

# Senate Bill 506

Sponsored by Senator SMITH DB (Pre-session 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 **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act prohibits DOC, OYA or OHA from paying for certain health care for people in custody. (Flesch Readability Score: 60.1).

Prohibits the Department of Corrections, Oregon Youth Authority or Oregon Health Authority from paying for or providing, directly or indirectly, gender-affirming care to individuals in the custody of a correctional facility in this state.

## A BILL FOR AN ACT

1  
2 Relating to prohibiting gender-affirming care at correctional facilities.

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

4 **SECTION 1. (1) As used in this section:**

5 (a) **“Correctional facility” means any place used for the confinement of persons charged**  
6 **with or convicted of a crime or otherwise confined under a court order and includes but is**  
7 **not limited to a youth correction facility or a state hospital, as those terms are defined in**  
8 **ORS 162.135.**

9 (b) **“Gender-affirming care” means a procedure, service, drug, device or product that a**  
10 **physical or behavioral health care provider prescribes to treat an individual for incongruence**  
11 **between the individual’s gender identity and the individual’s sex assignment at birth.**

12 (2)(a) **Notwithstanding ORS 435.210 or 659A.142 or any other provision of law, the De-**  
13 **partment of Corrections, Oregon Youth Authority or Oregon Health Authority may not pay**  
14 **for or provide, directly or indirectly, gender-affirming care to any individual in the custody**  
15 **of a correctional facility in this state.**

16 (b) **This section does not apply to individuals receiving treatment at a state hospital or**  
17 **intensive community inpatient facility if the patients were admitted voluntarily or through**  
18 **a civil commitment proceeding under ORS 426.070 to 426.170, 426.701 or 427.235 to 427.292.**  
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**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.