

OFFICE OF THE SECRETARY OF STATE  
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**NOTICE OF PROPOSED RULEMAKING**  
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 291

**DEPARTMENT OF CORRECTIONS**

**FILED**

11/12/2025 1:55 PM  
ARCHIVES DIVISION  
SECRETARY OF STATE

FILING CAPTION: Repeal rule related to review of suicides - adding public hearing, extending public comment period

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 12/28/2025 12:00 PM

*The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.*

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971-701-0139  
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3723 Fairview Industrial Dr. SE, Ste 200  
Salem, OR 97302

Filed By:  
Julie Vaughn  
Rules Coordinator

**HEARING(S)**

*Auxiliary aids for persons with disabilities are available upon advance request. Notify the contact listed above.*

DATE: 12/19/2025

TIME: 10:00 AM

OFFICER: Julie Vaughn

**REMOTE HEARING DETAILS**

MEETING URL: Click here to join the meeting

PHONE NUMBER: 1-971-277-2160

**SPECIAL INSTRUCTIONS:**

Meeting URL: [https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_YmZINzcxZWmtNWQ0My00MzU5LWEzOTMtM2I4MDRkOTBiNTBI%40thread.v2/0?context=%7b%22T3792-477b-abf5-ff27250dd659%22%2c%22Oid%22%3a%22cf0cae7-38c9-442b-b63b-fb0b026b2abd%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_YmZINzcxZWmtNWQ0My00MzU5LWEzOTMtM2I4MDRkOTBiNTBI%40thread.v2/0?context=%7b%22T3792-477b-abf5-ff27250dd659%22%2c%22Oid%22%3a%22cf0cae7-38c9-442b-b63b-fb0b026b2abd%22%7d)

Meeting ID: 261 443 534 807 6

Passcode: FY7gv3UY

Dial in by phone: +1 971-277-2160,,923356145#

Phone Conference ID: 923 356 145#

**Presenters:**

Only individuals who have signed up to give testimony will be called to speak during the hearing.

To sign up, please email [DOC.RulesCoordinator@doc.oregon.gov](mailto:DOC.RulesCoordinator@doc.oregon.gov) at least 24 hours before the hearing. Be sure to include your name and affiliation—this information is required under OAR 137-001-0030.

You can also sign up at the start of the hearing but are encouraged to pre-register to reserve time during the hearing for the presentation.

Each speaker will have 3 minutes to testify. Please be ready to keep your comments within that time. You may need to summarize your points.

The hearing will end once everyone who signed up has had a chance to speak.

To listen in without testifying, you can call:

☎ 971-277-2160

☎ Phone Conference ID: 923 356 145#

Submit Written Comments to the DOC Rules Coordinator:

You can send written comments by:

- Mail:

Rules Office

3723 Fairview Industrial Dr. SE #200

Salem, OR 97302

- Email:

DOC.RulesCoordinator@doc.oregon.gov

- Online Form:

[www.oregon.gov/doc/rules-and-policies/Pages/Submit-a-Comment.aspx](http://www.oregon.gov/doc/rules-and-policies/Pages/Submit-a-Comment.aspx)

All written comments must be received by 12:00 PM (noon) on December 28, 2025. Comments received after the deadline won't

Need accommodations?

Please contact the DOC Rules Coordinator at least 72 hours before the hearing.

Questions?

Please email [DOC.RulesCoordinator@doc.oregon.gov](mailto:DOC.RulesCoordinator@doc.oregon.gov).

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#### NEED FOR THE RULE(S)

The objective of this rulemaking action is to repeal OAR 291-076-0040, a rule establishing a specific multi-disciplinary review procedure in the event of a suicide, as that rule does not reflect current practice or policy of the Department.

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#### DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE

None.

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#### STATEMENT IDENTIFYING HOW ADOPTION OF RULE(S) WILL AFFECT RACIAL EQUITY IN THIS STATE

The Department of Corrections anticipates that the proposed repeal will have a neutral or no impact on racial equity in the state of Oregon. The repeal has no practical effect on long-standing and current practices and procedures of the department.

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#### FISCAL AND ECONOMIC IMPACT:

This change repeals and outdated rule related to suicide review by the Inspector General's Office. The Medical Examiner determines the cause of death, not DOC, therefore, the department is unable to know if a death is the result of suicide until much later than is dictated in the current rule process. Thus, the process that is set forth currently in rule 291-076-0040 does not align with the current death review practice.

The rule change is not anticipated to have additional costs or staffing fiscal impacts on the department, other state agencies or partners, local governments (the counties), AICs, or the general public.

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#### COST OF COMPLIANCE:

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

None.

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DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

Small businesses were not involved in the development of these rules as they will not be impacted by these rules.

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WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? NO IF NOT, WHY NOT?

The department has determined that use of an advisory committee would not have provided any substantive assistance in drafting these rule revisions because of the technical nature of the revisions.

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REPEAL: 291-076-0040

RULE SUMMARY: Repeal rule. The rule establishes a specific multi-disciplinary review procedure in the event of a suicide that does not reflect current practice or policy.

CHANGES TO RULE:

~~291-076-0040~~

~~Review~~

~~(1) Suicide Review: If a suicide occurs, a formal suicide review will be completed as assigned by the Inspector General, including a review of the inmate's Health Services files, related materials, and interviews of staff.¶¶~~

~~(a) The actual review of the Health Services files, related materials, and interviews of staff will be conducted by a multi-disciplinary team comprised of an assigned Special Investigations Unit manager, Assistant Superintendent of Security, Medical Services manager and Behavioral Health Services manager from a facility other than the facility where the suicide occurred.¶¶~~

~~(b) The Inspector General will appoint the chair of the team.¶¶~~

~~(c) The team will write a review and submit it to the Inspector General.¶¶~~

~~(d) The Inspector General will submit the review to the Director, Deputy Director, Assistant Director for Operations, Health Services Administrator, Behavioral Health Services Administrator, and the functional unit manager where the suicide occurred.¶¶~~

~~(2) Attempted Suicide Review: The Director, Deputy Director, Inspector General, Health Services Administrator, Assistant Director for Operations or Behavioral Health Services Administrator may request a formal review from a multi-disciplinary team as described in (1) above for any suicide attempt.~~

~~Statutory/Other Authority: ORS 179.040, 423.020, 423.030, 423.075~~

~~Statutes/Other Implemented: ORS 179.040, 423.020, 423.030, 423.075~~