



**TESTIMONY ON HB 2488  
HOUSE COMMITTEE ON JUDICIARY  
APRIL 3, 2025**

Chair Kropf, Vice Chairs Wallan and Chotzen, and Members of the Committee:

My name is Mae Lee Browning, Legislative Director of the Oregon Criminal Defense Lawyers Association.

**OCDLA requests an amendment to include OCDLA's DMHT (Declaration of Mental Health Treatment) proposal in HB 2488.**

By 5:15pm on April 2, stakeholders were notified of the concepts requested for the civil commitment bills – HB 2488 (the omnibus workgroup bill) and HB 2467 (the NAMI bill). In reviewing the document, we noticed that a proposal put forward by OCDLA is not going to be included in HB 2467 “due to drafting considerations.” OCDLA’s DMHT proposal should be in HB 2488, not HB 2467. When the -1 to HB 2488 posted today at 12:18pm, we noticed that our DMHT proposal was not in HB 2488.

**OCDLA requests the following amendment to HB 2488:**

- Add a consideration of an applicable DMHT to the actions that a court can take after finding that a person is subject to commitment:
  - If the person subject to commitment previously executed a Declaration of Mental Health Treatment, and the court finds that the Declaration is operative under ORS 127.710, the court may consider whether the Declaration would permit treatment that is substantially equivalent to the treatment that would be provided by commitment, including the provision of inpatient treatment. If the court finds that the Declaration would permit such treatment, and that the person subject to commitment is incapacitated as defined by ORS 127.700(6), the court may order enforcement of the Declaration and dismiss the commitment case.

Thank you.

Mae Lee Browning  
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