

HB 4002 - Addiction & Community Safety Response Omnibus

HB 4002 establishes a criminal justice framework for possession or delivery of controlled substances designed to encourage treatment over penalties such as jail or probation. The provisions include, but are not limited to:

- Establishing a drug enforcement misdemeanor crime of possession of a controlled substance (PCS).
- Encouraging law enforcement and district attorneys to divert individuals unlawfully in possession of a controlled substance to a deflection program instead of arrest or prosecution.
- Expands the definition of “deliver” or “delivery” to include the possession of a controlled substance with intent to transfer to another person.
- Creates new penalty enhancement zones for drug delivery around temporary residence shelters, treatment facilities and parks.
- Directing the Department of Corrections (DOC) to assume responsibility for community-based supervision for offenders on conditional discharge agreement for a drug enforcement misdemeanor.
- Provides for early release of offenders revoked from probation when an appropriate release plan is available.
- Automates the sealing or expungement of records related to a person's conduct constituting a drug enforcement misdemeanor constituting PCS.

“Deflection program” - a collaborative program between law enforcement and behavioral health systems to assist individuals with substance use disorder, another behavioral health disorder, or co-occurring disorders, in creating community-based pathways to treatment, recovery support services, housing, case management, or other services.



HB 5204 - HB 4002 Budget Package

HB 5204 includes:

- \$16 million GF to the DOC for distribution to community corrections to mitigate personnel actions and prevent layoffs from reduced population caseload.
- \$40.51 million GF are provided for the CJC to:
- Address funding gaps for specialty courts.
- Expand the purpose and funding available for the Improving People's Access to Community-based Treatment, Supports and Service (IMPACTS) grant program, including the creation of the Oregon Behavioral Health Deflection Program.
- Expand access to medication-assisted treatment in jails.
- \$9.7 million to the OJD to stabilize funding for existing specialty courts and investments in new specialty courts.
- \$2.5 million for the East Metro Outreach, Prevention, and Intervention program.
- \$3.2 million to the OHA for the payment of local match funding requirements associated with the Nurse-Family Partnership program.
- \$12.2 million for the establishment of 18 positions to provide financially eligible persons adequate legal representation in state court.
- \$2.1 million for distribution to the University of Oregon, Lewis and Clark and Willamette University Law Schools to provide training and supervision of court certified law students to undertake legal representation of misdemeanor cases.



Behavioral Health

HB 5204 includes:

- \$85.4 million GF fund with shovel-ready behavioral health capital projects addressing system capacity. Including:
 - \$10 Million to Multnomah County for a behavioral health drop-off center.
 - \$4 Million to 4th Dimension Recovery for acquisition of an adolescent substance-use residential facility.
 - \$4 Million to Cascade AIDS Project to purchase the Prism Health facility.
- \$7.5 million for community restoration services.
- \$9.8 million for deflection program coordination and services for deflection programs defined in HB 4002.

