

1967

MENTAL HEALTH

See also ACTIONS, SUITS AND PROCEEDINGS; PUBLIC HEALTH AND SAFETY

Community health clinics, matching funds for HB 1304 c.70

Provides that state grants received by a local jurisdiction are not matched by Mental Health Division under reimbursement program for community mental health clinics.

Mental hospitals, voluntary admission HB 1303 c.371

Modifies conditions of voluntary admission to state mental hospitals. Permits hospital to impose minimum period of confinement as a condition of admission. Where no condition is imposed, requires release of voluntary patient within 72 hours of receipt of written notice requesting such release. Deletes notice requirement for such release.

Mentally retarded, care of certain veterans' children SB 375 c.299

Modifies definition of resident for purposes of care and custody of mentally retarded to include children born to service men or women who were Oregon domiciliaries upon entry into active duty service and have since acquired no other domicile.

MENTAL HEALTH

See also APPROPRIATIONS,
EDUCATION

Addicts, commitment

Authorizes admission or commitment of addicts to state hospital in same manner as mentally ill. Provides for outpatient services to addicts who voluntarily request such services or are committed.

_____ , drug dependency treatment

Provides treatment for persons dependent upon narcotic drugs which includes supplying such persons with synthetic narcotics. Appropriates \$30,000 for such program. Eff. 1 Jul. 69.

_____ , federal agreement

Provides for agreements with Federal Government for services to persons dependent upon drugs or alcohol in state.

Emotionally disturbed children

Extends duration of pilot project of Mental Health Division for such children. Eff. 3 Jun. 69.

Mentally ill, commitment, counsel

Authorizes person brought before court on commitment petition to retain counsel or, if indigent, authorizes court to appoint counsel.

_____ , commitment, records

Modifies provision specifying contents of court record of commitment proceedings to include testimony only if taken.

_____ , commitments, voluntary

Authorizes commitment of person 18 years of age or older to state hospital for mentally ill without parental consent. Requires notice to parent or guardian of admission or discharge.

_____ , emergency treatment

Provides procedure for emergency admission and short term retention or, if already admitted, short term retention of mentally ill person in certain hospitals.

Mentally retarded, outpatient services

Expands outpatient department operations to provide services to mentally retarded persons and their parents and guardians, instead of limiting such services to children referred by licensed physician or committed to Mental Health Division but not yet admitted to institution.

Mentally retarded (cont.)

_____ , relatives responsibility

Limits duration of resident parent's liability for care of mentally retarded children. Requires nonresident parents to pay full costs until transfer to institution in state of residence applied for, thereafter limiting liability until child transferred. Sets payment guidelines based on parents' ability to pay.

_____ , residency requirement

Authorizes Administrator of Mental Health Division to waive residency requirement for admission to such institutions where residency cannot be established or other sufficient reason exists.

_____ , trainable

Establishes programs for such persons and counseling services for their parents or guardians through school districts, IEDs, and public or private agencies. Authorizes reimbursement for such programs. Eff. 1 Jul. 69.

State institutions, superintendents

Deletes qualification of superintendent or assistant superintendent be licensed physician. Requires appointment of chief medical officer where superintendent is not so qualified.

1239
c.254 a

1542
c.632 a

382
c.148 a

1395
c.273 a

274
c.371 a

1193
c.53 a

1253
c.257 a

1182
c.38 a

1217
c.253 a

535
c.391 a

1690
c.638 a

1691
c.442 a

1689
c.637 a

1969

MENTAL HEALTH

Administration, claims c.63 HB 1894
Modifies procedure for payment of claims for supplies, materials and services furnished to institutions administered by Mental Health Division. A

cost of care state payment c.33 HB 1197
Authorizes Public Welfare Division to pay cost of care for all patients within Mental Health Division institutions under medical assistance program, rather than only mentally retarded patients. Eff. 31 Mar. 71. A

Children, treatment, day care c.300 HB 1969
Authorizes comprehensive mental health services for children through Children's Services Division, including day care and residential treatment programs. Permits division to provide financial assistance to private agencies and persons for children's mental health programs. Transfers funds for purpose from Mental Health Division to Children's Services Division. Eff. 1 Jul. 71. A/SP

Drug abuse committee c.484 SB 283
Authorizes Mental Health Division to employ and compensate members of drug abuse committee. Eff. 1 Jul. 71. A

Mentally ill, involuntary commitments c.368 SB 543
Requires citation to appear at hearing for commitment as mentally ill to contain notice of time and place of hearing, right to counsel, right to

Mentally ill, involuntary commitments (cont.)
subpena witnesses and other information. Requires court to inform person of right to counsel at hearing and to allow time to obtain counsel and subpena witnesses. Extends possible time of continuation of hearing.

Mentally retarded, outpatient departments, children c.74 SB 237
Authorizes outpatient departments of Mental Health Division for mentally retarded children to be operated outside state institutions. Eff. 1 Jul. 71. X A/SP

research program c.109 HB 1688
Repeals reference to assistance of state agencies in research programs of Clackamas County Child Training Center abolished in 1969.

State hospitals, certain, use c.75 SB 238
Expands purpose of Columbia Park and Eastern Oregon Hospitals to include care and training of mentally deficient persons. Deletes requirement that Columbia Park Hospital operate outpatient clinic for tuberculosis. Prohibits admission of person being held in criminal proceeding to Columbia Park or portion of Eastern Oregon Hospital reserved for care and training of mentally deficient persons. X A/SP

Administration, Division personnel, appointment, discharge
(cont.)

subordinates within Mental Health Division by administrator. Eff. 22 July 73.

institutional supplies, services, claim approval c. 248
A HB 3067

Permits Administrator of Mental Health Division to delegate authority to other persons to approve claims for supplies or materials furnished or services rendered to institutions. Eff. 6 Jul 73.

Community programs, generally c. 639
SB 448

Redesignates community mental health clinics as community mental health programs. Adds mentally or emotionally disturbed, developmentally disabled and drug-dependent persons to those persons required to be served by community mental health programs. Redefines basic services required of community mental health programs. Requires community health programs to submit an annual plan and progress report and maintain records and submit other data as required by division. Changes matching fund formula for financing community mental health programs to require that matching formula be 50 percent state funds to 50 percent county funds. Authorizes Mental Health Division to contract with counties and provide up to 100 percent funding for defined alternatives to state hospital care. Requires counties receiving state funding for alternatives to state hospital care to insure that their contribution to community mental health programs will not be reduced because of such payments. Requires that any county funds derived from federal revenue sharing moneys and expended by county for community mental health purposes be considered portion of county's contribution for purpose of determining net amount of county funds expended for purposes of state reimbursement under designated provision. Eff. 21 July 73.

A/SP

Y

MENTAL HEALTH

Administration, Division Administrator, appointment c. 247
A HB 3049

Deletes reference to provision which has been repealed and substitutes designated provision as authority for appointment of an Administrator of Mental Health Division.

Division personnel, appointment, discharge c. 807
HB 3048

Confers authority on Administrator of Mental Health Division or his designees to appoint, suspend or discharge employes of division, and to appoint chief medical officers for division institutions. Repeals provision relating to appointment of

EXCLUDED

Competency determinations, state facility patients c. 585
HB 2814

Establishes hearing procedure for determining competency or in-

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MENTAL HEALTH (cont.)

Competency determinations, state facility patients (cont.)

competency of persons being treated for mental deficiency in state treatment facilities. Eff. 21 July 73.

Cost of care, liability, procedure c. 806
A HB 2979

Changes method of determination and review of liability for cost of care of persons in state institutions. Removes review of initial determination from probate court to Department of Revenue and establishes hearing procedure. Provides for review of hearing order by circuit court. Establishes warrant and judgment procedure for collection of unpaid charges. Places responsibility for establishing reimbursement rates in Mental Health Division. Eff. 22 July 73.

liability, relatives eliminated c. 546
A HB 2430

Eliminates relatives' responsibility for cost of care of institutionalized relatives. Provides continued liability for amounts prior to effective date of Act.

Mentally deficient, day, respite, crisis, part-time care c. 262
A HB 2649

Entitles mentally deficient persons to admission at Mental Health Division facility for day care, respite care, crisis intervention and part-time care upon application to division pursuant to its rules and regulations. Prescribes manner for establishing, charging, and collecting cost of such care. Eff. 12 July 73.

voluntary treatment c. 277
A HB 2815

Permits Mental Health Division to accept mentally deficient persons who are over 21 years of age, as well as mentally deficient minors, for treatment as voluntary patients in its treatment facilities. Establishes admission procedures for mentally deficient persons.

Mentally ill, involuntary commitment c. 838
A SB 510

Modifies provisions relating to involuntary commitment of mentally ill persons. Provides for commitment to Mental Health Division rather than specific state hospital. Requires probable cause investigation prior to issuing citation. Defines conditions for treatment of persons detained for hearing. Establishes new hearing procedures and expands existing hearing procedures relating to involuntary commitment. Permits courts to allow mentally ill persons to participate in treatment programs on voluntary basis. Places time limitations on length of commitment. Provides for periodic hearings, upon petition of patient, to determine whether or not person should remain patient in facility. Requires that patient committed to division be given statement of rights guaranteed to him and that such statement be posted in certain rooms frequented by patients. Eff. 1 July 74.

Patient records, state and local facilities c. 736
A HB 2816

Limits inspection of medical records of patients of any Mental Health Division facility or community mental health program and medical records of inmates of any state correctional institution. Provides penalties. Eff. 22 July 73.

Retarded and disabled persons, rights ECR 8
A/SR Y

Declares rights of mentally retarded and other developmentally disabled persons concerning opportunities for normalization.

Sexually dangerous persons, commitment, admission c. 443
A SB 447

Requires that person be advised of his right to legal counsel prior to proceedings for his commitment as sexually dangerous person. Requires that person committed as sexually dangerous be advised of his right to be reexamined and to hearing once every 12 months after original commitment. Authorizes superintendent of facility to file petition for reexamination and hearing

Sexually dangerous persons, commitment, admission (cont.)

for discharge any time he deems patient no longer sexually dangerous. Lowers age for voluntary admission without parental consent from 21 years to 18 years for treatment of person in need of treatment as sexually dangerous. Authorizes superintendent of facility to grant trial visit to patient. Repeals provisions relating to parole of sexually dangerous persons from state institutions.