

Corrected

House Bill 2627

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Judiciary)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Prohibits person from being admitted to detention facility if there is probable cause to believe person is, because of mental disorder, dangerous to self or others and in need of care and treatment. Requires that person be transported to hospital or nonhospital facility for care and treatment.

A BILL FOR AN ACT

1
2 Relating to detention of persons with mental illness; amending ORS 169.105.

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

4 **SECTION 1.** ORS 169.105 is amended to read:

5 169.105. (1) [*No*] **A person who is unconscious [*shall*] **may not** be admitted to custody in a fa-**
6 **ility described in ORS 169.005, but shall instead be taken immediately to the nearest appropriate**
7 **medical facility for medical diagnosis, care and treatment.**

8 **(2) If there is probable cause to believe a person is, because of a mental disorder, dan-**
9 **gerous to self or others and in need of care and treatment, the person may not be admitted**
10 **to custody in a facility described in ORS 169.005. The person shall instead be taken imme-**
11 **diately to the nearest hospital or nonhospital facility, or as otherwise directed by a commu-**
12 **nity mental health program director, for care and treatment.**

13 **(3) As used in this section, "community mental health program director" and "nonhos-**
14 **pital facility" have the meaning given those terms in ORS 426.005.**
15

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.