 663 individuals. Of these, 633 were adults adjudicated as GEI, three were juveniles found to be REI, and 27 were civil commitments. The preliminary Fall 2022 forecast from the Department of Human Services – Office of Forecasting

Research and Analysis projects the PSRB’s adult GEI census will increase modestly from a monthly average of 648 in 2021-23 to an average of 661 clients per month in 2023-25.

### CSL Summary

PSRB’s Current Service Level (CSL) budget totals \$4.2 million General Fund, which represents a \$0.1 million increase over the 2021-23 Legislatively Approved Budget. This increase is due to updated personnel and services and supplies inflationary costs.

### Policy Issues

The PSRB’s success in helping clients manage their mental illness and reduce the risk of recidivism largely relies on the continuum of care funded through other state and local programs. Most of the resources to provide treatment for these individuals are part of the Oregon Health Authority budget for the Oregon State Hospital and community mental health programs. Changes in the availability of bed space at the State Hospital and capacity in the community impact the ability of PSRB clients to timely transition to lower levels of care. A small number of individuals also receive intellectual and developmental disability services through programs supported in the Department of Human Services budget.

Despite the expansion of its responsibilities over the past several years, PSRB’s primary workload remains focused on adults adjudicated GEI. SB 420 (2011) had changed the jurisdiction of certain GEI offenders by placing those who committed a “tier one” crime under the jurisdiction of PSRB and those who committed a “tier two” crime under the jurisdiction of the Oregon State Hospital Review Panel while committed to the State Hospital. SB 65 (2017) eliminated the State Hospital Review Panel and consolidated the oversight of all GEI persons to PSRB as of July 1, 2018. This resulted in the transfer of 75 individuals to PSRB’s jurisdiction, as well as any future GEI individuals who would have previously been under the jurisdiction of the State Hospital Review Panel. The bill also directed the Board to develop a restorative justice program to assist in the recovery process for crime victims.

The treatment system for these clients has also changed significantly commensurate with increased focus on serving more individuals with mental illness in the community. Prior to 2008, more GEI adults were treated at the State Hospital than the number placed on conditional release. This trend has reversed with a significant decline in the GEI population at the State Hospital; more than 60% of the GEI clients supervised by the PSRB are now on conditional release.

The PSRB is also responsible for the oversight of individuals who are civilly committed pursuant to ORS 426.701. This is a commitment type for those found by a court to be “extremely dangerous persons with mental illness.” The PSRB’s civil commitment caseload has steadily increased since this statute took effect in 2013 and has tripled since 2017.

### Governor's Budget Summary

PSRB's Governor's budget totals \$4.4 million which represents a 7.5% increase over their 2021-23 Legislatively Approved Budget. The primary challenge for the agency surrounds information technology (IT) support needs, and both policy option packages are requests to address those needs.

### POP 101 - Transition to DAS IT

The agency was required to identify a new IT support vendor after their previous vendor unexpectedly went out of business. In contemplating various options in partnership with the Department of Administrative Services (DAS) Enterprise Information Systems (EIS) Senior IT Portfolio Manager, the decision was made to join other agencies supported by DAS IT. Due to the emergent nature of the unexpected needs, PSRB was onboarded to DAS IT in August 2022. This request covers \$46,000 in computer upgrades across the agency and \$72,500 in cost associated with the new DAS IT agreement for a total of \$118,500 General Fund.

### POP 102 - New ISS4 Position

In addition to the transition described in POP 101, PSRB is faced with outdated Microsoft Access databases that need replacement and a new arrangement with DAS IT that does not cover all the services required across agency staff and Board members. This role will serve as the liaison to DAS IT, assist agency staff and Board members in on-site technology support, and develop a list of technology upgrade priorities for the agency. The request is for \$219,679 General Fund and one IT position (1.00 FTE).

### Other Significant Issues and Background

The leased location for the agency is currently presenting challenges. The Board leases a property in downtown Portland and was originally selected because it provided an opportunity for clients on conditional release to attend hearings before the Board in person and can be easily accessed by clients and a variety of stakeholders via public transportation. The Board secured its lease in 2012 following the economic downturn in 2009 and negotiated a relatively low rent rate. With the end of the lease approaching in December 2022 and changes to remote hearings and remote work, PSRB is investigating alternative options. The agency's belief is that the benefits of relocating the office outweigh the benefits of renewing the current lease. They currently occupy 3,672 square feet and expect that need is closer to 3,000 square feet which is consistent with a more remote environment. An additional benefit to relocation is increased psychological safety for staff, many of whom have reported incidents of harassment and trauma that occur in the downtown Portland area surrounding the office. It would also potentially provide free parking while remaining accessible to public transportation. The financial impact will be addressed as final decisions are made.

### Key Performance Measures

A copy of the PSRB Annual Performance Progress Report can be found on the LFO website:

[PSRB 2022 Annual Performance Progress Report](#)