

SENATE AMENDMENTS TO SENATE BILL 804

By COMMITTEE ON HUMAN SERVICES

March 25

1 On page 1 of the printed bill, line 2, after “419B.017” insert “; and declaring an emergency”.

2 Delete lines 4 through 30.

3 On page 2, delete lines 1 through 11 and insert:

4 “**SECTION 1.** ORS 419B.015 is amended to read:

5 “419B.015. (1)(a) A person making a report of child abuse, whether the report is made volun-
6 tarily or is required by ORS 419B.010, shall make an oral report by telephone or otherwise to the
7 local office of the Department of Human Services, to the designee of the department or to a law
8 enforcement agency within the county where the person making the report is located at the time
9 of the contact. The report shall contain, if known, the names and addresses of the child and the
10 parents of the child or other persons responsible for care of the child, the child’s age, the nature
11 and extent of the abuse, including any evidence of previous abuse, the explanation given for the
12 abuse and any other information that the person making the report believes might be helpful in es-
13 tablishing the cause of the abuse and the identity of the perpetrator.

14 “(b)(A) When a report of **alleged** child abuse is received by the department, the department
15 shall notify a law enforcement agency within the county where the *[report was made]* **alleged abuse**
16 **occurred or, if that county is unknown, the county where the child resides or, if that county**
17 **is unknown, the county where the reporter came into contact with the child or the alleged**
18 **perpetrator of the abuse.**

19 “(B) When a report of **alleged** child abuse is received by a designee of the department, the
20 designee shall notify, according to the contract, either the department or a law enforcement agency
21 within the county where the *[report was made]* **alleged abuse occurred or, if that county is un-**
22 **known, the county where the child resides or, if that county is unknown, the county where**
23 **the reporter came into contact with the child or the alleged perpetrator of the abuse.**

24 “(C) When a report of **alleged** child abuse is received by a law enforcement agency, the agency
25 shall notify *[the local office of]* the department *[within the county where the report was made]* **by**
26 **making a report of the alleged child abuse to the child abuse reporting hotline.**

27 “(c) When a report of **alleged** child abuse is received by the department or by a law enforcement
28 agency, the department or law enforcement agency, or both, may collect information concerning the
29 military status of the parent or guardian of the child who is the subject of the report and may share
30 the information with the appropriate military authorities. Disclosure of information under this par-
31 agraph is subject to ORS 419B.035 (7).

32 “(2) When a report of **alleged** child abuse is received under subsection (1)(a) of this section, the
33 entity receiving the report shall make the notification required by subsection (1)(b) of this section
34 according to rules adopted by the department under ORS 419B.017.

35 “(3)(a) When a report alleging that a child or ward in substitute care may have been subjected

1 to abuse is received by the department, the department shall notify the attorney for the child or
2 ward, the child's or ward's court appointed special advocate, the parents of the child or ward and
3 any attorney representing a parent of the child or ward that a report has been received.

4 "(b) The name and address of and other identifying information about the person who made the
5 report may not be disclosed under this subsection. Any person or entity to whom notification is
6 made under this subsection may not release any information not authorized by this subsection.

7 "(c) The department shall make the notification required by this subsection within three busi-
8 ness days of receiving the report of **alleged child** abuse.

9 "(d) Notwithstanding the obligation imposed by this subsection, the department is not required
10 under this subsection to notify the parent or parent's attorney that a report of **alleged child** abuse
11 has been received if the notification may interfere with an investigation or assessment or jeopardize
12 the child's or ward's safety."

13 In line 17, restore "10" and delete "five".

14 After line 31, insert:

15 "**SECTION 3. This 2019 Act being necessary for the immediate preservation of the public**
16 **peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect**
17 **on its passage.**"