

OREGON REVISED STATUTES
78th Oregon Legislative Assembly, 2015 Regular Session
Modified statutes as enacted (2015 Senate Bill 951)

ALCOHOL AND DRUG ABUSE (Alcohol and Drug Policy Commission)

Relating to substance abuse programs, amending ORS 430.241, 430.242 and 430.270; and repealing section 29, chapter 856, Oregon Laws 2009.

SECTION 1. ORS 430.241 is amended to read:

430.241 (1) As used in this section and ORS 430.242:

(a) “Local government” means a local government as defined in ORS 174.116 that receives state or federal funding for programs that provide alcohol or drug abuse prevention or treatment services.

(b) “Participating state agency” means the Department of Corrections, the Department of Human Services, the Oregon Health Authority, the Department of Education, the Oregon Criminal Justice Commission, the Oregon State Police, the Oregon Youth Authority or any other state agency that is approved by the Alcohol and Drug Policy Commission to license, contract for, provide or coordinate alcohol or drug abuse prevention or treatment services.

(c) “Provider” means any person that is licensed by the Oregon Health Authority to provide alcohol or drug abuse prevention or treatment services.

(2) There is created the Alcohol and Drug Policy Commission, which is charged with improving the effectiveness and efficiency of state and local alcohol and drug abuse prevention and treatment services.

(3) The membership of the commission consists of:

(a) At least 12 but no more than 16 members appointed by the Governor, subject to confirmation by the Senate in the manner prescribed in ORS 171.562 and 171.565. The Governor shall appoint members, as the Governor deems practicable, to ensure representation from stakeholders directly impacted by the work of the commission. In making the appointments, the Governor shall consider representatives of:

(A) District attorneys;

(B) County sheriffs;

(C) County commissioners;

(D) Indian tribes;

(E) Providers of alcohol and drug abuse prevention and treatment services;

(F) Chiefs of police;

(G) Alcohol or drug treatment researchers or epidemiologists;

(H) Criminal defense attorneys;

(I) The health insurance industry, hospitals or coordinated care organizations; and

- (J) Consumers of alcohol or drug abuse prevention and treatment services who are in recovery and the family members of consumers;
- (b) Two members of the Legislative Assembly appointed to the commission as nonvoting members of the commission, acting in an advisory capacity only and including:
- (A) One member from among members of the Senate appointed by the President of the Senate; and
- (B) One member from among members of the House of Representatives appointed by the Speaker of the House of Representatives.
- (c) A judge of a circuit court appointed to the commission as a nonvoting member by the Chief Justice of the Supreme Court.
- (4) The Alcohol and Drug Policy Commission shall select one of its members as chairperson and another as vice chairperson, for such terms and with duties and powers necessary for the performance of the functions of such offices as the commission determines.
- (5) A majority of the voting members of the commission constitutes a quorum for the transaction of business.
- (6) Official action of the commission requires the approval of a majority of a quorum.
- (7) The commission may establish a steering committee and subcommittees. These committees may be continuing or temporary. A person who is not a member of the commission may be appointed by the commission to serve on a subcommittee. The Commission shall appoint subcommittee members to ensure representation from all stakeholder directly impacted by the work of the commission.
- (8) The term of office of each commission member appointed by the Governor is four years, but a member serves at the pleasure of the Governor. If there is a vacancy for any cause, the Governor shall make an appointment to become immediately effective.
- (9) The Oregon Health Authority shall provide staff support to the commission. Subject to available funding, the commission may contract with a public or private entity to provide staff support.
- (10) Members of the commission who are not members of the Legislative Assembly are entitled to compensation and expenses incurred by them in the performance of their official duties in the manner and amounts provided for in ORS 292.495. Claims for compensation and expenses shall be paid out of funds appropriated to the Oregon Health Authority or funds appropriated to the commission for purposes of the commission.
- (11) (a) The Governor shall appoint a Director of the Alcohol and Drug Policy Commission who shall serve at the pleasure of the Governor and be responsible for the dissemination and implementation of the commission's policies and the performance of the duties, functions and powers of the commission that are delegated to the director by the commission.
- (b) The director shall be paid a salary as provided by law or, if not so provided, as prescribed by the Governor.
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SECTION 2. ORS 430.242 is amended to read:

430.242 (1) For the purposes of this section, “program” means a state or local alcohol and drug abuse prevention and treatment program.

(2) The Alcohol and Drug Policy Commission established under ORS 430.241 shall establish priorities and policies for alcohol and drug abuse prevention and treatment services as part of a long-term strategic prevention and treatment plan for this state. The plan must include, but is not limited to, recommendations regarding:

- (a) Capacity, type and utilization of programs;
- (b) Methods to assess the effectiveness and performance of programs;
- (c) The best use of existing programs;
- (d) Budget policy priorities for participating state agencies;
- (e) Standards for licensing programs;
- (f) Minimum standards for contracting for, providing and coordinating alcohol and drug abuse prevention and treatment services among programs that use federal, private or state funds administered by the state; and
- (g) The most effective and efficient use of participating state agency resources to support programs.

(3) The commission may:

- (a) Conduct studies related to the duties of the commission in collaboration with other state agencies;
- (b) Apply for and receive gifts and grants for public and private sources; and
- (c) Use funds received by the commission to carry out the purposes of ORS 430.241 and this section.

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

SECTION 3. ORS 430.270 is amended to read:

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

(2) The activities of the authority under this section may not be inconsistent with the long-term strategic alcohol and drug abuse prevention and treatment plan developed by the Alcohol and Drug Policy Commission under ORS 430.242

SECTION 4. Section 29, chapter 856, Oregon Laws 2009, as amended by section 225, chapter 720, Oregon Laws 2011, is repealed.