



## **2017 LEGISLATIVE REPORT**

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### **SUMMARY**

Oregon's first regular session of the 79<sup>th</sup> Legislative Assembly adjourned sine die on July 7, 2017, just three days shy of the 160-day maximum for an odd year (long) session.

There were over 2,800 pieces of legislation introduced during the five-month session, about 385 of which were of interest or concern to the developmental disability community. Many key policy bills did not make it all the way through the legislative process as the majority of effort and energy this session was devoted to the state budget and the \$1.8 billion shortfall that existed when legislators started the session.

As backdrop for the 2017 session:

- The Democrats once again controlled the **House of Representatives**, with a 35-25 majority. Representative Tina Kotek (D–North and Northeast Portland) served as Speaker of the House.
- The Democrats also controlled the **Senate**, with 17 Democrats and 13 Republicans. Peter Courtney, D-Salem, served as Senate president, continuing his run as the longest serving Senate President in Oregon's history.
- **Governor Kate Brown**, a Democrat, won the 2016 Oregon special gubernatorial election in November 2016, which meant she would continue as Governor and fill the remaining two years of the term of former Governor John Kitzhaber.

## BUDGET

Oregon began this legislative session in February with a \$1.8 billion dollar shortfall. Governor Brown's recommended budget came out in December, 2016, and served as a starting point for the legislative budget process. The Governor's recommended budget funded IDD services at the current service level, but proposed surprising cuts to DD programs including the Family to Family networks, regional programs, Fairview Trust and case management.

The March and May revenue forecasts reduced the projected budget shortfall to \$1.4 billion dollars. During this time, the legislature was busy building a state budget for the 2017-2019 biennium as well as tackling some large issues, including corporate tax and revenue reform to create more revenue, a transportation package, and public employee benefit costs.

The Ways and Means Co-Chairs released two documents to move the budget and revenue conversations forward. The first was a high-level "framework" budget that outlined how the budget shortfall happened, plus outlined restructuring and cuts to balance our state budget without new revenue sources. This document outlined potential provider rate cuts and eligibility changes for DD services. The second budget document to start revenue conversations was a "targeted reductions" list that looked to narrow DD services eligibility, cut bedhold payments to providers, eliminate regional programs, cut case management equity rates, eliminate family support and close the Elliot medical homes which are part of the Stabilization and Crisis Unit. Although these documents were meant to start revenue conversations, they also jumpstarted DD advocates to come to the Capitol and advocate for DD services.

The Co-Chair documents did spur revenue conversations, which looked promising initially. The Legislature formed a Joint Committee on Tax Reform which heard several different proposals to replace the existing corporate tax with a gross receipts tax. This would apply to all business entities on their sales and commercial activities in Oregon. In the end, these revenue conversations fell apart and the Legislature will likely pick them up again in future sessions.

As in previous sessions, the Oregon Health Authority budget was shored up with the provider tax (HB 2391). Oregon's Legislative Fiscal Office anticipates this tax will raise over \$600 million general fund for the Oregon Health Authority budget which provides the Oregon Health Plan. This session, however, ended with Rep. Julie Parrish, Rep. Sal Equivel and Rep. Cedric Hayden filing Referendum 301 and working to gather 58,000 signatures to put the fate of this provider tax in the voters' hands through a special election January 23, 2018. If Referendum 301 is successful in rejecting this provider tax, the fate of Oregon's Medicaid system will be in limbo from lack of funds. This would negatively impact all of Oregon's Medicaid system – including DD services.

**DEPARTMENT OF HUMAN SERVICES — DEVELOPMENTAL DISABILITY SERVICES:**

**Department of Human Services – Intellectual and Developmental Disabilities**

	2013-15 Actual	2015-17 Legislatively Approved	2017-19 Current Service Level	2017-19 LFO Recommended
General Fund	583,418,110	743,386,397	893,719,977	886,869,630
Other Funds	33,998,166	31,386,168	29,099,174	27,960,269
Federal Funds	1,179,879,554	1,554,052,436	1,760,061,101	1,809,055,259
<b>Total Funds</b>	<b>\$1,797,295,830</b>	<b>\$2,328,825,001</b>	<b>\$2,682,880,252</b>	<b>\$2,723,885,158</b>
Positions	760	887	887	903
FTE	744.59	841.73	882.50	902.00

When compared to the 2015-17 Legislatively Approved Budget, the LFO recommended General Fund budget is 19.3% higher, and the total funds is a 17.0% increase.

The LFO Recommended Budget contains the following key budget actions or adjustments:

- “Reshoot” adjustments to account for caseload growth and cost per case changes based on the spring 2017 forecast. *[Note that this means the legislature is not fully funding the “workload model,” which will further reduce the budget for Community Developmental Disabilities Programs (CDDPs) and Brokerages. The agency requested budget contained \$20.8 million General Fund (\$43.2 million total funds) to fully fund the workload models; the recommended budget reduces the increase to \$5.8 million General Fund.]*
- *The budget contains the following **program reductions**:*
  - Eliminates **regional programs** (\$4.1 million General Fund, \$7.1 million total funds) that support crisis services.
  - Reduces the **family support program** by 1/2 or \$1.3 million General Fund, could affect approximately 500 children and their families.
  - Caps **bedhold payments** at 21, instead of 45 days, for savings of \$1.0 million General Fund.
  - **Decreases the budget by \$2.2 million** (\$4.7 million total funds) based on an effort to review inactive client records and work with CDDPs to remove clients from the caseload if they no longer need services.
  - Takes a **\$12.0 million General Fund** (\$24.0 million total funds) **unspecified reduction**. It is anticipated that meeting this target will be achieved through

implementing the new assessment and other actions that may help curb costs growth; a related budget note is also proposed.

- To help provide higher wages for **Direct Support Professionals**, \$13.5 million General Fund (\$45.5 million total funds) is added to give IDD providers a 5% rate increase. *[Note: Although this is short of the \$45 million General Fund advocates were hoping for, this represents a significant investment by the legislature to stabilize this workforce.]*

During the work session, legislators also discussed the **Fairview Trust** and confirmed on record that the trust will remain intact and will also be “walled off” from being used for any portion of the unspecified \$12 million budget reduction that the agency must achieve by next summer.

There was one **budget note** in the DHS budget that pertains to the **\$12 million “unspecified reduction” in DD**, which requires DHS to provide interim reports to the legislature and is described as follows:

The recommended budget includes a generic program reduction of \$12 million General Fund in lieu of more specific actions to curb program costs. While the Department has been working on sustainability options to offset program growth (primarily driven by the Community First Choice Option or “K Plan”) over the past two years, the results of that work has been met with a lukewarm response by the Legislature. Recently, it appears there might be other, more tenable program modification alternatives that would, however, require additional time to develop with and receive approval from the federal Medicaid authority. DHS is directed to pursue these alternatives, take management actions to suppress program spending, and implement the new assessment/planning process currently under development no later than June 1, 2018. At each interim meeting, the Department will provide a status update on both these efforts and the program’s budget.

The program is hoping to achieve budget savings without having to make changes to the “parental income disregard” or other eligibility criteria. However, if the target cannot be met by other actions, the program should consider and bring forward eligibility changes for legislative review and approval during the 2017-19 biennium. In addition, prior to taking any action that would close state operated residential facilities, the Department will report on its plan for that closure at the appropriate interim meeting; along with budget impacts, the report will include a description of how the closure will affect residents, providers, and employees.

## **EDUCATION:**

### ***K-12 State School Fund (SB 5517)***

The total allocated state funding for K-12 education was approximately \$8.2 billion dollars. This is an increase from the 2015-2017 legislatively approved budget. However, it is still \$200 million short of what advocates were asking for in order to avoid cuts to school budgets.

### ***Early Intervention / Early Childhood Special Education***

**SB 5516** was the Oregon Department of Education's Grant-in-Aid Budget bill, which includes the Early Intervention/Early Childhood Special Education budgets. The **Early Intervention and Early Childhood Special Education Programs** are funded at \$175,014,948 million for 2017-19, which is an increase of \$6 million over projected 2017-2019 current service level. While this is considered a success in the current budget climate, it was still far short of the \$60 million advocates were seeking to bring services up to the "recommended service levels" identified by the Oregon Department of Education in 2009.

## **POLICY BILLS OF PARTICULAR INTEREST IN THE 2017 SESSION:**

Below is a very brief summary of specific legislation of particular interest to the Developmental Disabilities community. This report includes both bills that were enacted and some that died. If you would like to read the full text of any of these bills, you can find them on the Oregon State Legislature web site at:

### **AGENCY-RELATED**

**SB 275** - Relating to access to individually identifiable health information; and declaring an emergency. Requires covered entity to provide copy of health information regarding individual who is appealing denial of Social Security disability benefits for period from date of alleged onset of disability to date of administrative hearing. **Passed, effective July 3, 2017.**

**SB 397** - Directs Department of Human Services to convene work group to develop common client confidentiality release form to be used by public bodies and community organizations to enable and facilitate appropriate sharing of confidential information. **Passed, effective August 2, 2017.**

### **AUTISM/OTHER SPECIFIC DISABILITY**

**HB 2931** - Clarifies educational requirements for registration of behavior analysis interventionists. **Passed, effective January 1, 2018.**

## **BUDGET/REVENUE/TAX**

**HB 2391** – Hospital Provider Tax at issue in Referendum 301 - Imposes 1.5 percent assessment on commercial health insurance premiums and premium equivalents for managed care organizations and Public Employees' Benefit Board health benefit plans. **Passed, effective October 6, 2017.**

**HB 2017** – Transportation bill - Modifies and adds laws related to transportation. **Passed, effective October 6, 2017.**

**HB 2830** – Corporate Tax Reform bill - Increases corporate excise tax rates. **Failed.**

**HB 5006** – Christmas Tree Bill - Appropriates moneys from General Fund to Emergency Board for allocations during biennium. **Passed, effective August 15, 2017.**

**HB 5026** – OHA Budget Bill - Appropriates moneys from General Fund to Oregon Health Authority for certain biennial expenses. **Passed, effective July 3, 2017.**

**HB 5027** – Approves certain new or increased fees adopted by Oregon Health Authority. **Passed, effective date July 3, 2017.**

**SB 1067** – Cost Containment Bill - Establishes specified reporting requirements to ensure legislative review of potential future costs in state government workforce. **Passed, effective August 15, 2017.**

**SB 5516** – ODE Grant-in-Aid Budget Bill. Appropriates moneys from General Fund to Department of Education for certain biennial expenses. **Passed, effective date July 19, 2017.**

**SB 5517** – State School Fund Budget Bill. Appropriates moneys from General Fund to Department of Education for State School Fund. **Passed, effective date July 6, 2017.**

**SB 5526** - Appropriates moneys from General Fund to Department of Human Services for certain biennial expenses. **Passed, effective date July 19, 2017.**

## **CHILD WELFARE/CHILDREN & FAMILIES**

**HB 2551** - Prohibits placement of child with intellectual disability, who is taken into protective custody, in hotel, motel, inn, hospital, Department of Human Services office or juvenile detention facility. **Failed.**

**HB 2903** - Authorizes Department of Human Services to immediately place conditions on license, certificate or other authorization of child-caring agency prior to hearing if department finds there is serious danger to public health or safety. **Passed, effective May 24, 2017.**

**HB 3067** - Authorizes Marion and Polk Counties to establish pilot CourtCare programs to provide quality child care to individuals and families who are participating in court proceedings at local courthouse or transacting business at local governmental office. **Passed, effective August 8, 2017.**

**HB 3068** - Directs Office of Child Care to implement resource and referral system. **Passed, effective January 1, 2018.**

**HB 3412** - Establishes Task Force on Assessments of Children Who Are Deaf or Hard of Hearing. **Passed, effective August 15, 2017.**

**SB 101** - Authorizes child abuse investigation on school premises if investigation involves interview of suspected victim or witnesses but not person suspected of committing abuse. **Passed, effective June 29, 2017.**

**SB 243** - Expands definition of 'child in care' to include children receiving care and services from certified foster homes and developmental disabilities residential facilities. **Passed, effective August 15, 2017.**

**SB 244** - Establishes notification requirements of Department of Human Services regarding reported or suspected abuses, deficiencies, violations or failures of child-caring agency to comply with full compliance requirements and regarding reports of suspected or substantiated abuse of child in care. **Passed, effective June 22, 2017.**

**SB 246** - Sets forth circumstances under which Department of Human Services may immediately suspend, revoke or place conditions on license, certification or other authorization of child-caring agency. **Failed.**

**SB 265** - Directs Department of Human Services to conduct monthly, in-person visits with child or ward in substitute care that include updates on academic status and progress. **Failed.**

**SB 268** - Requires Department of Human Services to make records regarding investigation of report of child abuse occurring at school or in educational setting that involves child with disability available to Disability Rights Oregon. **Passed, effective January 1, 2018.**

#### **DEVELOPMENTAL DISABILITY SERVICES**

**HB 2393** - Specifies case manager's duties in event that case manager receives notice that person for whom case manager provides services will have life-sustaining procedures withheld or withdrawn. **Passed, effective January 1, 2018.**

**HB 2684** - Expresses intent of Legislative Assembly that, when Legislative Assembly approves increases in funding of services provided by residential training facilities or residential training

homes, wages and benefits paid to direct support professionals be increased at comparable rate. **Passed, effective January 1, 2018.**

**HB 2685** - Requires Department of Human Services or designee of department to offer adult with intellectual or developmental disability who qualifies for comprehensive services at least one placement other than congregate living arrangement. **Failed.**

**HB 3359** - Modifies civil penalties, license regulation and licensing fees for certain facilities regulated by Department of Human Services. **Passed.**

**SB 104** - Modifies provisions relating to registry of persons who provide care in certain facilities. **Passed, effective June 6, 2017.**

**SB 223** - Requires in-home caregivers employed by or contracting with in-home care agencies to meet training requirements for home care workers established by Home Care Commission. **Failed.**

**SB 238** - Requires Department of Human Services to pay agencies that contract with department to provide comprehensive services to adults with physical, intellectual or developmental disabilities amounts sufficient for agencies to pay 150 percent of minimum wage to direct support professionals. **Failed.**

**SB 239** - Establishes process to determine consent of resident of residential care facility or adult foster home to individually based limitation of certain rights. **Failed.**

**SB 257** - Modifies crime of official misconduct in the first degree to include commission of official misconduct in the second degree when public servant, while acting as supervisory employee, is aware of and consciously disregards fact that violation creates risk of physical injury to vulnerable person, commission of sex crime against vulnerable person or withholding of necessities from vulnerable person. **Passed, effective January 1, 2018.**

**SB 708** - (Facility resident's bill of rights) - Modifies provisions relating to care facilities regulated by Department of Human Services. **Failed.**

**SB 834** - Requires Department of Human Services to develop and present proposal for creation of human rights commission to interim committees of Legislative Assembly related to human services and health no later than December 1, 2017. **Passed, effective June 14, 2017.**

**SB 940** - Creates Task Force on Developmental Disability Services. **Failed.**

**SB 948** - Prohibits residential facility from employing, in publicly funded position, individual found to have committed type of abuse that is disqualifying under rules adopted by Department of Human Services. **Passed, effective January 1, 2018.**

## EARLY LEARNING

**HB 2013** - Modifies requirements for preschool program administered by Early Learning Division. **Passed, effective June 14, 2017.**

**HB 2259** - Authorizes Office of Child Care to maintain information in Central Background Registry through electronic records systems. **Passed, effective August 2, 2017.**

**HB 2260** - Authorizes Office of Child Care to maintain information about child care facilities and providers through electronic records systems. **Passed, effective, August 2, 2017.**

**HB 2956** - Directs Early Learning Council to conduct evaluation of Early Learning Hubs and submit report on evaluation each odd-numbered year. **Passed, effective June 20, 2017.**

**HB 2957** - Establishes grant program for purpose of improving kindergarten student-to-teacher ratios in schools that are considered high poverty. **Failed.**

**HB 3106** - Directs Early Learning Hubs to convene annual meetings between representatives of preschool programs administered by Early Learning Division for purpose of coordinating enrollment of eligible children in programs. **Passed, effective January 1, 2018.**

**SB 187** - Directs Department of Education to reimburse education provider for expenses incurred from providing vision screenings. **Passed, effective August 2, 2017.**

**SB 314** - Directs Early Learning Division to support Relief Nursery programs statewide. **Passed, effective August 2, 2017.**

## EDUCATION--CHARTER SCHOOLS

**HB 2720** - Directs Department of Education to conduct study related to certain virtual public charter schools. **Failed.**

**SB 208** - Provides that school district may not deny participation in interscholastic activities by student who attends public charter school. **Passed, effective July 3, 2017.**

**SB 534** - Increases percentage of moneys that school district must transfer to public charter school for students eligible for special education and related services. **Failed.**

## EDUCATION--CURRICULUM/COMMON CORE

**HB 2229** - Encourages school districts and public charter schools to offer students courses or other educational opportunities in financial literacy. **Passed, effective January 1, 2018.**

**HB 2845** - Directs Department of Education to convene advisory group to develop statewide ethnic studies standards for adoption into existing statewide social studies standards for public kindergarten through grade 12. **Passed, effective June 29, 2017.**

#### **EDUCATION—FEDERAL LAW**

**SB 20** - Updates references to federal education law to reflect passage of Every Student Succeeds Act. **Passed, effective August 15, 2017.**

#### **EDUCATION--HIGHER EDUCATION**

**HB 2457** - Alters process for resolving student complaints against certain schools. **Passed, effective July 1, 2017.**

**HB 3289** - Directs Higher Education Coordinating Commission to submit annual report to interim committees of Legislative Assembly that describes progress made in providing competency-based education in public post-secondary institutions of education. **Passed, effective January 1, 2018.**

**SB 231** - Establishes Task Force on Student Mental Health Support. **Passed, effective October 6, 2017.**

#### **EDUCATION--NURSING/HEALTH CENTERS**

**HB 2223** - Directs Department of Education to establish program to develop and maintain statewide school nursing services. **Failed.**

**HB 2408** - Appropriates moneys to plan, establish and operate new school-based health centers, to increase student access to school-based mental health providers and to fund pilot program that uses trauma-informed approaches. **Failed.**

**SB 111** - Directs Department of Education to assist school districts and education service districts in funding school nursing services. **Passed, effective August 8, 2017.**

#### **EDUCATION—GENERAL APPLICABILITY**

**HB 2311** - Makes 40-40-20 higher education goals relate to Oregonians completing education, rather than to all adult Oregonians. **Passed, effective January 1, 2018.**

**HB 2992** - Requires school district board and public charter school governing body to adopt and implement policy that requires volunteers to undergo background check if district or school allows volunteers to have direct, unsupervised contact with school children. **Passed.**

**HB 3029** - Allows parent or legal guardian of child whose sixth birthday occurred on or before September 1 immediately preceding beginning of current school year to delay enrolling child in public full-time school for one year for purpose of better meeting child's needs for cognitive, social or physical development. **Passed, effective July 1, 2017.**

**SB 182** - Establishes Educator Advancement Council to provide resources related to educator professional learning and other educator supports. **Passed, effective August 2, 2017.**

**SB 1062** - Requires school districts, education service districts and public charter schools to adopt Healthy and Safe Schools Plan to address environmental conditions in facilities owned or leased by districts or schools where students or staff are present on regular basis. **Passed, effective August 8, 2017.**

**SJR 6** - Directs Deputy Superintendent of Public Instruction to communicate to school districts information regarding backpack safety. **Passed.**

#### **EDUCATION--SPECIAL EDUCATION**

**HB 2543** - Removes percentage cap on calculations for State School Fund distributions for students in average daily membership who are eligible for special education as child with disability. **Failed.**

**HB 3266** - Provides that no person may use mechanical restraint, chemical restraint, prone restraint, physical restraint or seclusion on student in public education program. This would have complemented current law by allowing law enforcement to use mechanical restraints, but only with a threat of serious imminent harm. **Failed**

**HB 3318** - Establishes procedures for conducting functional behavioral assessments and for developing, reviewing and revising behavior intervention plans for students with individualized education programs or 504 Plans. **Passed, effective July 1, 2018.**

**SB 262** - Establishes timelines by which evaluations must be completed to determine eligibility for special education. **Failed.**

**SB 263** - Limits school district's ability to require students to participate in abbreviated school day program. **Passed, effective July 1, 2017.**

**SB 264** - Requires school districts to ensure that all students of school district have equal access to educational facilities. **Failed.**

**SB 1001** - Permits each student enrolled at community college or public university to request, at no cost to student, evaluation to determine whether student should have section 504 plan or review of student's existing section 504 plan. **Failed.**

**SB 1003** - Prescribes requirements for screening tests related to dyslexia. **Passed, effective January 1, 2018.**

### **EDUCATION-TRANSITION/GRADUATION**

**HB 2246** - Expands entities that are eligible to receive apportionments under Ballot Measure 98 (2016) to include Oregon School for the Deaf, Youth Corrections Education Program and Juvenile Detention Education Program. **Passed, effective August 2, 2017.**

**HB 3267** - Directs school districts and public charter schools to waive high school diploma requirements that are not established by state law if student is or was foster child, homeless, runaway, child in military family, child of migrant worker or enrolled in Youth Corrections Education Program or Juvenile Detention Education Program. **Passed, effective January 1, 2018.**

**HB 3340** - Requires Department of Education to develop and provide to public high schools written materials regarding apprenticeship opportunities. **Passed, effective June 20, 2017.**

### **EDUCATION-SOCIAL WORKERS/COUNSELING**

**HB 2528** - Appropriates moneys from General Fund to Department of Education for training and professional development of school district personnel on contents and implementation of Comprehensive Guidance and Counseling Framework adopted by department. **Failed.**

**HB 2529** - Requires applicants for preliminary administrative license to complete coursework related to comprehensive school guidance and counseling programs. **Failed.**

### **EMPLOYMENT**

**HB 2965** - Establishes Task Force on Workforce Development for People with Disabilities. **Failed.**

**SB 240** - Requires employer of individual with disability to pay a rate no less than the state minimum wage, beginning on January 1, 2022. **Failed.**

**SB 828** - Requires large employers in specified industries to provide new employee with estimated work schedule and to provide current employee with seven days' notice of employee work schedule. **Passed, effective August 8, 2017.**

### **FOSTER CARE**

**HB 2216** - Requires Department of Human Services to adopt rules to establish Oregon Foster Children's Sibling Bill of Rights. **Passed, effective January 1, 2018.**

**HB 2344** - Modifies qualifications and requirements for unmarried person who is at least 16 years of age and not older than 20 years of age to participate in independent living programs in independent residence facilities. **Passed, effective January 1, 2018.**

**HB 2451** - Establishes medical assistance eligibility for individuals under age 26 who have aged out of foster care in Oregon or another state. **Failed.**

### **HEALTH CARE--CCOs/OTHER**

**HB 2304** - Adds peer support specialist, family support specialist and youth support specialist to membership of Traditional Health Workers Commission. **Passed, effective January 1, 2018.**

**HB 3091** - Specifies behavioral health services that must be provided by coordinated care organization. **Passed, effective January 1, 2018.**

### **HEALTH CARE**

**HB 2391** – (Provider Tax Bill) - Imposes 1.5 percent assessment on commercial health insurance premiums and premium equivalents for managed care organizations and Public Employees' Benefit Board health benefit plans. **Passed, effective October 6, 2017.**

**HB 2398** - Prohibits health care provider from billing medical assistance applicant or recipient except as provided by Oregon Health Authority by rule. **Passed, effective January 1, 2018.**

**HB 2432** - Directs Health Licensing Office to issue license to engage in practice of art therapy to qualified applicant. **Passed, effective May 25, 2017.**

**HB 2723** - Requires Health Evidence Review Commission to evaluate therapeutic and clinical effectiveness of hippotherapy for purpose of possible inclusion on prioritized list of health services provided in medical assistance program and report findings to interim committees of Legislative Assembly related to health by December 31, 2017. **Failed.**

**HB 3262** - Requires Department of Human Services, in collaboration with other agencies, to adopt rules related to prescription of psychotropic medications to elderly persons and persons with disabilities. **Passed, effective June 29, 2017.**

**SB 558** - Requires Oregon Health Authority to convene work group to advise and assist in implementing targeted outreach and marketing for Health Care for All Oregon Children program. **Passed, effective August 2, 2017.**

**SB 786** - Requires Oregon Board of Dentistry to allow dental care provider to use telehealth when dental care provider determines telehealth is appropriate. **Passed, effective January 1, 2018.**

## **HOUSING**

**HB 2724** - Directs Housing and Community Services Department to develop and implement Rent Guarantee Program to provide incentives and financial assistance to landlords that rent or lease to low income households by guaranteeing payments to landlords for unpaid rent and for eviction and property damage costs within certain limits. **Passed, effective January 1, 2018.**

## **OTHER**

**HCR 40** - Establishes limitations and deadlines for legislative measures for 2018 regular session of Seventy-ninth Legislative Assembly. **Passed, filed with Secretary of State.**

**HJM 4** - Urges Congress to pass RAISE Family Caregivers Act. **Passed, filed with Secretary of State.**

**SB 1027** - Prohibits Department of Human Services and Oregon Health Authority from seeking payment from amounts in ABLE account. **Passed, effective June 14, 2017.**

## **PROTECTIVE SERVICES/GUARDIANSHIP**

**HB 2622** - Authorizes financial institution to refuse certain financial transactions when financial institution reasonably believes financial exploitation of vulnerable person may have occurred, may have been attempted or is being attempted. **Passed, effective June 14, 2017.**

**HB 2630** - Makes changes to Oregon guardianship laws to ensure adequate safeguards for respondents and protected persons. **Passed, effective January 1, 2018.**

**SB 57** - Prohibits court from appointing deputy public guardian and conservator as fiduciary and requires court to appoint Oregon Public Guardian and Conservator as fiduciary. **Passed, effective January 1, 2018.**

**SB 58** - Directs Long Term Care Ombudsman to appoint Residential Facilities Ombudsman within office of Long Term Care Ombudsman. **Passed, effective June 22, 2017.**

**SB 59** - Authorizes court to remove fiduciary, or modify powers or authority of fiduciary, on motion of Long Term Care Ombudsman. **Passed, effective August 2, 2017.**

**SB 95** - Requires certain securities professionals to report suspected financial exploitation of vulnerable persons to Department of Consumer and Business Services. **Passed, effective January 1, 2018.**

**SB 503** - Directs Chief Justice of Supreme Court to adopt rules establishing uniform visitor policies. **Failed.**

### **PSRB/MENTAL HEALTH**

**HB 2319** - Creates Mental Health Regulatory Agency. **Passed, effective May 18, 2017.**

**HB 2552** - Requires Oregon Health Authority to operate, on each campus of Oregon State Hospital, facility to provide short-term mental health treatment and residential care. **Failed.**

**HB 2627** - Prohibits person from being admitted to detention facility if there is probable cause to believe person is, because of mental disorder, dangerous to self or others and in need of care and treatment. **Failed.**

**HB 2631** - Requires that court-ordered fitness to proceed examination, filing of examination report and fitness to proceed determination all occur within 14 days of examination order if defendant is in custody, unless court grants extension. **Failed.**

**SB 64** - Renames 'mental disease or defect' to 'qualifying mental disorder' in criminal and certain juvenile statutes. **Passed, effective January 1, 2018.**

**SB 65** - Authorizes Psychiatric Security Review Board to establish restorative justice program. **Passed, effective June 22, 2017.**

**SB 82** - Sets forth state policy specifying that sanctions and punishment for violation of rules regulating conduct of youth offenders and other persons placed in physical custody of Oregon Youth Authority may not include placing youth offender or others in custody of youth authority alone in locked room. **Passed, effective January 1, 2018.**

**SB 944** - Requires Oregon Health Authority to contract with Oregon-based nonprofit organization with appropriate expertise to operate 24-hour call center for tracking and providing information on placements available for children and adolescents needing high acuity behavioral health services. **Passed, effective August 8, 2017.**

### **PUBLIC SAFETY**

**SB 493** - Creates new manner of committing crime of assault in the fourth degree when person with criminal negligence causes serious physical injury to vulnerable user of public way by means of motor vehicle. **Passed, effective January 1, 2018.**

## **RIGHTS**

**HB 2839** - Prohibits entities providing health care services, practitioners practicing health care professions and insurers of health care services from, solely on basis that individual who meets eligibility requirements for receipt of organ transplant is disabled, discriminating against individual with respect to practices related to and coverage of organ transplant. **Passed, effective June 20, 2017.**

**SB 946** - Requires Department of Human Services to research and report to Legislative Assembly on rights of individuals with intellectual disabilities. **Failed.**

## **CONCLUSION**

Thank you to those of you who joined us in advocating for and supporting individuals with intellectual or developmental disabilities. Your efforts were very effective and impactful this session.

The 79th Legislative Assembly will have its next regular session, scheduled to last 35 days, starting in February 2018.

If you would like to get involved and stay informed in the meantime, sign up to get the GO! Bulletin by joining the Grassroots Oregon (GO!) Project Network by using this link: <http://bit.ly/OregonNetworkSignUp>. The GO! Project is sponsored by the Oregon Council on Developmental Disabilities and the Oregon Developmental Disabilities Coalition.