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TEMPORARY ADMINISTRATIVE ORDER
INCLUDING STATEMENT OF NEED & JUSTIFICATION
DOC 6-2026
CHAPTER 291
DEPARTMENT OF CORRECTIONS

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ARCHIVES DIVISION
SECRETARY OF STATE
& LEGISLATIVE COUNSEL

FILING CAPTION: Suicide Prevention

EFFECTIVE DATE: 03/31/2026 THROUGH 09/26/2026

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NEED FOR THE RULE(S):

These rule amendments are needed to establish a new process for the review of an unexpected death of an adult in custody (AIC), including a death that is suspected to be caused by, related to, or associated with an act of self-harm.

JUSTIFICATION OF TEMPORARY FILING:

The Department of Corrections finds that following the permanent rulemaking process, rather than taking this temporary rulemaking action, will result in serious prejudice to the public interest. The Department finds that it is important to promptly enact a rule setting forth a review process when unexpected deaths occur in Department facilities, and to consider and identify whether there may be any recommended changes in practices, policies, or procedures to strengthen safety and health protections for AICs and to reduce risk of AIC death or serious injury. Temporary rulemaking that allows for immediate review procedures to occur will avoid serious prejudice that could occur by delayed implementation of those procedures.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

None.

AMEND: 291-076-0040

RULE TITLE: Review of Incidents Involving Suspected Self-Harm

RULE SUMMARY: Amends rule to align with the newly defined Unexpected Death Review process in OAR 291-027.

RULE TEXT:

- (1) Review: In the event of the unexpected death of an adult in custody, including a death that is suspected to be caused by, related to, or associated with an act of self-harm, the Inspector General will conduct an Unexpected Death Review in accordance with the department's rules on Death (AIC) (OAR 291-027).
- (2) The Director, Deputy Director, Inspector General, Assistant Director of Health Services, Assistant Director of Operations, or Behavioral Health Services Administrator may request a review from a multi-disciplinary team, as described in (1) above, of any incident involving suspected self-harm by an adult in custody that presented a substantial risk of serious injury or death.

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

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