

# House Bill 2929

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Governor Tina Kotek for Oregon Health Authority)

## 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**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act makes changes to the ADPC. (Flesch Readability Score: 100.0).  
Modifies the Alcohol and Drug Policy Commission's membership, functions and powers.  
Declares an emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to substance use; creating new provisions; amending ORS 430.220, 430.221, 430.223, 430.270,  
3 430.357, 430.389 and 657.665 and section 6, chapter 63, Oregon Laws 2022; and declaring an  
4 emergency.

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

6 **SECTION 1.** ORS 430.220 is amended to read:

7 430.220. (1) The Governor shall appoint a Director of the Alcohol and Drug Policy Commission  
8 who shall serve at the pleasure of the Governor and be responsible for the dissemination and im-  
9 plementation of the Alcohol and Drug Policy Commission's policies and the performance of the  
10 commission's duties, functions and powers.

11 (2) The director shall be paid a salary as provided by law or, if not so provided, as prescribed  
12 by the Governor.

13 (3) Subject to ORS chapter 240, the director shall appoint all employees of the commission,  
14 prescribe their duties and fix their compensation.

15 (4) The director has all powers necessary to effectively and expeditiously carry out the duties,  
16 functions and powers of the commission, **including the authority to:**

17 **(a) Enter into contracts;**

18 **(b) Apply for and receive gifts and grants from any public or private source; and**

19 **(c) Award grants from funds appropriated by the Legislative Assembly to the commission**  
20 **or from funds otherwise available from any other source.**

21 (5) The director shall enter into agreements with participating state agencies for the sharing  
22 of information as necessary to carry out the duties of the commission. The agreements shall ensure  
23 the confidentiality of all information that is protected from disclosure by state and federal laws.

24 **SECTION 2.** ORS 430.221 is amended to read:

25 430.221. (1) As used in this section and ORS 430.220 and 430.223:

26 (a) "Participating state agency" means the Department of Corrections, the Department of Hu-  
27 man Services, the Oregon Health Authority, the Department of Education, the Oregon Criminal  
28 Justice Commission, the Oregon State Police, the Oregon Youth Authority, the Department of Con-  
29 sumer and Business Services, the Housing and Community Services Department, the Youth Devel-  
30 opment Division, the Higher Education Coordinating Commission, the Oregon State Lottery

**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 Commission, the Oregon Liquor and Cannabis Commission, the Department of Veterans' Affairs or  
 2 any state agency that administers or funds [*alcohol or drug abuse prevention or treatment services*]  
 3 **substance use prevention, substance use disorder treatment or recovery support services.**

4 (b) "Provider" means any person that is licensed by the Oregon Health Authority to provide  
 5 [*alcohol or drug abuse prevention or treatment services*] **substance use prevention, substance use**  
 6 **disorder treatment or recovery support services.**

7 (2) There is created the Alcohol and Drug Policy Commission, which is charged with improving  
 8 [*the effectiveness and efficiency of state and local alcohol and drug abuse prevention and treatment*  
 9 *services*] **access to evidence-based, evidence-informed and culturally informed substance use**  
 10 **prevention, substance use disorder treatment and recovery support services by establishing**  
 11 **state policies and holding participating state agencies accountable for carrying out those**  
 12 **policies.**

13 (3) The membership of the commission consists of:

14 (a) No more than [17] **20** members appointed by the Governor, subject to confirmation by the  
 15 Senate in the manner prescribed in ORS 171.562 and 171.565 and appointed, as the Governor deems  
 16 practicable, to ensure representation from [*stakeholders directly impacted by the work of the com-*  
 17 *mission*] **every region of the state and from individuals with lived experience with substance**  
 18 **use disorder and their family members,** as follows:

19 [(A) *At least 75 percent of the members appointed by the Governor must be representatives of the*  
 20 *following public health and health care stakeholder groups:*]

21 [(i) *County commissioners, managers and administrators;*]

22 [(ii) *Indian tribes;*]

23 [(iii) *The following providers of addiction prevention and recovery services:*]

24 [(I) *Treatment providers employed by an outpatient addiction treatment program;*]

25 [(II) *Directors of inpatient addiction treatment centers;*]

26 [(III) *Addiction treatment providers who are culturally competent to serve specific cultural or eth-*  
 27 *nic populations;*]

28 [(IV) *Certified prevention specialists;*]

29 [(V) *Certified addiction counselors; and*]

30 [(VI) *Certified addiction recovery mentors;*]

31 [(iv) *Alcohol or drug treatment researchers or epidemiologists;*]

32 [(v) *The health insurance industry or hospitals;*]

33 [(vi) *Consumers of addiction recovery services who are in recovery and the family members of*  
 34 *consumers;*]

35 [(vii) *Experts in addiction medicine;*]

36 [(viii) *Entities that provide housing to individuals who are in recovery; and*]

37 [(ix) *Social service providers.*]

38 [(B) *Up to 25 percent of the members appointed by the Governor shall be representatives of one or*  
 39 *more of the following stakeholder groups:*]

40 [(i) *District attorneys.*]

41 [(ii) *County sheriffs.*]

42 [(iii) *Chiefs of police.*]

43 [(iv) *Criminal defense attorneys.*]

44 [(v) *County community corrections agencies.*]

45 **(A) One representative of a federally recognized Indian tribe;**

1 (B) One county commissioner, manager or administrator;

2 (C) Nine health care providers with substance use disorder expertise that, collectively,  
3 have experience in outpatient, inpatient, emergency response, recovery or supportive housing  
4 and peer support settings;

5 (D) One certified prevention specialist;

6 (E) One coordinated care organization representative;

7 (F) One representative of the criminal justice system, including a county sheriff, chief  
8 of police or community corrections director;

9 (G) One attorney who is a district attorney, criminal defense attorney or assistant at-  
10 torney general;

11 (H) One community mental health program representative;

12 (I) One health insurer representative;

13 (J) One county juvenile department director;

14 (K) One school administrator; and

15 (L) One city representative.

16 (b) Two members of the Legislative Assembly appointed to the commission as nonvoting mem-  
17 bers of the commission, acting in an advisory capacity only and including:

18 (A) One member from among members of the Senate appointed by the President of the Senate;  
19 and

20 (B) One member from among members of the House of Representatives appointed by the Speaker  
21 of the House of Representatives.

22 (c) A judge of a circuit court appointed to the commission as a nonvoting member by the Chief  
23 Justice of the Supreme Court.

24 *[(d) The director of the behavioral health program of the Oregon Health Authority as a nonvoting  
25 member.]*

26 *[(e) A representative of a coordinated care organization appointed to the commission as a nonvoting  
27 member by the Governor.]*

28 **(d) Up to three representatives of participating state agencies appointed to the commis-  
29 sion as nonvoting members by the Governor.**

30 (4) The Alcohol and Drug Policy Commission shall select one of its members as chairperson and  
31 another as vice chairperson, for such terms and with duties and powers necessary for the perform-  
32 ance of the functions of such offices as the commission determines.

33 (5)(a) A majority of the voting members of the commission constitutes a quorum for the trans-  
34 action of business.

35 (b) If a member of the commission **appointed by the Governor** is absent for more than two  
36 consecutive scheduled meetings of the commission, the Director of the Alcohol and Drug Policy  
37 Commission appointed under ORS 430.220 may recommend to the Governor that the member be re-  
38 placed.

39 (6) Official action of the commission requires the approval of a majority of a quorum.

40 (7) The commission may establish a steering committee and subcommittees. These committees  
41 may be continuing or temporary. A person who is not a member of the commission may be appointed  
42 by the commission to serve on a subcommittee. The commission shall appoint subcommittee members  
43 to ensure representation from all stakeholders directly impacted by the work of the commission.

44 (8) The term of office of each commission member appointed by the Governor is four years, but  
45 a member serves at the pleasure of the Governor. If there is a vacancy for any cause, the Governor

1 shall make an appointment to become immediately effective.

2 (9) The Oregon Health Authority shall provide staff support to the commission. Subject to  
 3 available funding, the commission may contract with a public or private entity to provide staff sup-  
 4 port.

5 (10) Members of the commission who are not members of the Legislative Assembly are entitled  
 6 to compensation and expenses incurred by them in the performance of their official duties in the  
 7 manner and amounts provided for in ORS 292.495. Claims for compensation and expenses shall be  
 8 paid out of funds appropriated to the Oregon Health Authority or funds appropriated to the com-  
 9 mission for purposes of the commission.

10 **SECTION 3. Nothing in the amendments to ORS 430.221 by section 2 of this 2025 Act af-**  
 11 **fects the term of office of any member of the Alcohol and Drug Policy Commission appointed**  
 12 **prior to and serving on the effective date of this 2025 Act.**

13 **SECTION 4.** ORS 430.223 is amended to read:

14 430.223. (1) For purposes of this section, “program” means a [*state, local or tribal alcohol and*  
 15 *drug abuse prevention and treatment program*] **substance use prevention, substance use disorder**  
 16 **treatment or recovery support services program that receives state funds or state-**  
 17 **administered funds.**

18 (2) The Alcohol and Drug Policy Commission established under ORS 430.221 shall develop a  
 19 comprehensive [*addiction, prevention, treatment and recovery*] **substance use prevention, substance**  
 20 **use disorder treatment and recovery support services** plan for this state. The plan [*must*] **may**  
 21 include, but is not limited to, recommendations regarding:

- 22 (a) Capacity, type and utilization of programs;
- 23 (b) Methods to assess the effectiveness and performance of programs;
- 24 (c) The best use of existing programs;
- 25 (d) Budget policy priorities for participating state agencies;
- 26 (e) Standards for licensing programs;
- 27 (f) Minimum standards for contracting for, providing and coordinating [*alcohol and drug abuse*  
 28 *prevention and treatment services among programs that use federal, private or state funds administered*  
 29 *by the state*] **substance use prevention, substance use disorder treatment and recovery support**  
 30 **services; and**

31 (g) The most effective and efficient use of participating state agency resources to support pro-  
 32 grams.

33 (3) All participating state agencies shall:

34 (a) Meet with the commission on a quarterly basis, **or as requested by the commission**, to  
 35 review and report on each agency’s progress on implementing the plan; [*and*]

36 (b) Report to the commission, in the manner prescribed by the commission, each agency’s pro-  
 37 cess and outcome measures established under the plan; **and**

38 (c) **Provide notice to the commission at least 45 days before adopting any rule relating**  
 39 **to substance use prevention, substance use disorder treatment or recovery support**  
 40 **services.**

41 (4) The commission shall review and update the plan no later than July 1 of each even-numbered  
 42 year and shall produce and publish a report on the metrics and other indicators of progress in  
 43 achieving the goals of the plan.

44 (5) The commission may:

- 45 (a) Conduct studies related to the duties of the commission in collaboration with other state

1 agencies;

2 (b) Apply for and receive gifts and grants for public and private sources; and

3 (c) Use funds received by the commission to carry out the purposes of ORS 430.220 and 430.221  
4 and this section.

5 (6) All participating state agencies and local agencies shall assist the commission in developing  
6 the comprehensive [*addiction, prevention, treatment and recovery*] **substance use prevention, sub-  
7 stance use disorder treatment and recovery support services** plan.

8 (7) The commission may adopt rules to carry out its duties under this section.

9 **SECTION 5.** ORS 430.270 is amended to read:

10 430.270. (1) The Oregon Health Authority shall take such means as it considers most effective  
11 to bring to the attention of the general public, employers, the professional community and partic-  
12 ularly the youth of the state, the harmful effects to the individual and society of the irresponsible  
13 use of alcoholic beverages, controlled substances and other chemicals, and substances with abuse  
14 potential.

15 (2) The activities of the authority under this section may not be inconsistent with the compre-  
16 hensive [*addiction, prevention, treatment and recovery*] **substance use prevention, substance use  
17 disorder treatment and recovery support services** plan developed by the Alcohol and Drug Pol-  
18 icy Commission under ORS 430.223.

19 **SECTION 6.** ORS 430.357 is amended to read:

20 430.357. (1) The Oregon Health Authority shall adopt rules to implement ORS 430.338 to 430.380  
21 and to establish minimum standards for alcohol and drug prevention and treatment programs in ac-  
22 cordance with the comprehensive [*addiction, prevention, treatment and recovery*] **substance use  
23 prevention, substance use disorder treatment and recovery support services** plan developed  
24 by the Alcohol and Drug Policy Commission under ORS 430.223.

25 (2) All standards and guidelines adopted by the authority to implement programs authorized  
26 under ORS 430.338 to 430.380 shall be adopted as rules pursuant to ORS chapter 183 regardless of  
27 whether they come within the definition of rule in ORS 183.310 (9).

28 **SECTION 7.** Section 6, chapter 63, Oregon Laws 2022, is amended to read:

29 **Sec. 6.** (1) The Opioid Settlement Prevention, Treatment and Recovery Board is created in the  
30 Oregon Health Authority for the purpose of determining the allocation of funding from the Opioid  
31 Settlement Prevention, Treatment and Recovery Fund established in section 5 [*of this 2022 Act*],  
32 **chapter 63, Oregon Laws 2022.** The board consists of:

33 (a) The following members appointed by the Governor:

34 (A) A policy advisor to the Governor;

35 (B) A representative of the Department of Justice;

36 (C) A representative of the Oregon Health Authority; and

37 (D) A representative of the Department of Human Services;

38 (b) The Director of the Alcohol and Drug Policy Commission or the director's designee;

39 (c) The chairperson of the Oversight and Accountability Council established in ORS 430.388 or  
40 the chairperson's designee;

41 (d) The following members appointed by the Governor from a list of candidates provided by the  
42 Association of Oregon Counties and the League of Oregon Cities or the successor organizations to  
43 the Association of Oregon Counties and the League of Oregon Cities:

44 (A) An individual representing Clackamas, Washington or Multnomah County;

45 (B) An individual representing Clatsop, Columbia, Coos, Curry, Jackson, Josephine, Lane or

1 Yamhill County;

2 (C) An individual representing the City of Portland;

3 (D) An individual representing a city with a population above 10,000 residents as of July 21,

4 2021;

5 (E) An individual representing a city with a population at or below 10,000 residents as of July

6 21, 2021; and

7 (F) A representative of the Oregon Coalition of Local Health Officials or its successor organ-

8 ization;

9 (e) The following members appointed by the Governor from a list of candidates provided by the

10 members described in paragraphs (a) to (d) of this subsection:

11 (A) A representative of a community mental health program;

12 (B) An individual who has experienced a substance use disorder or a representative of an or-

13 ganization that advocates on behalf of individuals with substance use disorders; and

14 (C) An individual representing law enforcement, first responders or jail commanders or wardens;

15 (f) A member of the House of Representatives appointed by the Speaker of the House of Repre-

16 sentatives, who shall be a nonvoting member of the board;

17 (g) A member of the Senate appointed by the President of the Senate, who shall be a nonvoting

18 member of the board; and

19 (h) The State Court Administrator or the administrator's designee, who shall be a nonvoting

20 member of the board.

21 (2) The Governor shall select from the members described in subsection (1)(a), (b) and (c) of this

22 section one cochairperson to represent state entities, and the members described in subsection (1)(d)

23 of this section shall select from one of their members a cochairperson to represent cities or counties.

24 (3) The term of each member of the board who is not an ex officio member is four years, but a

25 member serves at the pleasure of the appointing authority. Before the expiration of a member's term,

26 the appointing authority shall appoint a successor whose term begins on January 1 next following.

27 A member is eligible for reappointment. If there is a vacancy for any cause, the appointing authority

28 shall make an appointment to become immediately effective for the unexpired term.

29 (4) Decision-making by the board shall be based on consensus and supported by at least a ma-

30 jority of the members. The board shall document all objections to board decisions.

31 (5) The board shall conduct at least four public meetings in accordance with ORS [192.610 to

32 192.690] **192.610 to 192.705**, which shall be publicized to facilitate attendance at the meetings and

33 during which the board shall receive testimony and input from the community. The board shall also

34 establish a process for the public to provide written comments and proposals at each meeting of the

35 board.

36 (6) In determining the allocation of moneys from the Opioid Settlement Prevention, Treatment

37 and Recovery Fund:

38 (a) No more than five percent of the moneys may be spent on administering the board and the

39 fund.

40 (b) A portion of the moneys shall be allocated toward a unified and evidence-based state system

41 for collecting, analyzing and publishing data about the availability and efficacy of substance use

42 prevention, treatment and recovery services statewide.

43 (c) Moneys remaining after allocations in accordance with paragraphs (a) and (b) of this sub-

44 section shall be allocated for funding statewide and regional programs identified in the Distributor

45 Settlement Agreement, the Janssen Settlement Agreement and any other judgment or settlement

1 described in section 5 (1)(c) [of this 2022 Act], **chapter 63, Oregon Laws 2022**, including but not  
 2 limited to:

3 (A) Programs that use evidence-based or evidence-informed strategies to treat opioid use disor-  
 4 ders and any co-occurring substance use disorders or mental health conditions;

5 (B) Programs that use evidence-based or evidence-informed strategies to support individuals in  
 6 recovery from opioid use disorders and any co-occurring substance use disorders or mental health  
 7 conditions;

8 (C) Programs that use evidence-based or evidence-informed strategies to provide connections to  
 9 care for individuals who have or are at risk of developing opioid use disorders and any co-occurring  
 10 substance use disorders or mental health conditions;

11 (D) Programs that use evidence-based or evidence-informed strategies to address the needs of  
 12 individuals with opioid use disorders and any co-occurring substance use disorders or mental health  
 13 conditions and who are involved in, at risk of becoming involved in, or in transition from, the  
 14 criminal justice system;

15 (E) Programs that use evidence-based or evidence-informed strategies to address the needs of  
 16 pregnant or parenting women with opioid use disorders and any co-occurring substance use disor-  
 17 ders or mental health conditions, and the needs of their families, including babies with neonatal  
 18 abstinence syndrome;

19 (F) Programs that use evidence-based or evidence-informed strategies to support efforts to pre-  
 20 vent over-prescribing of opioids and ensure appropriate prescribing and dispensing of opioids;

21 (G) Programs that use evidence-based or evidence-informed strategies to support efforts to dis-  
 22 courage or prevent misuse of opioids;

23 (H) Programs that use evidence-based or evidence-informed strategies to support efforts to pre-  
 24 vent or reduce overdose deaths or other opioid-related harms;

25 (I) Programs to educate law enforcement or other first responders regarding appropriate prac-  
 26 tices and precautions when dealing with users of fentanyl or other opioids;

27 (J) Programs to provide wellness and support services for first responders and others who ex-  
 28 perience secondary trauma associated with opioid-related emergency events;

29 (K) Programs to support efforts to provide leadership, planning, coordination, facilitation,  
 30 training and technical assistance to abate the opioid epidemic through activities, programs or  
 31 strategies; or

32 (L) Funding to support opioid abatement research.

33 (d) The board shall be guided and informed by:

34 (A) The comprehensive [*addiction, prevention, treatment and recovery*] **substance use pre-**  
 35 **vention, substance use disorder treatment and recovery support services** plan developed by  
 36 the Alcohol and Drug Policy Commission in accordance with ORS 430.223;

37 (B) The board's ongoing evaluation of the efficacy of the funding allocations;

38 (C) Evidence-based and evidence-informed strategies and best practices;

39 (D) Input the board receives from the public;

40 (E) Equity considerations for underserved populations; and

41 (F) The terms of the settlement agreements.

42 (7) The Oregon Health Authority shall provide staff support to the board.

43 **SECTION 8.** ORS 430.389, as amended by section 68, chapter 70, Oregon Laws 2024, is amended  
 44 to read:

45 430.389. (1) The Oversight and Accountability Council shall approve grants and funding provided

1 by the Oregon Health Authority in accordance with this section to implement Behavioral Health  
2 Resource Networks and increase access to community care. A Behavioral Health Resource Network  
3 is an entity or collection of entities that individually or jointly provide some or all of the services  
4 described in subsection (2)(e) of this section.

5 (2)(a) The authority shall establish an equitable:

6 (A) Process for applying for grants and funding by agencies or organizations, whether govern-  
7 ment or community based, to establish Behavioral Health Resource Networks for the purposes of  
8 immediately screening the acute needs of individuals with substance use, including those who also  
9 have a mental illness, and assessing and addressing any ongoing needs through ongoing case man-  
10 agement, harm reduction, treatment, housing and linkage to other care and services.

11 (B) Evaluation process to assess the effectiveness of Behavioral Health Resource Networks that  
12 receive grants or funding.

13 (b) Recipients of grants or funding must be licensed, certified or credentialed by the state, in-  
14 cluding certification under ORS 743A.168 (9), or meet criteria prescribed by rule by the authority  
15 under ORS 430.390. A recipient of a grant or funding under this subsection may not use the grant  
16 or funding to supplant the recipient's existing funding.

17 (c) The council and the authority shall ensure that residents of each county have access to all  
18 of the services described in paragraph (e) of this subsection.

19 (d) Applicants for grants and funding may apply individually or jointly with other network par-  
20 ticipants to provide services in one or more counties.

21 (e) A network must have the capacity to provide the following services and any other services  
22 specified by the authority by rule but no individual participant in a network is required to provide  
23 all of the services:

24 (A) Screening by certified addiction peer support or wellness specialists or other qualified per-  
25 sons designated by the council to determine a client's need for immediate medical or other treatment  
26 to determine what acute care is needed and where it can be best provided, identify other needs and  
27 link the client to other appropriate local or statewide services, including treatment for substance  
28 use and coexisting health problems, housing, employment, training and child care. Networks shall  
29 provide this service 24 hours a day, seven days a week, every calendar day of the year through a  
30 telephone line or other means. Networks may rely on the statewide telephone hotline established  
31 by the authority under ORS 430.391 for telephone screenings during nonbusiness hours such as  
32 evenings, weekends and holidays. Notwithstanding paragraph (c) of this subsection, only one  
33 grantee in each network within each county is required to provide the screenings described in this  
34 subparagraph.

35 (B) Comprehensive behavioral health needs assessment, including a substance use screening by  
36 a certified alcohol and drug counselor or other credentialed addiction treatment professional. The  
37 assessment shall prioritize the self-identified needs of a client.

38 (C) Individual intervention planning, case management and connection to services. If, after the  
39 completion of a screening, a client indicates a desire to address some or all of the identified needs,  
40 a case manager shall work with the client to design an individual intervention plan. The plan must  
41 address the client's need for substance use treatment, coexisting health problems, housing, employ-  
42 ment and training, child care and other services.

43 (D) Ongoing peer counseling and support from screening and assessment through implementation  
44 of individual intervention plans as well as peer outreach workers to engage directly with  
45 marginalized community members who could potentially benefit from the network's services.

- 1 (E) Assessment of the need for, and provision of, mobile or virtual outreach services to:  
 2 (i) Reach clients who are unable to access the network; and  
 3 (ii) Increase public awareness of network services.
- 4 (F) Harm reduction services and information and education about harm reduction services.  
 5 (G) Low-barrier substance use treatment.  
 6 (H) Transitional and supportive housing for individuals with substance use.
- 7 (f) If an applicant for a grant or funding under this subsection is unable to provide all of the  
 8 services described in paragraph (e) of this subsection, the applicant may identify how the applicant  
 9 intends to partner with other entities to provide the services, and the authority and the council may  
 10 facilitate collaboration among applicants.
- 11 (g) All services provided through the networks must be evidence-informed, trauma-informed,  
 12 culturally specific, linguistically responsive, person-centered and nonjudgmental. The goal shall be  
 13 to address effectively the client's substance use and any other social determinants of health.
- 14 (h) The networks must be adequately staffed to address the needs of people with substance use  
 15 within their regions as prescribed by the authority by rule, including, at a minimum, at least one  
 16 person in each of the following categories:
- 17 (A) Alcohol and drug counselor certified by the authority or other credentialed addiction treat-  
 18 ment professional;  
 19 (B) Case manager;  
 20 (C) Addiction peer support specialist certified by the authority;  
 21 (D) Addiction peer wellness specialist certified by the authority;  
 22 (E) Recovery mentor, certified by the Mental Health and Addiction Certification Board of  
 23 Oregon or its successor organization; and  
 24 (F) Youth support specialist certified by the authority.
- 25 (i) Verification of a screening by a certified addiction peer support specialist, wellness specialist  
 26 or other person in accordance with paragraph (e)(A) of this subsection shall promptly be provided  
 27 to the client by the entity conducting the screening. If the client executes a valid release of infor-  
 28 mation, the entity shall provide verification of the screening to the authority or a contractor of the  
 29 authority and the authority or the authority's contractor shall forward the verification to any entity  
 30 the client has authorized to receive the verification.
- 31 (3)(a) If moneys remain in the Drug Treatment and Recovery Services Fund after the council  
 32 has committed grants and funding to establish behavioral health resource networks serving every  
 33 county in this state, the council shall authorize grants and funding to other agencies or organiza-  
 34 tions, whether government or community based, and to the nine federally recognized tribes in this  
 35 state and service providers that are affiliated with the nine federally recognized tribes in this state  
 36 to increase access to one or more of the following:
- 37 (A) Low-barrier substance use treatment that is evidence-informed, trauma-informed, culturally  
 38 specific, linguistically responsive, person-centered and nonjudgmental;  
 39 (B) Peer support and recovery services;  
 40 (C) Transitional, supportive and permanent housing for persons with substance use;  
 41 (D) Harm reduction interventions including, but not limited to, overdose prevention education,  
 42 access to short-acting opioid antagonists, as defined in ORS 689.800, and sterile syringes and  
 43 stimulant-specific drug education and outreach; or  
 44 (E) Incentives and supports to expand the behavioral health workforce to support the services  
 45 delivered by behavioral health resource networks and entities receiving grants or funding under this

1 subsection.

2 (b) A recipient of a grant or funding under this subsection may not use the grant or funding to  
 3 supplant the recipient’s existing funding.

4 (4) In awarding grants and funding under subsections (1) and (3) of this section, the council  
 5 shall:

6 (a) Distribute grants and funding to ensure access to:

7 (A) Historically underserved populations; and

8 (B) Culturally specific and linguistically responsive services.

9 (b) Consider any inventories or surveys of currently available behavioral health services.

10 (c) Consider available regional data related to the substance use treatment needs and the access  
 11 to culturally specific and linguistically responsive services in communities in this state.

12 (d) Consider the needs of residents of this state for services, supports and treatment at all ages.

13 (5) The council shall require any government entity that applies for a grant to specify in the  
 14 application details regarding subgrantees and how the government entity will fund culturally spe-  
 15 cific organizations and culturally specific services. A government entity receiving a grant must  
 16 make an explicit commitment not to supplant or decrease any existing funding used to provide ser-  
 17 vices funded by the grant.

18 (6) In determining grants and funding to be awarded, the council may consult the comprehensive  
 19 [*addiction, prevention, treatment and recovery*] **substance use prevention, substance use disorder**  
 20 **treatment and recovery support services** plan established by the Alcohol and Drug Policy Com-  
 21 mission under ORS 430.223 and the advice of any other group, agency, organization or individual  
 22 that desires to provide advice to the council that is consistent with the terms of this section.

23 (7) Services provided by grantees, including services provided by a Behavioral Health Resource  
 24 Network, shall be free of charge to the clients receiving the services. Grantees in each network  
 25 shall seek reimbursement from insurance issuers, the medical assistance program or any other third  
 26 party responsible for the cost of services provided to a client and grants and funding provided by  
 27 the council or the authority under this section may be used for copayments, deductibles or other  
 28 out-of-pocket costs incurred by the client for the services.

29 (8) Subsection (7) of this section does not require the medical assistance program to reimburse  
 30 the cost of services for which another third party is responsible in violation of 42 U.S.C. 1396a(25).

31 **SECTION 9.** ORS 657.665 is amended to read:

32 657.665. (1) Except as provided in subsections (2) to (5) of this section, all information in the  
 33 records of the Employment Department pertaining to the administration of the unemployment in-  
 34 surance, employment service and workforce and labor market information programs:

35 (a) Is confidential and for the exclusive use and information of the Director of the Employment  
 36 Department in administering the unemployment insurance, employment service and workforce and  
 37 labor market information programs in Oregon.

38 (b) May not be used in any court action or in any proceeding pending in the court unless the  
 39 director or the state is a party to the action or proceeding or unless the proceeding concerns the  
 40 establishment, enforcement or modification of a support obligation and support services are being  
 41 provided by the Division of Child Support or the district attorney pursuant to ORS 25.080.

42 (c) Is exempt from disclosure under ORS 192.311 to 192.478.

43 (2) The Employment Department shall disclose information:

44 (a) To any claimant or legal representative, at a hearing before an administrative law judge, to  
 45 the extent necessary for the proper presentation of an unemployment insurance claim.

1 (b) Upon request to the United States Secretary of Labor. The Employment Department shall  
2 disclose the information in a form and containing the information that the United States Secretary  
3 of Labor may require. The information disclosed is confidential and may not be used for any other  
4 purpose.

5 (c) Pursuant to section 303(a)(7) of the Social Security Act, upon request to any agency of the  
6 United States charged with the administration of public works or assistance through public em-  
7 ployment. Under this paragraph, the Employment Department shall disclose the name, address, or-  
8 dinary occupation and employment status of each recipient of unemployment insurance benefits and  
9 a statement of the recipient's right to further benefits under this chapter. The information disclosed  
10 is confidential and may not be used for any other purpose.

11 (d) Pursuant to section 303(c)(1) of the Social Security Act, to the Railroad Retirement Board.  
12 Under this paragraph, the Employment Department shall disclose unemployment insurance records.  
13 The information disclosed is confidential and may not be used for any other purpose. The costs of  
14 disclosing information under this paragraph shall be paid by the board.

15 (e) Pursuant to section 303(d) of the Social Security Act, upon request to officers and employees  
16 of the United States Department of Agriculture and to officers or employees of any state Supple-  
17 mental Nutrition Assistance Program agency for the purpose of determining an individual's eligibil-  
18 ity for or the amount of supplemental nutrition assistance. The information disclosed is confidential  
19 and may not be used for any other purpose. The costs of disclosing information under this paragraph  
20 shall be paid by the United States Department of Agriculture.

21 (f) Pursuant to section 303(e)(1) and (2)(A)(ii) of the Social Security Act, to state or local child  
22 support enforcement agencies enforcing child support obligations under Title IV-D of the Social Se-  
23 curity Act for the purposes of establishing child support obligations, locating individuals owing child  
24 support obligations and collecting child support obligations from those individuals. The information  
25 disclosed is confidential and may not be used for any other purpose. The costs of disclosing infor-  
26 mation under this paragraph shall be paid by the child support enforcement agency.

27 (g) Pursuant to sections 303(f) and 1137 of the Social Security Act, to agencies participating in  
28 the income and eligibility verification system for the purpose of verifying an individual's eligibility  
29 for benefits, or the amount of benefits, under unemployment insurance, temporary assistance for  
30 needy families, Medicaid, the Supplemental Nutrition Assistance Program, Supplemental Security  
31 Income, child support enforcement or Social Security programs. The information disclosed is confi-  
32 dential and may not be used for any other purpose. The costs of disclosing information under this  
33 paragraph shall be paid by the requesting agency.

34 (h) Pursuant to section 303(h) of the Social Security Act and section 3304(a)(16)(B) of the Federal  
35 Unemployment Tax Act, to the United States Department of Health and Human Services National  
36 Directory of New Hires. The information disclosed is confidential and may not be used for any other  
37 purpose. The costs of disclosing information under this paragraph shall be paid by the United States  
38 Department of Health and Human Services.

39 (i) Pursuant to section 303(i) of the Social Security Act, to officers and employees of the United  
40 States Department of Housing and Urban Development and to representatives of a public housing  
41 agency for the purpose of determining an individual's eligibility for benefits, or the amount of ben-  
42 efits, under a housing assistance program of the United States Department of Housing and Urban  
43 Development. The information disclosed is confidential and may not be used for any other purpose.  
44 The costs of disclosing information under this paragraph shall be paid by the United States De-  
45 partment of Housing and Urban Development or the public housing agency.

1 (j) Pursuant to regulations of the United States Secretary of Health and Human Services issued  
2 under section 3304(a)(16)(A) of the Federal Unemployment Tax Act, and except as required by sec-  
3 tion 303 of the Social Security Act, to the state, a political subdivision or a federally recognized  
4 Indian tribe that has signed an agreement with the Department of Human Services to administer  
5 Part A of Title IV of the Social Security Act for the purpose of determining an individual's eligibility  
6 for assistance, or the amount of assistance, under a program funded under Part A of Title IV of the  
7 Social Security Act. The information disclosed is confidential and may not be used for any other  
8 purpose.

9 (k) Upon request, to the United States Attorney's Office. Under this paragraph, the Employment  
10 Department may disclose an individual's employment and wage information in response to a federal  
11 grand jury subpoena or for the purpose of collecting civil and criminal judgments, including  
12 restitution and special assessment fees. The information disclosed is confidential and may not be  
13 used for any other purpose. The costs of disclosing information under this paragraph shall be paid  
14 by the United States Attorney's Office.

15 (3) The Employment Department may disclose information secured from employing units:

16 (a) To state agencies, federal agencies, local government agencies, public universities listed in  
17 ORS 352.002 and the Oregon Health and Science University established under ORS 353.020, to the  
18 extent necessary to properly carry out governmental planning, performance measurement, program  
19 analysis, socioeconomic analysis or policy analysis functions performed under applicable law. The  
20 information disclosed is confidential and may not be disclosed by the agencies or universities in any  
21 manner that would identify individuals, claimants, employees or employing units. If the information  
22 disclosed under this paragraph is not prepared for the use of the Employment Department, the costs  
23 of disclosing the information shall be paid by the agency or university requesting the information.

24 (b) As part of a geographic information system. Points on a map may be used to represent eco-  
25 nomic data, including the location, employment size class and industrial classification of businesses  
26 in Oregon. Information presented as part of a geographic information system may not give specific  
27 details regarding a business's address, actual employment or proprietary information. If the infor-  
28 mation disclosed under this paragraph is not prepared for the use of the Employment Department,  
29 the costs of disclosing the information shall be paid by the party requesting the information.

30 (c) In accordance with ORS 657.673.

31 (4) The Employment Department may:

32 (a) Disclose information to public employees in the performance of their duties under state or  
33 federal laws relating to the payment of unemployment insurance benefits, the provision of employ-  
34 ment services and the provision of workforce and labor market information.

35 (b) At the discretion of the Director of the Employment Department and subject to an intera-  
36 gency agreement, disclose information to public officials in the performance of their official duties  
37 administering or enforcing laws within their authority and to the agents or contractors of public  
38 officials. The public official shall agree to assume responsibility for misuse of the information by  
39 the official's agent or contractor.

40 (c) Disclose information pursuant to an informed consent, received from an employer or claim-  
41 ant, to disclose the information.

42 (d) Disclose information to partners under the federal Workforce Innovation and Opportunity  
43 Act for the purpose of administering state workforce programs under the Act. The information dis-  
44 closed is confidential and may not be used for any other purpose. The costs of disclosing information  
45 under this paragraph shall be paid by the requesting partner.

1 (e) Disclose the names and addresses of employing units to the Bureau of Labor and Industries  
2 for the purpose of disseminating information to employing units. The names and addresses disclosed  
3 are confidential and may not be used for any other purpose. If the information disclosed under this  
4 paragraph is not prepared for the use of the Employment Department, the costs of disclosing the  
5 information shall be paid by the bureau.

6 (f) Disclose information to the Commissioner of the Bureau of Labor and Industries for the  
7 purpose of performing duties under ORS 279C.800 to 279C.870, 658.005 to 658.245 or 658.405 to  
8 658.511 or ORS chapter 652, 653 or 659A. The information disclosed may include the names and ad-  
9 dresses of employers and employees and payroll data of employers and employees. The information  
10 disclosed is confidential and may not be used for any other purpose. If the information disclosed  
11 under this paragraph is not prepared for the use of the Employment Department, the costs of dis-  
12 closing the information shall be paid by the bureau.

13 (g) Disclose information required under ORS 657.660 (3) and (4) to the Public Employees Re-  
14 tirement System for the purpose of determining the eligibility of members of the retirement system  
15 for disability under ORS chapters 238 and 238A. The information disclosed is confidential and may  
16 not be used for any other purpose. The costs of disclosing information under this paragraph shall  
17 be paid by the Public Employees Retirement System.

18 (h) Disclose to the Oregon Business Development Commission and the Oregon Business Devel-  
19 opment Department information required by the commission and the department in performing their  
20 duties under ORS 285A.050 and 285B.630 to verify changes in employment levels following direct  
21 employer participation in department programs or indirect participation through municipalities un-  
22 der ORS 285B.410 to 285B.482. The information disclosed to the commission and the department may  
23 include an employer's employment level, total subject wages payroll and whole hours worked. The  
24 information disclosed is confidential and may not be used for any other purpose. The commission  
25 and the department may not disclose the information in any manner that would identify an employ-  
26 ing unit or employee except to the extent necessary to carry out the commission's and the  
27 department's duties under ORS 285A.050 and 285B.630. If the information disclosed under this para-  
28 graph is not prepared for the use of the Employment Department, the costs of disclosing the infor-  
29 mation shall be paid by the commission or the Oregon Business Development Department.

30 (i) Disclose information to the Department of Revenue for the purpose of performing its duties  
31 under ORS 293.250 or under the revenue and tax laws of this state, or for the purpose of using in-  
32 formation reported by employers and claimants to detect potential identity theft or fraudulent  
33 claims. The information disclosed may include the names and addresses of employers and employees  
34 and payroll data of employers and employees. The information disclosed is confidential and may not  
35 be disclosed by the Department of Revenue in any manner that would identify an employing unit  
36 or employee except to the extent necessary to carry out the department's duties under ORS 293.250  
37 or in auditing or reviewing any report or return required or permitted to be filed under the revenue  
38 and tax laws administered by the department. The Department of Revenue may not disclose any in-  
39 formation received to any private collection agency or for any other purpose. If the information  
40 disclosed under this paragraph is not prepared for the use of the Employment Department, the costs  
41 of disclosing the information shall be paid by the Department of Revenue.

42 (j) Disclose information to the Department of Consumer and Business Services for the purpose  
43 of performing its duties under ORS chapters 654 and 656. The information disclosed may include the  
44 name, address, number of employees and industrial classification code of an employer and payroll  
45 data of employers and employees. The information disclosed is confidential and may not be disclosed

1 by the Department of Consumer and Business Services in any manner that would identify an em-  
2 ploying unit or employee except to the extent necessary to carry out the department's duties under  
3 ORS chapters 654 and 656, including administrative hearings and court proceedings in which the  
4 Department of Consumer and Business Services is a party. If the information disclosed under this  
5 paragraph is not prepared for the use of the Employment Department, the costs of disclosing the  
6 information shall be paid by the Department of Consumer and Business Services.

7 (k) Disclose information to the Construction Contractors Board for the purpose of performing  
8 its duties under ORS chapter 701. The information disclosed to the board may include the names and  
9 addresses of employers and status of their compliance with this chapter. If the information disclosed  
10 under this paragraph is not prepared for the use of the Employment Department, the costs of dis-  
11 closing the information shall be paid by the board.

12 (L) Disclose information to the State Fire Marshal to assist the State Fire Marshal in carrying  
13 out duties under ORS 453.307 to 453.414. The information disclosed may include the name, address,  
14 telephone number and industrial classification code of an employer. The information disclosed is  
15 confidential and may not be disclosed by the State Fire Marshal in any manner that would identify  
16 an employing unit except to the extent necessary to carry out duties under ORS 453.307 to 453.414.  
17 If the information disclosed under this paragraph is not prepared for the use of the Employment  
18 Department, the costs of disclosing the information shall be paid by the Department of the State Fire  
19 Marshal.

20 (m) Disclose information to the Higher Education Coordinating Commission for the purpose of  
21 performing the commission's duties under ORS chapter 348 and Title IV of the Higher Education  
22 Act of 1965. The information disclosed may include the names and addresses of employers and em-  
23 ployees and payroll data of employers and employees. The information disclosed is confidential and  
24 may not be disclosed by the commission in any manner that would identify an employing unit or  
25 employee except to the extent necessary to carry out the commission's duties under ORS chapter  
26 348 or Title IV of the Higher Education Act of 1965. If the information disclosed under this para-  
27 graph is not prepared for the use of the Employment Department, the costs of disclosing the infor-  
28 mation shall be paid by the commission.

29 (n) Disclose information to the Department of Transportation to assist the Department of  
30 Transportation in carrying out the duties of the Department of Transportation relating to collection  
31 of delinquent and liquidated debts, including taxes, under ORS 184.610 to 184.665, 184.670 to 184.733  
32 and 805.263, ORS chapter 319 and the Oregon Vehicle Code. The information disclosed may include  
33 the names and addresses of employers and employees and payroll data of employers and employees.  
34 The information disclosed is confidential and may not be disclosed by the Department of Transpor-  
35 tation in any manner that would identify an employing unit or employee except to the extent nec-  
36 essary to carry out the Department of Transportation's duties relating to collection of delinquent  
37 and liquidated debts or in auditing or reviewing any report or return required or permitted to be  
38 filed under the revenue and tax laws administered by the Department of Transportation. The De-  
39 partment of Transportation may not disclose any information received to any private collection  
40 agency or for any other purpose. If the information disclosed under this paragraph is not prepared  
41 for the use of the Employment Department, the costs of disclosing the information shall be paid by  
42 the Department of Transportation.

43 (o) Disclose information to the Department of Human Services and the Oregon Health Authority  
44 to assist the Department of Human Services and the Oregon Health Authority in the collection of  
45 debts that the Department of Human Services and the Oregon Health Authority are authorized by

1 law to collect. The information disclosed may include the names, addresses and payroll data of em-  
2 ployers and employees. The information disclosed is confidential and may not be disclosed by the  
3 Department of Human Services or the Oregon Health Authority in a manner that would identify an  
4 employing unit or employee except to the extent necessary for the collection of debts as described  
5 in this paragraph. The Department of Human Services and the Oregon Health Authority may not  
6 disclose information received under this paragraph to a private collection agency or use the infor-  
7 mation for a purpose other than the collection of debts as described in this paragraph. If the infor-  
8 mation disclosed under this paragraph is not prepared for the use of the Employment Department,  
9 the costs of disclosing the information shall be paid by the Department of Human Services or the  
10 Oregon Health Authority.

11 (p) Disclose to the Alcohol and Drug Policy Commission information required by the commission  
12 in evaluating and measuring the performance of [*alcohol and drug prevention and treatment*  
13 *programs*] **substance use prevention, substance use disorder treatment and recovery support**  
14 **services programs** under ORS 430.223 or the impact of the programs on employment. The infor-  
15 mation disclosed to the commission may include total subject wages payroll and whole hours  
16 worked. The information disclosed under this paragraph is confidential and may not be used for any  
17 other purpose. The commission may not disclose the information in any manner that would identify  
18 an employing unit or employee except to the extent necessary to carry out the commission's duties  
19 under ORS 430.223. If the information disclosed under this paragraph is not prepared for the use of  
20 the Employment Department, the costs of disclosing the information shall be paid by the commission.

21 (q) Disclose to any person establishment level information secured pursuant to this chapter from  
22 federal, state and local government agencies, public universities listed in ORS 352.002 or the Oregon  
23 Health and Science University established under ORS 353.020. If the information disclosed under this  
24 paragraph is not prepared for the use of the Employment Department, the costs of disclosing the  
25 information shall be paid by the person requesting the information.

26 (r) Disclose to any person the industrial classification code assigned to an employing unit. If the  
27 information disclosed under this paragraph is not prepared for the use of the Employment Depart-  
28 ment, the costs of disclosing the information shall be paid by the person requesting the information.

29 (s) Disclose information to the State Treasurer useful for the purpose of performing the State  
30 Treasurer's duties under ORS 98.302 to 98.436, 98.992 and 116.253 and the role of an estate admin-  
31 istrator under ORS 113.235. The information disclosed is confidential and may not be used by the  
32 State Treasurer for any other purpose. If the information disclosed is not prepared for the use of the  
33 Employment Department, the costs of disclosing the information shall be paid by the State Treas-  
34 urer.

35 (5) The Employment Department may make public all decisions of the Employment Appeals  
36 Board.

37 (6) Any officer appointed by or any employee of the Director of the Employment Department  
38 who discloses confidential information, except with the authority of the director, pursuant to rules  
39 or as otherwise required by law, may be disqualified from holding any appointment or employment  
40 with the Employment Department.

41 (7) Any person or any officer or employee of an entity to whom information is disclosed by the  
42 Employment Department under this section who divulges or uses the information for any purpose  
43 other than that specified in the provision of law or agreement authorizing the use or disclosure may  
44 be disqualified from performing any service under contract or disqualified from holding any ap-  
45 pointment or employment with the state agency that engaged or employed that person, officer or

1 employee. The Employment Department may immediately cancel or modify any information sharing  
2 agreement with an entity when a person or an officer or employee of that entity discloses confi-  
3 dential information, other than as specified in law or agreement.

4 **SECTION 10. This 2025 Act being necessary for the immediate preservation of the public**  
5 **peace, health and safety, an emergency is declared to exist, and this 2025 Act takes effect**  
6 **on its passage.**

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