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**TEMPORARY ADMINISTRATIVE ORDER**  
INCLUDING STATEMENT OF NEED & JUSTIFICATION

**DOC 11-2024**

CHAPTER 291

DEPARTMENT OF CORRECTIONS

**FILED**

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ARCHIVES DIVISION  
SECRETARY OF STATE  
& LEGISLATIVE COUNSEL

FILING CAPTION: Health Services

EFFECTIVE DATE: 06/13/2024 THROUGH 12/09/2024

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Rules Coordinator

NEED FOR THE RULE(S):

The purpose of this rule is to specify the level of healthcare services to be provided to adults in custody (AIC) under the custody of the Department of Corrections and establish department policies and procedures for reimbursement to those hospitals and community-based healthcare professionals providing inpatient and outpatient services to AICs. This rule adoption (OAR 291-124-0200) is needed to establish a doula program and to ensure that doula services are available for adults in custody as provided by law that becomes operative on June 1, 2024 per ORS 421.173. This rule meets this need by formally recognizing the establishment of the doula program and by describing the doula services that may be available in this new program.

JUSTIFICATION OF TEMPORARY FILING:

The Department of Corrections finds that a failure to act promptly and initiate temporary rulemaking will result in serious prejudice to the public interest and to the interests of adults in custody (AICs) who are and would be otherwise eligible for the doula program established and doula services available under ORS 421.173. A failure to act may result in delays in the establishment of the doula program and doula services that will become immediately available to AICs who are or have been pregnant within a one-year period, and prompt action is necessary to ensure that otherwise eligible AICs are not excluded from access to this new program and these new services.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

ORS 421.173 (<https://olis.oregonlegislature.gov/liz/2023R1/Downloads/MeasureDocument/HB2535/Enrolled>)

ADOPT: 291-124-0200

RULE TITLE: Doula Services

RULE SUMMARY: Adopts rule to establish the doula program for pregnant and postpartum adults in custody at Coffee Creek Correctional Facility per HB2535 (2023).

RULE TEXT:

Health Services shall operate a doula program for pregnant and postpartum adults in custody at Coffee Creek

Correctional Facility. Doula services are available to an adult in custody who is pregnant, or who has been pregnant or has given birth in the preceding 12 months. Doula services include those set forth in ORS 421.173(4) including, but not limited to, one-on-one patient visits and assistance, preparation of the birth plan, on-site support at the birth, education, and group work.

STATUTORY/OTHER AUTHORITY: ORS 179.040, 423.020, 423.030, 423.075, 421.173

STATUTES/OTHER IMPLEMENTED: ORS 179.040, 423.020, 423.030, 423.075, 421.173