

## HOUSE AMENDMENTS TO HOUSE BILL 2977

By COMMITTEE ON BEHAVIORAL HEALTH AND HEALTH CARE

April 7

1 On page 1 of the printed bill, line 2, before the period insert “; and prescribing an effective  
2 date”.

3 Delete lines 4 through 22 and delete pages 2 through 4 and insert:

4 **“SECTION 1. Sections 2 and 4 of this 2023 Act are added to and made a part of ORS  
5 660.300 to 660.364.**

6 **“SECTION 2. (1) As used in this section:**

7 **“(a) ‘Community college’ has the meaning given that term in ORS 341.005.**

8 **“(b) ‘Institution of higher education’ means:**

9 **“(A) A public or private college or university.**

10 **“(B) A community college.**

11 **“(C) A nonprofit college or university.**

12 **“(c) ‘Nonprofit college or university’ means a college or university that is exempt from  
13 federal income tax under section 501(c)(3) of the Internal Revenue Code and that is accred-  
14 ited by a regional accrediting association or a national successor of the accrediting associ-  
15 ation.**

16 **“(d) ‘Training program’ means a course of study that results in certification, licensure  
17 or other credentials recognized in the field of behavioral health.**

18 **“(e) ‘University’ includes:**

19 **“(A) A public university listed in ORS 352.002.**

20 **“(B) Oregon Health and Science University.**

21 **“(C) An Oregon-based private university, including out-of-state private universities that  
22 have campuses located in Oregon.**

23 **“(2) The Oregon Health Authority shall establish a grant program for the purpose of  
24 distributing moneys to institutions of higher education, and organizations that administer  
25 training programs, to develop training and instructional programs that prepare students to  
26 enter into the behavioral health workforce.**

27 **“(3) Moneys awarded to a grant recipient under subsection (2) of this section may be used  
28 for:**

29 **“(a) Scholarships or other tuition assistance for students going into the field of behav-  
30 ioral health.**

31 **“(b) Developing pathways to employment opportunities in the field of behavioral health.**

32 **“(c) Recruitment and outreach efforts to increase the number of students training for  
33 and entering into the behavioral health workforce.**

34 **“(d) Job training and instruction for behavioral health occupations.**

35 **“(4)(a) The Oregon Health Authority shall establish by rule criteria and standards by**

1 which an institution of higher education or an organization that administers training pro-  
2 grams may apply for and receive a grant award. At a minimum, the rules must:

3 “(A) Include a methodology for reviewing and approving grant applications;

4 “(B) Establish grant application periods that enable the authority to distribute grant  
5 funds in accordance with grant distribution requirements established under section 3 of this  
6 2023 Act; and

7 “(C) Require that any grant moneys awarded to an institution of higher education must  
8 be used for training programs administered in this state.

9 “(b) The authority shall award grants based on the ability of the applicant to use the  
10 grant as required under subsection (3) of this section.

11 “(5) A recipient of grant moneys under this section shall compile and submit information  
12 to the Oregon Health Authority as deemed necessary by the authority to enable the author-  
13 ity to meet the reporting requirements under sections 8 and 11 of this 2023 Act.

14 “(6) The Oregon Health Authority may adopt any rules necessary for the implementation  
15 and administration of this section.

16 “SECTION 3. The Oregon Health Authority shall distribute the funds specifically appro-  
17 priated to the authority under section 6 of this 2023 Act to approved institutions of higher  
18 education, and organizations that administer training programs, at the conclusion of a grant  
19 application period established under section 6 of this 2023 Act, but not later than July 1, 2024.  
20 If unallocated funds remain at the conclusion of the grant acceptance period, the authority  
21 may establish a supplemental grant period and distribute the unallocated funds no later than  
22 July 1, 2025.

23 “SECTION 4. (1) As used in this section, ‘institution of higher education’ has the meaning  
24 given that term in section 2 of this 2023 Act.

25 “(2) The Higher Education Coordinating Commission shall, in consultation with the State  
26 Workforce and Talent Development Board, establish a behavioral health workforce develop-  
27 ment program for the purpose of promoting workforce development in the field of behavioral  
28 health.

29 “(3) The program shall be administered by local workforce development boards. The local  
30 workforce development boards shall:

31 “(a) Connect with employers in the field of behavioral health to identify training and  
32 workforce needs and ensure that the business needs relating to a skilled behavioral health  
33 workforce are met.

34 “(b) Collaborate with high schools, employers, institutions of higher education and other  
35 organizations within the field of behavioral health to:

36 “(A) Develop training opportunities for individuals seeking entry into the field of behav-  
37 ioral health.

38 “(B) Connect individuals with employment opportunities in the field of behavioral health.

39 “(c) Distribute resources and available funds to entities that collaborate with local  
40 workforce development boards to promote behavioral health workforce development activ-  
41 ities that may include, but need not limited to:

42 “(A) Providing scholarships or other tuition assistance for students going into the field  
43 of behavioral health.

44 “(B) Developing pathways to employment opportunities in the field of behavioral health.

45 “(C) Supporting recruitment and outreach efforts to increase the number of students

1 training for and entering into the behavioral health workforce.

2 “(D) Providing job training and instruction for behavioral health occupations.

3 “(4) The commission, in consultation with the State Workforce and Talent Development  
4 Board, shall oversee the progress of the program.

5 “(5) Each local workforce development board shall compile and submit to the commis-  
6 sion:

7 “(a) Data on the progress of the behavioral health workforce development activities im-  
8 plemented by a local workforce development board under this section; and

9 “(b) Any other information as may be deemed necessary by the commission by rule to  
10 enable the commission to meet the reporting obligations under section 10 of this 2023 Act.

11 “(6) The commission may adopt any rules necessary for the implementation and admin-  
12 istration of this section.

13 “SECTION 5. (1) Not later than 120 days following the effective date of this 2023 Act, the  
14 Higher Education Coordinating Commission shall distribute the funds specifically appropri-  
15 ated to the commission under section 7 of this 2023 Act to local workforce development  
16 boards to administer the behavioral health workforce development program established un-  
17 der section 4 of this 2023 Act.

18 “(2) The commission shall distribute all moneys made available under section 7 of this  
19 2023 Act to local workforce development boards using the same formula as required under  
20 the federal Workforce Innovation and Opportunity Act (29 U.S.C. 3101 et seq.) for the allo-  
21 cation of funds to local workforce development boards.

22 “SECTION 6. In addition to and not in lieu of any other appropriation, there is appro-  
23 priated to the Oregon Health Authority, for the biennium beginning July 1, 2023, out of the  
24 General Fund, the amount of \$5,000,000, for carrying out the provisions of section 2 of this  
25 2023 Act.

26 “SECTION 7. In addition to and not in lieu of any other appropriation, there is appro-  
27 priated to the Higher Education Coordinating Commission, for the biennium beginning July  
28 1, 2023, out of the General Fund, the amount of \$5,000,000, for carrying out the provisions  
29 of section 4 of this 2023 Act.

30 “SECTION 8. Not later than September 1 of each year the Oregon Health Authority shall  
31 submit a report, in the manner provided by ORS 192.245, setting forth in detail the progress  
32 and outcomes of the provisions of section 2 of this 2023 Act, to the interim committees of  
33 the Legislative Assembly related to health.

34 “SECTION 9. Not later than September 1 of each year, the Higher Education Coordinat-  
35 ing Commission shall submit a report, in the manner provided by ORS 192.245, setting forth  
36 in detail the progress and outcomes of the provisions of section 4 of this 2023 Act, to the  
37 interim committees of the Legislative Assembly related to health.

38 “SECTION 10. (1) The Higher Education Coordinating Commission shall annually submit  
39 to the interim committees of the Legislative Assembly related to health, no later than Sep-  
40 tember 1 of each year, information related to grants awarded under section 4 of this 2023  
41 Act and the use of grant funds. The commission shall include with the submitted information  
42 an anonymous and aggregated list of the students who received tuition assistance or schol-  
43 arships funded by the grant moneys awarded to their institutions of higher education under  
44 section 4 of this 2023 Act, categorized by the students’:

45 “(a) Age;

- 1       “(b) Ethnicity;
- 2       “(c) Gender;
- 3       “(d) Race;
- 4       “(e) Disability;
- 5       “(f) Language spoken;
- 6       “(g) Sexual orientation; and
- 7       “(h) County of residence.

8       “(2) As used in this section, ‘institution of higher education’ has the meaning given that  
9 term in section 2 of this 2023 Act.

10       “**SECTION 11.** (1) The Oregon Health Authority shall annually submit to the interim  
11 committees of the Legislative Assembly related to health, no later than September 1 of each  
12 year, information related to grants awarded to institutions of higher education and organ-  
13 izations that administer training programs under section 2 of this 2023 Act and the use of  
14 grant funds. The authority shall include with the submitted information an anonymous and  
15 aggregated list of the students who received tuition assistance or scholarships funded by the  
16 grant moneys awarded to their institutions of higher education and organizations that ad-  
17 minister training programs under section 2 of this 2023 Act, categorized by the students’:

- 18       “(a) Age;
- 19       “(b) Ethnicity;
- 20       “(c) Gender;
- 21       “(d) Race;
- 22       “(e) Disability;
- 23       “(f) Language spoken;
- 24       “(g) Sexual orientation; and
- 25       “(h) County of residence.

26       “(2) As used in this section, ‘institution of higher education’ and ‘training program’ have  
27 the meanings given those terms in section 2 of this 2023 Act.

28       “**SECTION 12.** (1) The Oregon Health Authority shall collect and report geographic data  
29 and data described in ORS 413.164 and on the recipients of incentives under ORS 675.655.

30       “(2) Any entity that contracts with the Oregon Health Authority to administer incentives  
31 under ORS 675.655 shall collect and biannually report to the authority data described in ORS  
32 413.164 on the recipients of the incentives.

33       “(3) Each recipient of a grant under ORS 675.658 shall collect and biannually report to  
34 the Oregon Health Authority data described in ORS 413.164 on the associates or other indi-  
35 viduals receiving clinical supervision from the grantee.

36       “(4) The Oregon Health Authority shall prescribe by rule the form and manner for re-  
37 porting the data collected under this section. The authority shall enter data received under  
38 this section into the data system described in ORS 413.163.

39       “(5) Data collected and reported under this section may be disclosed only in the aggregate  
40 and in a form that does not allow for the personal identification of individuals whose data is  
41 disclosed.

42       “**SECTION 13.** In addition to the requirements for data collection and reporting under  
43 section 12 of this 2023 Act, the Oregon Health Authority shall annually submit to the interim  
44 committees of the Legislative Assembly related to health, not later than September 1 of each  
45 year, an anonymous and aggregated list of licensed providers that received grant moneys

1 under ORS 675.658 and the associates or other individuals receiving clinical supervision from  
2 the grantee, categorized by:

3 “(1) Age;

4 “(2) Ethnicity;

5 “(3) Gender;

6 “(4) Race;

7 “(5) Disability;

8 “(6) Language spoken;

9 “(7) Sexual orientation;

10 “(8) County of residence; and

11 “(9) County in which the clinical supervision occurred.

12 “SECTION 14. (1) An oversight council is established to advise the Oregon Health Au-  
13 thority in carrying out ORS 675.650, 675.655 and 675.658. The council shall assist the authority  
14 in identifying and eliminating systemic barriers that influence the funding, allocation of  
15 funding and policy choices with respect to the behavioral health workforce. The authority  
16 shall provide the council with regular, ongoing updates on the implementation of ORS  
17 675.650, 675.655 and 675.658 and other programs designed to expand access to behavioral  
18 health providers in this state, including information about deadlines for program applicants,  
19 outreach plans and strategies to increase participation in the programs, application pro-  
20 cesses and the demographics of individuals receiving incentives or benefits.

21 “(2) The council consists of 19 members appointed as follows:

22 “(a) The Speaker of the House of Representatives shall appoint two members of the  
23 council from among the members of the House of Representatives.

24 “(b) The President of the Senate shall appoint two members of the council from among  
25 the members of the Senate.

26 “(c) The Governor shall appoint:

27 “(A) Two representatives of county governments;

28 “(B) One representative of community mental health programs;

29 “(C) Two representatives of the federally recognized Indian tribes in this state;

30 “(D) Two academic professionals with expertise in equity, behavioral health or workforce  
31 development;

32 “(E) Two representatives of labor unions that represent professionals in the field of be-  
33 havioral health;

34 “(F) Three individuals with practical experience in one or more of the following fields:

35 “(i) Treatment for substance use disorder, gambling addiction or other addictive behav-  
36 iors;

37 “(ii) Mental health treatment;

38 “(iii) Post-secondary or adult education;

39 “(iv) Primary and secondary education; or

40 “(v) Child care or early learning; and

41 “(G) Three individuals who are one or more of the following:

42 “(i) An individual who experiences racism or racial injustice;

43 “(ii) A resident of an area that is underserved in access to behavioral health treatment  
44 or a resident of a rural area of this state;

45 “(iii) An advocate for equity or an equity professional;

1           “(iv) A bilingual or non-English speaker;

2           “(v) An individual with life experience in seeking or receiving mental health care;

3           “(vi) An individual with life experience with substance use, problem gambling or ad-

4 diction;

5           “(vii) A culturally specific peer support worker or traditional health worker;

6           “(viii) An individual who has experienced challenges in joining or advancing in the be-

7 havioral health workforce;

8           “(ix) A student who has lived experiences with, or a demonstrated understanding of, is-

9 sues facing Black or Indigenous communities or other communities of color; or

10          “(x) An individual with a disability.

11          “(3) A majority of the voting members of the council constitutes a quorum for the

12 transaction of business.

13          “(4) Official action by the council requires the approval of a majority of the voting

14 members of the council.

15          “(5) The council shall elect one of its members to serve as chairperson.

16          “(6) If there is a vacancy for any cause, the appointing authority shall make an appoint-

17 ment to become immediately effective.

18          “(7) The council shall meet at times and places specified by the call of the chairperson

19 or of a majority of the voting members of the council.

20          “(8) The council may adopt rules necessary for the operation of the council.

21          “(9) The authority shall provide staff support to the council and shall make and publish

22 recordings of each meeting.

23          “(10) Members of the Legislative Assembly appointed to the council are nonvoting mem-

24 bers of the council and may act in an advisory capacity only.

25          “(11) Members of the council who are not members of the Legislative Assembly are en-

26 titled to stipends in amounts sufficient to compensate them for their time and for ancillary

27 costs, such as child care, necessary for them to attend the meetings and to reimbursement

28 for travel and other expenses reasonably incurred by them in carrying out their official du-

29 ties as provided in ORS 292.495.

30          “(12) All agencies of state government, as defined in ORS 174.111, are directed to assist

31 the council in the performance of the duties of the council and, to the extent permitted by

32 laws relating to confidentiality, to furnish information and advice the members of the council

33 consider necessary to perform their duties.

34          “SECTION 15. This 2023 Act takes effect on the 91st day after the date on which the 2023

35 regular session of the Eighty-second Legislative Assembly adjourns sine die.”

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