

# COMMITMENT TO CHANGE WORKGROUP

## MEETING BRIEF: August 2023

**Overarching Questions:** How can Oregon's current civil commitment recertification and discharge procedures improve? Should Oregon combine all justice-involved behavioral health statutes into one chapter?

### TOPICS

- **Recertification, discharge, and dismissal of civil commitment**
- **Statutory organization of justice-involved behavioral health processes**

### Recertification, discharge, and dismissal of civil commitment

#### Overview Readings

1. Effectiveness of transitional interventions in improving patient outcomes and service use after discharge from psychiatric inpatient care: A systematic review and meta-analysis – Hegedus et al., 2020 (*attached*)
  - What supports and interventions reduce readmission to inpatient psychiatric facilities?
2. What does recovery mean to a forensic mental health patient? A systematic review and narrative synthesis of the qualitative literature – Clarke et al., 2016 (*attached*)
  - How can the civil commitment system facilitate recovery?
3. [Reinventing the E.R. for America's Mental Health Crisis](#) – Khullar, 2023 (*attached*)
  - How can physical space utilization can improve the therapeutic potential of civil commitments?

#### Relevant Statute and Rule Readings

[ORS 426.300](#) Discharge of committed persons; application for assistance on behalf of committed persons  
[ORS 426.301](#) Release of committed person; certification of continued mental illness; service of certificate  
[ORS 426.303](#) Effect of protest of further commitment; advice of court.  
[ORS 426.307](#) Court hearing; continuance; attorney; examination; determination of mental illness  
[OAR 309-033-0310](#) Recertification for continued civil commitment  
[OAR 309-033-0330](#) Discharge of civil commitment for persons under civil commitment

### Statutory organization of justice-involved behavioral health processes

#### Relevant Statute and Rule Readings (skim)

[ORS 161.325](#) – Finding of guilty except for insanity (GEI)  
[ORS 161.370](#) – Determination of fitness to proceed (Aid & assist)  
[ORS 426](#) - Persons with mental illness; sexually dangerous persons (Civil commitment, extremely dangerous person commitment)