

Senate Bill 201

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SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Removes requirement that each community developmental disabilities program and support service brokerage have written management plan.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to developmental disability services; amending ORS 430.664 and 430.670; and prescribing
3 an effective date.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 430.664 is amended to read:

6 430.664. (1) Each community developmental disabilities program and support service brokerage
7 shall have[:]

8 *[(a) A written management plan that governs the program's or brokerage's operating structure,*
9 *goals and activities; and]*

10 *[(b)]* a developmental disability advisory committee.

11 (2) A person with an intellectual or developmental disability who is served by a support service
12 brokerage, and the person's family members, shall have an opportunity for a formal, significant,
13 continuing role in advising the support service brokerage regarding the design, implementation and
14 quality assurance of the support service brokerage.

15 **SECTION 2.** ORS 430.670 is amended to read:

16 430.670. (1) A community developmental disabilities program may provide services by contract-
17 ing with a public agency, private corporation or individual. All elements of service provided for in
18 the contract shall be considered as a part of a community developmental disabilities program for
19 all purposes of ORS 430.610 to 430.695. Contracts authorized by this section shall comply with rules
20 adopted by the Department of Human Services.

21 (2) A community mental health program may provide services by contracting with a public
22 agency, private corporation or individual. All elements of service provided for in the contract shall
23 be considered as a part of a community mental health program for all purposes of ORS 430.610 to
24 430.695. Contracts authorized by this section shall comply with rules adopted by the Oregon Health
25 Authority.

26 (3) A private corporation that contracts with a county, the Department of Human Services or
27 the Oregon Health Authority to operate a community mental health program or community devel-
28 opmental disabilities program shall provide an opportunity for competition among private care pro-
29 viders when awarding subcontracts for provision of services described in ORS 430.630 (1) to (3) and
30 [~~430.664~~] **430.662**.

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 (4) In keeping with the principles of family support expressed in ORS 417.342 and
2 notwithstanding subsection (3) of this section or ORS 291.047 (3), an entity operating a community
3 mental health program or community developmental disabilities program may purchase services for
4 an individual from a service provider without first providing an opportunity for competition among
5 other service providers if the service provider is selected by the individual, the individual's family
6 or the individual's guardian, as long as the service provider has been approved by the department
7 or the authority to provide such service.

8 **SECTION 3. This 2023 Act takes effect on the 91st day after the date on which the 2023**
9 **regular session of the Eighty-second Legislative Assembly adjourns sine die.**

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