

A-Engrossed
Senate Bill 420

Ordered by the Senate June 12
Including Senate Amendments dated June 12

Sponsored by Senator PATTERSON, Representative NERON, Senators TAYLOR, MANNING JR; Senators ANDERSON, FINDLEY, FREDERICK, GELSER BLOUIN, HAYDEN, KNOPP, LIEBER, SMITH DB, SOLLMAN, Representatives HELM, HUDSON (Presession filed.)

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.

Directs Department of Human Services to provide specified services to individuals with brain injuries and to convene Brain Injury Advisory Committee. Requires department to report to Legislative Assembly during odd-numbered year regular sessions on services provided and number of individuals served.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to brain injuries; and declaring an emergency.

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

4 **SECTION 1. (1) As used in this section, "brain injury" means damage to the brain from**
5 **an internal or external source that results in total or partial impairment in critical func-**
6 **tions, including but not limited to attention, memory, reasoning, problem solving, processing**
7 **speed, decision-making, learning, perception, sensing, speech and language, motor and phys-**
8 **ical function or psychosocial behavior, and that is of sufficient severity to produce partial**
9 **or total disability.**

10 **(2)(a) The Department of Human Services shall provide the following services to individ-**
11 **uals with brain injuries, delivered in a person-centered manner and in collaboration with the**
12 **individual:**

13 **(A) Service coordination;**

14 **(B) Resource navigation;**

15 **(C) Advocacy; and**

16 **(D) Options counseling.**

17 **(b) Services provided under this subsection may not include institutionalization,**
18 **hospitalization or medication.**

19 **(3) The department is authorized, but not required, to contract with or provide grants**
20 **to third parties to provide services described in subsection (2) of this section.**

21 **(4)(a) The department shall convene a Brain Injury Advisory Committee to advise the**
22 **department in the development of brain injury programs, services described in subsection (2)**
23 **of this section and other activities that the department may develop to address the needs**
24 **of individuals with brain injuries.**

25 **(b) The membership of the advisory committee must consist of between six and 12 indi-**

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 individuals with knowledge and experience in brain injuries and be broadly representative of the
2 geographic areas of this state. At least one-third of the members must have experienced a
3 brain injury.

4 (c) Members of the advisory committee are entitled to compensation and actual and
5 necessary travel or other expenses incurred in the performance of their official duties as
6 specified for qualified members of boards or commissions in ORS 292.495.

7 **SECTION 2.** During each odd-numbered year regular session of the Legislative Assembly,
8 the Department of Human Services shall report to the Joint Committee on Ways and Means
9 and the committees of the Legislative Assembly related to health or human services, in the
10 manner provided in ORS 192.245, on the:

11 (1) Types of services provided under section 1 of this 2023 Act;

12 (2) Number of individuals with brain injuries who received services described in section
13 1 (2) of this 2023 Act;

14 (3) Barriers faced by individuals with brain injuries in accessing needed services; and

15 (4) Needs of individuals with brain injuries that are not being met by any known provider
16 or other entity in this state.

17 **SECTION 3.** Notwithstanding any other provision of law, the General Fund appropriation
18 made to the Department of Human Services by section 1 (6), chapter _____, Oregon Laws
19 2023 (Enrolled House Bill 5026), for the biennium beginning July 1, 2023, for aging and people
20 with disabilities programs, is increased by \$1,430,534 for carrying out the provisions of
21 sections 1 and 2 of this 2023 Act.

22 **SECTION 4.** Notwithstanding any other law limiting expenditures, the limitation on
23 expenditures established by section 3 (6), chapter _____, Oregon Laws 2023 (Enrolled House
24 Bill 5026), for the biennium beginning July 1, 2023, as the maximum limit for payment of ex-
25 penses from federal funds, excluding federal funds described in section 2, chapter _____,
26 Oregon Laws 2023 (Enrolled House Bill 5026), collected or received by the Department of
27 Human Services, for aging and people with disabilities programs, is increased by \$525,664 for
28 carrying out the provisions of sections 1 and 2 of this 2023 Act.

29 **SECTION 5.** This 2023 Act being necessary for the immediate preservation of the public
30 peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect
31 on its passage.

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