

# D R A F T

## SUMMARY

Digest: The Act makes changes to the ADPC. (Flesch Readability Score: 100.0).

Modifies the Alcohol and Drug Policy Commission’s membership, functions and powers.

Declares an emergency, effective on passage.

## A BILL FOR AN ACT

Relating to substance use; creating new provisions; amending ORS 430.220, 430.221, 430.223, 430.270, 430.357, 430.389 and 657.665 and section 6, chapter 63, Oregon Laws 2022; and declaring an emergency.

**Be It Enacted by the People of the State of Oregon:**

**SECTION 1.** ORS 430.220 is amended to read:

430.220. (1) 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 Alcohol and Drug Policy Commission’s policies and the performance of the commission’s duties, functions and powers.

(2) The director shall be paid a salary as provided by law or, if not so provided, as prescribed by the Governor.

(3) Subject to ORS chapter 240, the director shall appoint all employees of the commission, prescribe their duties and fix their compensation.

(4) The director has all powers necessary to effectively and expeditiously carry out the duties, functions and powers of the commission, **including the authority to:**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 (a) Enter into contracts;

2 (b) Apply for and receive gifts and grants from any public or private  
3 source; and

4 (c) Award grants from funds appropriated by the Legislative As-  
5 sembly to the commission or from funds otherwise available from any  
6 other source.

7 (5) The director shall enter into agreements with participating state  
8 agencies for the sharing of information as necessary to carry out the duties  
9 of the commission. The agreements shall ensure the confidentiality of all  
10 information that is protected from disclosure by state and federal laws.

11 **SECTION 2.** ORS 430.221 is amended to read:

12 430.221. (1) As used in this section and ORS 430.220 and 430.223:

13 (a) "Participating state agency" means the Department of Corrections, the  
14 Department of Human Services, the Oregon Health Authority, the Depart-  
15 ment of Education, the Oregon Criminal Justice Commission, the Oregon  
16 State Police, the Oregon Youth Authority, the Department of Consumer and  
17 Business Services, the Housing and Community Services Department, the  
18 Youth Development Division, the Higher Education Coordinating Commis-  
19 sion, the Oregon State Lottery Commission, the Oregon Liquor and Cannabis  
20 Commission, the Department of Veterans' Affairs or any state agency that  
21 administers or funds [*alcohol or drug abuse prevention or treatment services*]  
22 **substance use prevention, substance use disorder treatment or recov-**  
23 **ery support services.**

24 (b) "Provider" means any person that is licensed by the Oregon Health  
25 Authority to provide [*alcohol or drug abuse prevention or treatment services*]  
26 **substance use prevention, substance use disorder treatment or recov-**  
27 **ery support services.**

28 (2) There is created the Alcohol and Drug Policy Commission, which is  
29 charged with improving [*the effectiveness and efficiency of state and local al-*  
30 *cohol and drug abuse prevention and treatment services*] **access to**  
31 **evidence-based, evidence-informed and culturally informed substance**

1 **use prevention, substance use disorder treatment and recovery support**  
2 **services by establishing state policies and holding participating state**  
3 **agencies accountable for carrying out those policies.**

4 (3) The membership of the commission consists of:

5 (a) No more than [17] **20** members appointed by the Governor, subject to  
6 confirmation by the Senate in the manner prescribed in ORS 171.562 and  
7 171.565 and appointed, as the Governor deems practicable, to ensure repre-  
8 sentation from [*stakeholders directly impacted by the work of the*  
9 *commission*] **every region of the state and from individuals with lived**  
10 **experience with substance use disorder and their family members,** as  
11 follows:

12 [*(A) At least 75 percent of the members appointed by the Governor must be*  
13 *representatives of the following public health and health care stakeholder*  
14 *groups:*]

15 [*(i) County commissioners, managers and administrators;*]

16 [*(ii) Indian tribes;*]

17 [*(iii) The following providers of addiction prevention and recovery*  
18 *services:*]

19 [*(I) Treatment providers employed by an outpatient addiction treatment*  
20 *program;*]

21 [*(II) Directors of inpatient addiction treatment centers;*]

22 [*(III) Addiction treatment providers who are culturally competent to serve*  
23 *specific cultural or ethnic populations;*]

24 [*(IV) Certified prevention specialists;*]

25 [*(V) Certified addiction counselors; and*]

26 [*(VI) Certified addiction recovery mentors;*]

27 [*(iv) Alcohol or drug treatment researchers or epidemiologists;*]

28 [*(v) The health insurance industry or hospitals;*]

29 [*(vi) Consumers of addiction recovery services who are in recovery and the*  
30 *family members of consumers;*]

31 [*(vii) Experts in addiction medicine;*]

1     *[(viii) Entities that provide housing to individuals who are in recovery;*  
2     *and]*

3     *[(ix) Social service providers.]*

4     *[(B) Up to 25 percent of the members appointed by the Governor shall be*  
5     *representatives of one or more of the following stakeholder groups:]*

6     *[(i) District attorneys.]*

7     *[(ii) County sheriffs.]*

8     *[(iii) Chiefs of police.]*

9     *[(iv) Criminal defense attorneys.]*

10    *[(v) County community corrections agencies.]*

11    **(A) One representative of a federally recognized Indian tribe;**

12    **(B) One county commissioner, manager or administrator;**

13    **(C) Nine health care providers with substance use disorder expertise**  
14    **that, collectively, have experience in outpatient, inpatient, emergency**  
15    **response, recovery or supportive housing and peer support settings;**

16    **(D) One certified prevention specialist;**

17    **(E) One coordinated care organization representative;**

18    **(F) One representative of the criminal justice system, including a**  
19    **county sheriff, chief of police or community corrections director;**

20    **(G) One attorney who is a district attorney, criminal defense at-**  
21    **torney or assistant attorney general;**

22    **(H) One community mental health program representative;**

23    **(I) One health insurer representative;**

24    **(J) One county juvenile department director;**

25    **(K) One school administrator; and**

26    **(L) One city representative.**

27    (b) Two members of the Legislative Assembly appointed to the commission  
28    as nonvoting members of the commission, acting in an advisory capacity only  
29    and including:

30    (A) One member from among members of the Senate appointed by the  
31    President of the Senate; and

1 (B) One member from among members of the House of Representatives  
2 appointed by the Speaker of the House of Representatives.

3 (c) A judge of a circuit court appointed to the commission as a nonvoting  
4 member by the Chief Justice of the Supreme Court.

5 *[(d) The director of the behavioral health program of the Oregon Health  
6 Authority as a nonvoting member.]*

7 *[(e) A representative of a coordinated care organization appointed to the  
8 commission as a nonvoting member by the Governor.]*

9 **(d) Up to three representatives of participating state agencies ap-  
10 pointed to the commission as nonvoting members by the Governor.**

11 (4) The Alcohol and Drug Policy Commission shall select one of its  
12 members as chairperson and another as vice chairperson, for such terms and  
13 with duties and powers necessary for the performance of the functions of  
14 such offices as the commission determines.

15 (5)(a) A majority of the voting members of the commission constitutes a  
16 quorum for the transaction of business.

17 (b) If a member of the commission **appointed by the Governor** is absent  
18 for more than two consecutive scheduled meetings of the commission, the  
19 Director of the Alcohol and Drug Policy Commission appointed under ORS  
20 430.220 may recommend to the Governor that the member be replaced.

21 (6) Official action of the commission requires the approval of a majority  
22 of a quorum.

23 (7) The commission may establish a steering committee and subcommit-  
24 tees. These committees may be continuing or temporary. A person who is not  
25 a member of the commission may be appointed by the commission to serve  
26 on a subcommittee. The commission shall appoint subcommittee members to  
27 ensure representation from all stakeholders directly impacted by the work  
28 of the commission.

29 (8) The term of office of each commission member appointed by the Gov-  
30 ernor is four years, but a member serves at the pleasure of the Governor. If  
31 there is a vacancy for any cause, the Governor shall make an appointment

1 to become immediately effective.

2 (9) The Oregon Health Authority shall provide staff support to the com-  
3 mission. Subject to available funding, the commission may contract with a  
4 public or private entity to provide staff support.

5 (10) Members of the commission who are not members of the Legislative  
6 Assembly are entitled to compensation and expenses incurred by them in the  
7 performance of their official duties in the manner and amounts provided for  
8 in ORS 292.495. Claims for compensation and expenses shall be paid out of  
9 funds appropriated to the Oregon Health Authority or funds appropriated to  
10 the commission for purposes of the commission.

11 **SECTION 3. Nothing in the amendments to ORS 430.221 by section**  
12 **2 of this 2025 Act affects the term of office of any member of the Al-**  
13 **cohol and Drug Policy Commission appointed prior to and serving on**  
14 **the effective date of this 2025 Act.**

15 **SECTION 4. ORS 430.223 is amended to read:**

16 430.223. (1) For purposes of this section, “program” means a [*state, local*  
17 *or tribal alcohol and drug abuse prevention and treatment program*] **sub-**  
18 **stance use prevention, substance use disorder treatment or recovery**  
19 **support services program that receives state funds or state-**  
20 **administered funds.**

21 (2) The Alcohol and Drug Policy Commission established under ORS  
22 430.221 shall develop a comprehensive [*addiction, prevention, treatment and*  
23 *recovery*] **substance use prevention, substance use disorder treatment**  
24 **and recovery support services** plan for this state. The plan [*must*] **may**  
25 include, but is not limited to, recommendations regarding:

- 26 (a) Capacity, type and utilization of programs;  
27 (b) Methods to assess the effectiveness and performance of programs;  
28 (c) The best use of existing programs;  
29 (d) Budget policy priorities for participating state agencies;  
30 (e) Standards for licensing programs;  
31 (f) Minimum standards for contracting for, providing and coordinating

1 *[alcohol and drug abuse prevention and treatment services among programs*  
2 *that use federal, private or state funds administered by the state]* **substance**  
3 **use prevention, substance use disorder treatment and recovery support**  
4 **services; and**

5 (g) The most effective and efficient use of participating state agency re-  
6 sources to support programs.

7 (3) All participating state agencies shall:

8 (a) Meet with the commission on a quarterly basis, **or as requested by**  
9 **the commission**, to review and report on each agency's progress on imple-  
10 menting the plan; *[and]*

11 (b) Report to the commission, in the manner prescribed by the commis-  
12 sion, each agency's process and outcome measures established under the  
13 plan; **and**

14 (c) **Provide notice to the commission at least 45 days before adopt-**  
15 **ing any rule relating to substance use prevention, substance use dis-**  
16 **order treatment or recovery support services.**

17 (4) The commission shall review and update the plan no later than July  
18 1 of each even-numbered year and shall produce and publish a report on the  
19 metrics and other indicators of progress in achieving the goals of the plan.

20 (5) The commission may:

21 (a) Conduct studies related to the duties of the commission in collab-  
22 oration with other state agencies;

23 (b) Apply for and receive gifts and grants for public and private sources;  
24 and

25 (c) Use funds received by the commission to carry out the purposes of  
26 ORS 430.220 and 430.221 and this section.

27 (6) All participating state agencies and local agencies shall assist the  
28 commission in developing the comprehensive *[addiction, prevention, treatment*  
29 *and recovery]* **substance use prevention, substance use disorder treat-**  
30 **ment and recovery support services** plan.

31 (7) The commission may adopt rules to carry out its duties under this

1 section.

2 **SECTION 5.** ORS 430.270 is amended to read:

3 430.270. (1) The Oregon Health Authority shall take such means as it  
4 considers most effective to bring to the attention of the general public, em-  
5 ployers, the professional community and particularly the youth of the state,  
6 the harmful effects to the individual and society of the irresponsible use of  
7 alcoholic beverages, controlled substances and other chemicals, and sub-  
8 stances with abuse potential.

9 (2) The activities of the authority under this section may not be incon-  
10 sistent with the comprehensive [*addiction, prevention, treatment and*  
11 *recovery*] **substance use prevention, substance use disorder treatment**  
12 **and recovery support services** plan developed by the Alcohol and Drug  
13 Policy Commission under ORS 430.223.

14 **SECTION 6.** ORS 430.357 is amended to read:

15 430.357. (1) The Oregon Health Authority shall adopt rules to implement  
16 ORS 430.338 to 430.380 and to establish minimum standards for alcohol and  
17 drug prevention and treatment programs in accordance with the comprehen-  
18 sive [*addiction, prevention, treatment and recovery*] **substance use pre-**  
19 **vention, substance use disorder treatment and recovery support**  
20 **services** plan developed by the Alcohol and Drug Policy Commission under  
21 ORS 430.223.

22 (2) All standards and guidelines adopted by the authority to implement  
23 programs authorized under ORS 430.338 to 430.380 shall be adopted as rules  
24 pursuant to ORS chapter 183 regardless of whether they come within the  
25 definition of rule in ORS 183.310 (9).

26 **SECTION 7.** Section 6, chapter 63, Oregon Laws 2022, is amended to read:

27 **Sec. 6.** (1) The Opioid Settlement Prevention, Treatment and Recovery  
28 Board is created in the Oregon Health Authority for the purpose of deter-  
29 mining the allocation of funding from the Opioid Settlement Prevention,  
30 Treatment and Recovery Fund established in section 5 [*of this 2022 Act*],  
31 **chapter 63, Oregon Laws 2022.** The board consists of:

1 (a) The following members appointed by the Governor:

2 (A) A policy advisor to the Governor;

3 (B) A representative of the Department of Justice;

4 (C) A representative of the Oregon Health Authority; and

5 (D) A representative of the Department of Human Services;

6 (b) The Director of the Alcohol and Drug Policy Commission or the  
7 director's designee;

8 (c) The chairperson of the Oversight and Accountability Council estab-  
9 lished in ORS 430.388 or the chairperson's designee;

10 (d) The following members appointed by the Governor from a list of can-  
11 didates provided by the Association of Oregon Counties and the League of  
12 Oregon Cities or the successor organizations to the Association of Oregon  
13 Counties and the League of Oregon Cities:

14 (A) An individual representing Clackamas, Washington or Multnomah  
15 County;

16 (B) An individual representing Clatsop, Columbia, Coos, Curry, Jackson,  
17 Josephine, Lane or Yamhill County;

18 (C) An individual representing the City of Portland;

19 (D) An individual representing a city with a population above 10,000 res-  
20 idents as of July 21, 2021;

21 (E) An individual representing a city with a population at or below 10,000  
22 residents as of July 21, 2021; and

23 (F) A representative of the Oregon Coalition of Local Health Officials or  
24 its successor organization;

25 (e) The following members appointed by the Governor from a list of can-  
26 didates provided by the members described in paragraphs (a) to (d) of this  
27 subsection:

28 (A) A representative of a community mental health program;

29 (B) An individual who has experienced a substance use disorder or a  
30 representative of an organization that advocates on behalf of individuals  
31 with substance use disorders; and

1 (C) An individual representing law enforcement, first responders or jail  
2 commanders or wardens;

3 (f) A member of the House of Representatives appointed by the Speaker  
4 of the House of Representatives, who shall be a nonvoting member of the  
5 board;

6 (g) A member of the Senate appointed by the President of the Senate, who  
7 shall be a nonvoting member of the board; and

8 (h) The State Court Administrator or the administrator's designee, who  
9 shall be a nonvoting member of the board.

10 (2) The Governor shall select from the members described in subsection  
11 (1)(a), (b) and (c) of this section one cochairperson to represent state entities,  
12 and the members described in subsection (1)(d) of this section shall select  
13 from one of their members a cochairperson to represent cities or counties.

14 (3) The term of each member of the board who is not an ex officio member  
15 is four years, but a member serves at the pleasure of the appointing author-  
16 ity. Before the expiration of a member's term, the appointing authority shall  
17 appoint a successor whose term begins on January 1 next following. A  
18 member is eligible for reappointment. If there is a vacancy for any cause, the  
19 appointing authority shall make an appointment to become immediately ef-  
20 fective for the unexpired term.

21 (4) Decision-making by the board shall be based on consensus and sup-  
22 ported by at least a majority of the members. The board shall document all  
23 objections to board decisions.

24 (5) The board shall conduct at least four public meetings in accordance  
25 with ORS [192.610 to 192.690] **192.610 to 192.705**, which shall be publicized  
26 to facilitate attendance at the meetings and during which the board shall  
27 receive testimony and input from the community. The board shall also es-  
28 tablish a process for the public to provide written comments and proposals  
29 at each meeting of the board.

30 (6) In determining the allocation of moneys from the Opioid Settlement  
31 Prevention, Treatment and Recovery Fund:

1 (a) No more than five percent of the moneys may be spent on adminis-  
2 tering the board and the fund.

3 (b) A portion of the moneys shall be allocated toward a unified and  
4 evidence-based state system for collecting, analyzing and publishing data  
5 about the availability and efficacy of substance use prevention, treatment  
6 and recovery services statewide.

7 (c) Moneys remaining after allocations in accordance with paragraphs (a)  
8 and (b) of this subsection shall be allocated for funding statewide and re-  
9 gional programs identified in the Distributor Settlement Agreement, the  
10 Janssen Settlement Agreement and any other judgment or settlement de-  
11 scribed in section 5 (1)(c) [*of this 2022 Act*], **chapter 63, Oregon Laws**  
12 **2022**, including but not limited to:

13 (A) Programs that use evidence-based or evidence-informed strategies to  
14 treat opioid use disorders and any co-occurring substance use disorders or  
15 mental health conditions;

16 (B) Programs that use evidence-based or evidence-informed strategies to  
17 support individuals in recovery from opioid use disorders and any co-  
18 occurring substance use disorders or mental health conditions;

19 (C) Programs that use evidence-based or evidence-informed strategies to  
20 provide connections to care for individuals who have or are at risk of de-  
21 veloping opioid use disorders and any co-occurring substance use disorders  
22 or mental health conditions;

23 (D) Programs that use evidence-based or evidence-informed strategies to  
24 address the needs of individuals with opioid use disorders and any co-  
25 occurring substance use disorders or mental health conditions and who are  
26 involved in, at risk of becoming involved in, or in transition from, the  
27 criminal justice system;

28 (E) Programs that use evidence-based or evidence-informed strategies to  
29 address the needs of pregnant or parenting women with opioid use disorders  
30 and any co-occurring substance use disorders or mental health conditions,  
31 and the needs of their families, including babies with neonatal abstinence

1 syndrome;

2 (F) Programs that use evidence-based or evidence-informed strategies to  
3 support efforts to prevent over-prescribing of opioids and ensure appropriate  
4 prescribing and dispensing of opioids;

5 (G) Programs that use evidence-based or evidence-informed strategies to  
6 support efforts to discourage or prevent misuse of opioids;

7 (H) Programs that use evidence-based or evidence-informed strategies to  
8 support efforts to prevent or reduce overdose deaths or other opioid-related  
9 harms;

10 (I) Programs to educate law enforcement or other first responders re-  
11 garding appropriate practices and precautions when dealing with users of  
12 fentanyl or other opioids;

13 (J) Programs to provide wellness and support services for first responders  
14 and others who experience secondary trauma associated with opioid-related  
15 emergency events;

16 (K) Programs to support efforts to provide leadership, planning, coordi-  
17 nation, facilitation, training and technical assistance to abate the opioid  
18 epidemic through activities, programs or strategies; or

19 (L) Funding to support opioid abatement research.

20 (d) The board shall be guided and informed by:

21 (A) The comprehensive [*addiction, prevention, treatment and recovery*]  
22 **substance use prevention, substance use disorder treatment and re-**  
23 **covery support services** plan developed by the Alcohol and Drug Policy  
24 Commission in accordance with ORS 430.223;

25 (B) The board's ongoing evaluation of the efficacy of the funding allo-  
26 cations;

27 (C) Evidence-based and evidence-informed strategies and best practices;

28 (D) Input the board receives from the public;

29 (E) Equity considerations for underserved populations; and

30 (F) The terms of the settlement agreements.

31 (7) The Oregon Health Authority shall provide staff support to the board.

1       **SECTION 8.** ORS 430.389, as amended by section 68, chapter 70, Oregon  
2 Laws 2024, is amended to read:

3       430.389. (1) The Oversight and Accountability Council shall approve  
4 grants and funding provided by the Oregon Health Authority in accordance  
5 with this section to implement Behavioral Health Resource Networks and  
6 increase access to community care. A Behavioral Health Resource Network  
7 is an entity or collection of entities that individually or jointly provide some  
8 or all of the services described in subsection (2)(e) of this section.

9       (2)(a) The authority shall establish an equitable:

10       (A) Process for applying for grants and funding by agencies or organiza-  
11 tions, whether government or community based, to establish Behavioral  
12 Health Resource Networks for the purposes of immediately screening the  
13 acute needs of individuals with substance use, including those who also have  
14 a mental illness, and assessing and addressing any ongoing needs through  
15 ongoing case management, harm reduction, treatment, housing and linkage  
16 to other care and services.

17       (B) Evaluation process to assess the effectiveness of Behavioral Health  
18 Resource Networks that receive grants or funding.

19       (b) Recipients of grants or funding must be licensed, certified or creden-  
20 tialled by the state, including certification under ORS 743A.168 (9), or meet  
21 criteria prescribed by rule by the authority under ORS 430.390. A recipient  
22 of a grant or funding under this subsection may not use the grant or funding  
23 to supplant the recipient's existing funding.

24       (c) The council and the authority shall ensure that residents of each  
25 county have access to all of the services described in paragraph (e) of this  
26 subsection.

27       (d) Applicants for grants and funding may apply individually or jointly  
28 with other network participants to provide services in one or more counties.

29       (e) A network must have the capacity to provide the following services  
30 and any other services specified by the authority by rule but no individual  
31 participant in a network is required to provide all of the services:

1 (A) Screening by certified addiction peer support or wellness specialists  
2 or other qualified persons designated by the council to determine a client's  
3 need for immediate medical or other treatment to determine what acute care  
4 is needed and where it can be best provided, identify other needs and link  
5 the client to other appropriate local or statewide services, including treat-  
6 ment for substance use and coexisting health problems, housing, employment,  
7 training and child care. Networks shall provide this service 24 hours a day,  
8 seven days a week, every calendar day of the year through a telephone line  
9 or other means. Networks may rely on the statewide telephone hotline es-  
10 tablished by the authority under ORS 430.391 for telephone screenings during  
11 nonbusiness hours such as evenings, weekends and holidays. Notwithstand-  
12 ing paragraph (c) of this subsection, only one grantee in each network within  
13 each county is required to provide the screenings described in this subpara-  
14 graph.

15 (B) Comprehensive behavioral health needs assessment, including a sub-  
16 stance use screening by a certified alcohol and drug counselor or other cre-  
17 dentialized addiction treatment professional. The assessment shall prioritize  
18 the self-identified needs of a client.

19 (C) Individual intervention planning, case management and connection to  
20 services. If, after the completion of a screening, a client indicates a desire  
21 to address some or all of the identified needs, a case manager shall work  
22 with the client to design an individual intervention plan. The plan must ad-  
23 dress the client's need for substance use treatment, coexisting health prob-  
24 lems, housing, employment and training, child care and other services.

25 (D) Ongoing peer counseling and support from screening and assessment  
26 through implementation of individual intervention plans as well as peer  
27 outreach workers to engage directly with marginalized community members  
28 who could potentially benefit from the network's services.

29 (E) Assessment of the need for, and provision of, mobile or virtual out-  
30 reach services to:

31 (i) Reach clients who are unable to access the network; and

1 (ii) Increase public awareness of network services.

2 (F) Harm reduction services and information and education about harm  
3 reduction services.

4 (G) Low-barrier substance use treatment.

5 (H) Transitional and supportive housing for individuals with substance  
6 use.

7 (f) If an applicant for a grant or funding under this subsection is unable  
8 to provide all of the services described in paragraph (e) of this subsection,  
9 the applicant may identify how the applicant intends to partner with other  
10 entities to provide the services, and the authority and the council may fa-  
11 cilitate collaboration among applicants.

12 (g) All services provided through the networks must be evidence-informed,  
13 trauma-informed, culturally specific, linguistically responsive, person-  
14 centered and nonjudgmental. The goal shall be to address effectively the  
15 client's substance use and any other social determinants of health.

16 (h) The networks must be adequately staffed to address the needs of peo-  
17 ple with substance use within their regions as prescribed by the authority  
18 by rule, including, at a minimum, at least one person in each of the following  
19 categories:

20 (A) Alcohol and drug counselor certified by the authority or other cre-  
21 dentialized addiction treatment professional;

22 (B) Case manager;

23 (C) Addiction peer support specialist certified by the authority;

24 (D) Addiction peer wellness specialist certified by the authority;

25 (E) Recovery mentor, certified by the Mental Health and Addiction Cer-  
26 tification Board of Oregon or its successor organization; and

27 (F) Youth support specialist certified by the authority.

28 (i) Verification of a screening by a certified addiction peer support spe-  
29 cialist, wellness specialist or other person in accordance with paragraph  
30 (e)(A) of this subsection shall promptly be provided to the client by the en-  
31 tity conducting the screening. If the client executes a valid release of in-

1 formation, the entity shall provide verification of the screening to the  
2 authority or a contractor of the authority and the authority or the  
3 authority's contractor shall forward the verification to any entity the client  
4 has authorized to receive the verification.

5 (3)(a) If moneys remain in the Drug Treatment and Recovery Services  
6 Fund after the council has committed grants and funding to establish be-  
7 havioral health resource networks serving every county in this state, the  
8 council shall authorize grants and funding to other agencies or organiza-  
9 tions, whether government or community based, and to the nine federally  
10 recognized tribes in this state and service providers that are affiliated with  
11 the nine federally recognized tribes in this state to increase access to one  
12 or more of the following:

13 (A) Low-barrier substance use treatment that is evidence-informed,  
14 trauma-informed, culturally specific, linguistically responsive, person-  
15 centered and nonjudgmental;

16 (B) Peer support and recovery services;

17 (C) Transitional, supportive and permanent housing for persons with  
18 substance use;

19 (D) Harm reduction interventions including, but not limited to, overdose  
20 prevention education, access to short-acting opioid antagonists, as defined in  
21 ORS 689.800, and sterile syringes and stimulant-specific drug education and  
22 outreach; or

23 (E) Incentives and supports to expand the behavioral health workforce to  
24 support the services delivered by behavioral health resource networks and  
25 entities receiving grants or funding under this subsection.

26 (b) A recipient of a grant or funding under this subsection may not use  
27 the grant or funding to supplant the recipient's existing funding.

28 (4) In awarding grants and funding under subsections (1) and (3) of this  
29 section, the council shall:

30 (a) Distribute grants and funding to ensure access to:

31 (A) Historically underserved populations; and

1 (B) Culturally specific and linguistically responsive services.

2 (b) Consider any inventories or surveys of currently available behavioral  
3 health services.

4 (c) Consider available regional data related to the substance use treat-  
5 ment needs and the access to culturally specific and linguistically responsive  
6 services in communities in this state.

7 (d) Consider the needs of residents of this state for services, supports and  
8 treatment at all ages.

9 (5) The council shall require any government entity that applies for a  
10 grant to specify in the application details regarding subgrantees and how the  
11 government entity will fund culturally specific organizations and culturally  
12 specific services. A government entity receiving a grant must make an ex-  
13 plicit commitment not to supplant or decrease any existing funding used to  
14 provide services funded by the grant.

15 (6) In determining grants and funding to be awarded, the council may  
16 consult the comprehensive [*addiction, prevention, treatment and recovery*]  
17 **substance use prevention, substance use disorder treatment and re-**  
18 **covery support services** plan established by the Alcohol and Drug Policy  
19 Commission under ORS 430.223 and the advice of any other group, agency,  
20 organization or individual that desires to provide advice to the council that  
21 is consistent with the terms of this section.

22 (7) Services provided by grantees, including services provided by a Be-  
23 havioral Health Resource Network, shall be free of charge to the clients re-  
24 ceiving the services. Grantees in each network shall seek reimbursement  
25 from insurance issuers, the medical assistance program or any other third  
26 party responsible for the cost of services provided to a client and grants and  
27 funding provided by the council or the authority under this section may be  
28 used for copayments, deductibles or other out-of-pocket costs incurred by the  
29 client for the services.

30 (8) Subsection (7) of this section does not require the medical assistance  
31 program to reimburse the cost of services for which another third party is

1 responsible in violation of 42 U.S.C. 1396a(25).

2 **SECTION 9.** ORS 657.665 is amended to read:

3 657.665. (1) Except as provided in subsections (2) to (5) of this section, all  
4 information in the records of the Employment Department pertaining to the  
5 administration of the unemployment insurance, employment service and  
6 workforce and labor market information programs:

7 (a) Is confidential and for the exclusive use and information of the Di-  
8 rector of the Employment Department in administering the unemployment  
9 insurance, employment service and workforce and labor market information  
10 programs in Oregon.

11 (b) May not be used in any court action or in any proceeding pending in  
12 the court unless the director or the state is a party to the action or pro-  
13 ceeding or unless the proceeding concerns the establishment, enforcement or  
14 modification of a support obligation and support services are being provided  
15 by the Division of Child Support or the district attorney pursuant to ORS  
16 25.080.

17 (c) Is exempt from disclosure under ORS 192.311 to 192.478.

18 (2) The Employment Department shall disclose information:

19 (a) To any claimant or legal representative, at a hearing before an ad-  
20 ministrative law judge, to the extent necessary for the proper presentation  
21 of an unemployment insurance claim.

22 (b) Upon request to the United States Secretary of Labor. The Employ-  
23 ment Department shall disclose the information in a form and containing the  
24 information that the United States Secretary of Labor may require. The in-  
25 formation disclosed is confidential and may not be used for any other pur-  
26 pose.

27 (c) Pursuant to section 303(a)(7) of the Social Security Act, upon request  
28 to any agency of the United States charged with the administration of public  
29 works or assistance through public employment. Under this paragraph, the  
30 Employment Department shall disclose the name, address, ordinary occupa-  
31 tion and employment status of each recipient of unemployment insurance

1 benefits and a statement of the recipient's right to further benefits under this  
2 chapter. The information disclosed is confidential and may not be used for  
3 any other purpose.

4 (d) Pursuant to section 303(c)(1) of the Social Security Act, to the Rail-  
5 road Retirement Board. Under this paragraph, the Employment Department  
6 shall disclose unemployment insurance records. The information disclosed is  
7 confidential and may not be used for any other purpose. The costs of dis-  
8 closing information under this paragraph shall be paid by the board.

9 (e) Pursuant to section 303(d) of the Social Security Act, upon request to  
10 officers and employees of the United States Department of Agriculture and  
11 to officers or employees of any state Supplemental Nutrition Assistance  
12 Program agency for the purpose of determining an individual's eligibility for  
13 or the amount of supplemental nutrition assistance. The information dis-  
14 closed is confidential and may not be used for any other purpose. The costs  
15 of disclosing information under this paragraph shall be paid by the United  
16 States Department of Agriculture.

17 (f) Pursuant to section 303(e)(1) and (2)(A)(ii) of the Social Security Act,  
18 to state or local child support enforcement agencies enforcing child support  
19 obligations under Title IV-D of the Social Security Act for the purposes of  
20 establishing child support obligations, locating individuals owing child sup-  
21 port obligations and collecting child support obligations from those individ-  
22 uals. The information disclosed is confidential and may not be used for any  
23 other purpose. The costs of disclosing information under this paragraph shall  
24 be paid by the child support enforcement agency.

25 (g) Pursuant to sections 303(f) and 1137 of the Social Security Act, to  
26 agencies participating in the income and eligibility verification system for  
27 the purpose of verifying an individual's eligibility for benefits, or the amount  
28 of benefits, under unemployment insurance, temporary assistance for needy  
29 families, Medicaid, the Supplemental Nutrition Assistance Program, Supple-  
30 mental Security Income, child support enforcement or Social Security pro-  
31 grams. The information disclosed is confidential and may not be used for any

1 other purpose. The costs of disclosing information under this paragraph shall  
2 be paid by the requesting agency.

3 (h) Pursuant to section 303(h) of the Social Security Act and section  
4 3304(a)(16)(B) of the Federal Unemployment Tax Act, to the United States  
5 Department of Health and Human Services National Directory of New Hires.  
6 The information disclosed is confidential and may not be used for any other  
7 purpose. The costs of disclosing information under this paragraph shall be  
8 paid by the United States Department of Health and Human Services.

9 (i) Pursuant to section 303(i) of the Social Security Act, to officers and  
10 employees of the United States Department of Housing and Urban Develop-  
11 ment and to representatives of a public housing agency for the purpose of  
12 determining an individual's eligibility for benefits, or the amount of benefits,  
13 under a housing assistance program of the United States Department of  
14 Housing and Urban Development. The information disclosed is confidential  
15 and may not be used for any other purpose. The costs of disclosing informa-  
16 tion under this paragraph shall be paid by the United States Department of  
17 Housing and Urban Development or the public housing agency.

18 (j) Pursuant to regulations of the United States Secretary of Health and  
19 Human Services issued under section 3304(a)(16)(A) of the Federal Unem-  
20 ployment Tax Act, and except as required by section 303 of the Social Secu-  
21 rity Act, to the state, a political subdivision or a federally recognized Indian  
22 tribe that has signed an agreement with the Department of Human Services  
23 to administer Part A of Title IV of the Social Security Act for the purpose  
24 of determining an individual's eligibility for assistance, or the amount of  
25 assistance, under a program funded under Part A of Title IV of the Social  
26 Security Act. The information disclosed is confidential and may not be used  
27 for any other purpose.

28 (k) Upon request, to the United States Attorney's Office. Under this  
29 paragraph, the Employment Department may disclose an individual's em-  
30 ployment and wage information in response to a federal grand jury subpoena  
31 or for the purpose of collecting civil and criminal judgments, including

1 restitution and special assessment fees. The information disclosed is confi-  
2 dential and may not be used for any other purpose. The costs of disclosing  
3 information under this paragraph shall be paid by the United States  
4 Attorney's Office.

5 (3) The Employment Department may disclose information secured from  
6 employing units:

7 (a) To state agencies, federal agencies, local government agencies, public  
8 universities listed in ORS 352.002 and the Oregon Health and Science Uni-  
9 versity established under ORS 353.020, to the extent necessary to properly  
10 carry out governmental planning, performance measurement, program analy-  
11 sis, socioeconomic analysis or policy analysis functions performed under ap-  
12 plicable law. The information disclosed is confidential and may not be  
13 disclosed by the agencies or universities in any manner that would identify  
14 individuals, claimants, employees or employing units. If the information dis-  
15 closed under this paragraph is not prepared for the use of the Employment  
16 Department, the costs of disclosing the information shall be paid by the  
17 agency or university requesting the information.

18 (b) As part of a geographic information system. Points on a map may be  
19 used to represent economic data, including the location, employment size  
20 class and industrial classification of businesses in Oregon. Information pre-  
21 sented as part of a geographic information system may not give specific de-  
22 tails regarding a business's address, actual employment or proprietary  
23 information. If the information disclosed under this paragraph is not pre-  
24 pared for the use of the Employment Department, the costs of disclosing the  
25 information shall be paid by the party requesting the information.

26 (c) In accordance with ORS 657.673.

27 (4) The Employment Department may:

28 (a) Disclose information to public employees in the performance of their  
29 duties under state or federal laws relating to the payment of unemployment  
30 insurance benefits, the provision of employment services and the provision  
31 of workforce and labor market information.

1 (b) At the discretion of the Director of the Employment Department and  
2 subject to an interagency agreement, disclose information to public officials  
3 in the performance of their official duties administering or enforcing laws  
4 within their authority and to the agents or contractors of public officials.  
5 The public official shall agree to assume responsibility for misuse of the in-  
6 formation by the official's agent or contractor.

7 (c) Disclose information pursuant to an informed consent, received from  
8 an employer or claimant, to disclose the information.

9 (d) Disclose information to partners under the federal Workforce Inno-  
10 vation and Opportunity Act for the purpose of administering state workforce  
11 programs under the Act. The information disclosed is confidential and may  
12 not be used for any other purpose. The costs of disclosing information under  
13 this paragraph shall be paid by the requesting partner.

14 (e) Disclose the names and addresses of employing units to the Bureau  
15 of Labor and Industries for the purpose of disseminating information to em-  
16 ploying units. The names and addresses disclosed are confidential and may  
17 not be used for any other purpose. If the information disclosed under this  
18 paragraph is not prepared for the use of the Employment Department, the  
19 costs of disclosing the information shall be paid by the bureau.

20 (f) Disclose information to the Commissioner of the Bureau of Labor and  
21 Industries for the purpose of performing duties under ORS 279C.800 to  
22 279C.870, 658.005 to 658.245 or 658.405 to 658.511 or ORS chapter 652, 653 or  
23 659A. The information disclosed may include the names and addresses of  
24 employers and employees and payroll data of employers and employees. The  
25 information disclosed is confidential and may not be used for any other  
26 purpose. If the information disclosed under this paragraph is not prepared  
27 for the use of the Employment Department, the costs of disclosing the in-  
28 formation shall be paid by the bureau.

29 (g) Disclose information required under ORS 657.660 (3) and (4) to the  
30 Public Employees Retirement System for the purpose of determining the el-  
31 igibility of members of the retirement system for disability under ORS

1 chapters 238 and 238A. The information disclosed is confidential and may not  
2 be used for any other purpose. The costs of disclosing information under this  
3 paragraph shall be paid by the Public Employees Retirement System.

4 (h) Disclose to the Oregon Business Development Commission and the  
5 Oregon Business Development Department information required by the com-  
6 mission and the department in performing their duties under ORS 285A.050  
7 and 285B.630 to verify changes in employment levels following direct em-  
8 ployer participation in department programs or indirect participation  
9 through municipalities under ORS 285B.410 to 285B.482. The information  
10 disclosed to the commission and the department may include an employer's  
11 employment level, total subject wages payroll and whole hours worked. The  
12 information disclosed is confidential and may not be used for any other  
13 purpose. The commission and the department may not disclose the informa-  
14 tion in any manner that would identify an employing unit or employee except  
15 to the extent necessary to carry out the commission's and the department's  
16 duties under ORS 285A.050 and 285B.630. If the information disclosed under  
17 this paragraph is not prepared for the use of the Employment Department,  
18 the costs of disclosing the information shall be paid by the commission or  
19 the Oregon Business Development Department.

20 (i) Disclose information to the Department of Revenue for the purpose of  
21 performing its duties under ORS 293.250 or under the revenue and tax laws  
22 of this state, or for the purpose of using information reported by employers  
23 and claimants to detect potential identity theft or fraudulent claims. The  
24 information disclosed may include the names and addresses of employers and  
25 employees and payroll data of employers and employees. The information  
26 disclosed is confidential and may not be disclosed by the Department of  
27 Revenue in any manner that would identify an employing unit or employee  
28 except to the extent necessary to carry out the department's duties under  
29 ORS 293.250 or in auditing or reviewing any report or return required or  
30 permitted to be filed under the revenue and tax laws administered by the  
31 department. The Department of Revenue may not disclose any information

1 received to any private collection agency or for any other purpose. If the  
2 information disclosed under this paragraph is not prepared for the use of the  
3 Employment Department, the costs of disclosing the information shall be  
4 paid by the Department of Revenue.

5 (j) Disclose information to the Department of Consumer and Business  
6 Services for the purpose of performing its duties under ORS chapters 654 and  
7 656. The information disclosed may include the name, address, number of  
8 employees and industrial classification code of an employer and payroll data  
9 of employers and employees. The information disclosed is confidential and  
10 may not be disclosed by the Department of Consumer and Business Services  
11 in any manner that would identify an employing unit or employee except to  
12 the extent necessary to carry out the department's duties under ORS chap-  
13 ters 654 and 656, including administrative hearings and court proceedings in  
14 which the Department of Consumer and Business Services is a party. If the  
15 information disclosed under this paragraph is not prepared for the use of the  
16 Employment Department, the costs of disclosing the information shall be  
17 paid by the Department of Consumer and Business Services.

18 (k) Disclose information to the Construction Contractors Board for the  
19 purpose of performing its duties under ORS chapter 701. The information  
20 disclosed to the board may include the names and addresses of employers and  
21 status of their compliance with this chapter. If the information disclosed  
22 under this paragraph is not prepared for the use of the Employment De-  
23 partment, the costs of disclosing the information shall be paid by the board.

24 (L) Disclose information to the State Fire Marshal to assist the State Fire  
25 Marshal in carrying out duties under ORS 453.307 to 453.414. The informa-  
26 tion disclosed may include the name, address, telephone number and indus-  
27 trial classification code of an employer. The information disclosed is  
28 confidential and may not be disclosed by the State Fire Marshal in any  
29 manner that would identify an employing unit except to the extent necessary  
30 to carry out duties under ORS 453.307 to 453.414. If the information disclosed  
31 under this paragraph is not prepared for the use of the Employment De-

1 department, the costs of disclosing the information shall be paid by the De-  
2 partment of the State Fire Marshal.

3 (m) Disclose information to the Higher Education Coordinating Commis-  
4 sion for the purpose of performing the commission's duties under ORS chap-  
5 ter 348 and Title IV of the Higher Education Act of 1965. The information  
6 disclosed may include the names and addresses of employers and employees  
7 and payroll data of employers and employees. The information disclosed is  
8 confidential and may not be disclosed by the commission in any manner that  
9 would identify an employing unit or employee except to the extent necessary  
10 to carry out the commission's duties under ORS chapter 348 or Title IV of  
11 the Higher Education Act of 1965. If the information disclosed under this  
12 paragraph is not prepared for the use of the Employment Department, the  
13 costs of disclosing the information shall be paid by the commission.

14 (n) Disclose information to the Department of Transportation to assist the  
15 Department of Transportation in carrying out the duties of the Department  
16 of Transportation relating to collection of delinquent and liquidated debts,  
17 including taxes, under ORS 184.610 to 184.665, 184.670 to 184.733 and 805.263,  
18 ORS chapter 319 and the Oregon Vehicle Code. The information disclosed  
19 may include the names and addresses of employers and employees and payroll  
20 data of employers and employees. The information disclosed is confidential  
21 and may not be disclosed by the Department of Transportation in any man-  
22 ner that would identify an employing unit or employee except to the extent  
23 necessary to carry out the Department of Transportation's duties relating to  
24 collection of delinquent and liquidated debts or in auditing or reviewing any  
25 report or return required or permitted to be filed under the revenue and tax  
26 laws administered by the Department of Transportation. The Department of  
27 Transportation may not disclose any information received to any private  
28 collection agency or for any other purpose. If the information disclosed under  
29 this paragraph is not prepared for the use of the Employment Department,  
30 the costs of disclosing the information shall be paid by the Department of  
31 Transportation.

1 (o) Disclose information to the Department of Human Services and the  
2 Oregon Health Authority to assist the Department of Human Services and  
3 the Oregon Health Authority in the collection of debts that the Department  
4 of Human Services and the Oregon Health Authority are authorized by law  
5 to collect. The information disclosed may include the names, addresses and  
6 payroll data of employers and employees. The information disclosed is con-  
7 fidential and may not be disclosed by the Department of Human Services or  
8 the Oregon Health Authority in a manner that would identify an employing  
9 unit or employee except to the extent necessary for the collection of debts  
10 as described in this paragraph. The Department of Human Services and the  
11 Oregon Health Authority may not disclose information received under this  
12 paragraph to a private collection agency or use the information for a purpose  
13 other than the collection of debts as described in this paragraph. If the in-  
14 formation disclosed under this paragraph is not prepared for the use of the  
15 Employment Department, the costs of disclosing the information shall be  
16 paid by the Department of Human Services or the Oregon Health Authority.

17 (p) Disclose to the Alcohol and Drug Policy Commission information re-  
18 quired by the commission in evaluating and measuring the performance of  
19 *[alcohol and drug prevention and treatment programs]* **substance use pre-**  
20 **vention, substance use disorder treatment and recovery support ser-**  
21 **vices programs** under ORS 430.223 or the impact of the programs on  
22 employment. The information disclosed to the commission may include total  
23 subject wages payroll and whole hours worked. The information disclosed  
24 under this paragraph is confidential and may not be used for any other  
25 purpose. The commission may not disclose the information in any manner  
26 that would identify an employing unit or employee except to the extent  
27 necessary to carry out the commission's duties under ORS 430.223. If the in-  
28 formation disclosed under this paragraph is not prepared for the use of the  
29 Employment Department, the costs of disclosing the information shall be  
30 paid by the commission.

31 (q) Disclose to any person establishment level information secured pur-

1 suant to this chapter from federal, state and local government agencies,  
2 public universities listed in ORS 352.002 or the Oregon Health and Science  
3 University established under ORS 353.020. If the information disclosed under  
4 this paragraph is not prepared for the use of the Employment Department,  
5 the costs of disclosing the information shall be paid by the person requesting  
6 the information.

7 (r) Disclose to any person the industrial classification code assigned to  
8 an employing unit. If the information disclosed under this paragraph is not  
9 prepared for the use of the Employment Department, the costs of disclosing  
10 the information shall be paid by the person requesting the information.

11 (s) Disclose information to the State Treasurer useful for the purpose of  
12 performing the State Treasurer's duties under ORS 98.302 to 98.436, 98.992  
13 and 116.253 and the role of an estate administrator under ORS 113.235. The  
14 information disclosed is confidential and may not be used by the State  
15 Treasurer for any other purpose. If the information disclosed is not prepared  
16 for the use of the Employment Department, the costs of disclosing the in-  
17 formation shall be paid by the State Treasurer.

18 (5) The Employment Department may make public all decisions of the  
19 Employment Appeals Board.

20 (6) Any officer appointed by or any employee of the Director of the Em-  
21 ployment Department who discloses confidential information, except with the  
22 authority of the director, pursuant to rules or as otherwise required by law,  
23 may be disqualified from holding any appointment or employment with the  
24 Employment Department.

25 (7) Any person or any officer or employee of an entity to whom informa-  
26 tion is disclosed by the Employment Department under this section who  
27 divulges or uses the information for any purpose other than that specified  
28 in the provision of law or agreement authorizing the use or disclosure may  
29 be disqualified from performing any service under contract or disqualified  
30 from holding any appointment or employment with the state agency that  
31 engaged or employed that person, officer or employee. The Employment De-

1 partment may immediately cancel or modify any information sharing agree-  
2 ment with an entity when a person or an officer or employee of that entity  
3 discloses confidential information, other than as specified in law or agree-  
4 ment.

5 **SECTION 10. This 2025 Act being necessary for the immediate**  
6 **preservation of the public peace, health and safety, an emergency is**  
7 **declared to exist, and this 2025 Act takes effect on its passage.**

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