

HB 2311 -1 STAFF MEASURE SUMMARY

House Committee On Judiciary

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Meeting Dates: 3/27, 4/7

WHAT THE MEASURE DOES:

The measure adds the Oregon Health Authority to the list of agencies that are exempt from the requirement to use administrative law judges assigned by the Office of Administrative Hearings to conduct contested case hearings when the hearing is for the purpose of a contested case hearing involving the Oregon State Hospital.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

-1 The amendment limits the proposed exemption to contested case hearings involving informed consent at the Oregon State Hospital.

REVENUE: No revenue impact

FISCAL: Has minimal fiscal impact

BACKGROUND:

Generally, agencies of the Oregon Government must use administrative law judges from the Office of Administrative Hearings to conduct contested case hearings about disputes related to administrative decisions of the agency. However, under ORS 183.635, certain agencies are exempt from this requirement, allowing them to contract with administrative law judges not assigned by the Office of Administrative Hearings, including, but not limited to, the following agencies:

- Attorney General
- Department of Corrections
- Department of Revenue
- Governor
- Oregon Youth Authority
- Psychiatric Security review Board
- State Land Board

House Bill 2311 would add the Oregon Health Authority to that list of agencies for purposes of contested case hearings involving the Oregon State Hospital.