

PSRB REVOCATION REFERENCE GUIDE
AUTHORITY FOR LAW ENFORCEMENT CUSTODY AND TRANSPORT

Under what circumstances can a PSRB client's conditional release be revoked?			
Person has violated the terms of their conditional release.	161.336(4)(a)(B)(i)	Absconding from treatment, commitment of a new crime, gross violation of conditional release terms.	
The mental health of the person has changed such that the Board, ED, or community provider reasonably believes that the person may no longer be fit for conditional release.	161.336(4)(a)(B)(ii)	Medication refusals, symptomatic and not agreeing to treatment recommendations, refusal to increase levels of support or local hospitalization.	
Inadequate/unavailable supervision and treatment in the community setting.	161.327(1)(b)	Requires a higher level of care or particular resource that is not available in the community setting.	
What mechanisms would allow the police to take a client into custody to be transported to a treatment facility?			
Written or electronic order signed by a Board member or the Executive Director.	161.336(4)(a)(A)(i)	Order for Revocation	Board notified during <i>business hours</i> .
Written or electronic order signed by the PSRB Deputy Director if it is part of a written policy.	161.336(4)(a)(A)(ii)	Order for Revocation	Board notified during <i>business hours</i> , no Board member available and ED on leave.
Written or electronic order signed by the community mental health program director if the person has absconded from conditional release.	161.336(4)(a)(A)(iii)	PSRB Form*	Client has absconded from supervision after hours/weekend.
A peace officer if there is <u>reasonable</u> cause to believe the person is a substantial danger to others because of a mental disorder and that the person is in need of immediate care, custody or treatment.	161.336(4)(b)		Law enforcement encounters client and LEDs verifies PSRB jurisdiction. Communicates with LEDs contact for further information but is unable to reach anyone. May or may not occur during business hours.
A peace officer if the director of the facility providing treatment to a person on conditional release <i>or</i> any person responsible for the client's supervision requests the peace officer take a client into custody to be transported due to their <u>reasonable</u> cause to believe the person is a substantial danger to others because of a mental disorder and that the person is in need of immediate care, custody or treatment.	161.336(4)(b)		Treatment provider or Executive Director are in communication with law enforcement. May occur during business hours before an order can be generated or where an order for revocation is not necessary.
A peace officer if the officer has <u>probable</u> cause to believe the person is dangerous to self or to any other person and is in need of immediate care, custody or treatment for mental illness.	426.228(1)	Peace Officer Hold (POH)	Most likely used if a client has committed a new crime.

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A peace officer when a community mental health program director, pursuant to ORS 426.233, notifies the peace officer that the director has <u>probable</u> cause to believe that the person is imminently dangerous to self or to any other person.	426.233(1)(a)(A) 426.228(2)	Director's Designee Custody Hold	Most likely used if a client meets criteria to be placed at a local hospital.
Where should the client go once they are in custody?			
If taken into custody by law enforcement pursuant to a revocation order, the client <i>shall</i> be transported to the facility designated by the Board.	161.336(4)(c)	Order for Revocation	
If taken into custody by law enforcement pursuant to the community mental health program director if client has absconded, the client <i>shall</i> be transported to the facility designated by the program director.	161.336(4)(c)	Written document from provider	
If taken into custody by law enforcement under the <u>reasonable</u> cause criteria in ORS 161.336(b), the client <i>shall</i> be transported to the facility designated by the program director.	161.336(4)(c)	Verbal instruction from provider or PSRB ED	
If taken into custody based on a director's designee custody hold, the provider may direct the officer to take the person to an OHA approved facility.	426.233(1)(b)(A)	County Form—DD	
If taken into custody based on a director's designee custody hold, the provider may authorize any individual to provide custody and secure transportation services for a person in custody (i.e., law enforcement is not involved in transport).	426.233(3)	County Form—DD	

*"PSRB Form" = [Absconded Person Under the Jurisdiction of the PSRB](#)