

# House Bill 2103

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Governor Kate Brown for Department of Human Services)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Directs Department of Human Services to provide staff support, including full-time equivalent policy analyst, for Governor's Child Foster Care Advisory Commission. Increases number of members on commission from 11 to 13. Modifies commission membership requirements. Directs Chief Justice of Supreme Court to appoint any member of commission who is representative of Judicial Department. Appropriates moneys to commission for compensation and expense reimbursement for commission members.

## A BILL FOR AN ACT

1  
2 Relating to Governor's Child Foster Care Advisory Commission; creating new provisions; and  
3 amending ORS 418.041 and 418.043.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 418.041 is amended to read:

6 418.041. (1) The Governor's Child Foster Care Advisory Commission is established[, *consisting*  
7 *of 11 members appointed by the Governor*].

8 **(2) The commission consists of 13 members appointed by the Governor.**

9 [(2)] **(3)** The term of office of each member of the commission is four years, but a member serves  
10 at the pleasure of the Governor. Before the expiration of the term of a member, the Governor shall  
11 appoint a successor whose term begins on July 1 next following. A member is eligible for reap-  
12 pointment. If there is a vacancy for any cause, the Governor shall make an appointment to become  
13 immediately effective for the unexpired term.

14 **(4) Notwithstanding subsections (2) and (3) of this section, if a member of the commission**  
15 **is a representative of the Judicial Department, the Chief Justice of the Supreme Court shall**  
16 **appoint the member.**

17 [(3)] **(5)** The appointment of each member of the commission is subject to confirmation by the  
18 Senate in the manner prescribed in ORS 171.562 and 171.565.

19 [(4)] **(6)** A member of the commission is entitled to compensation and expenses [*as provided in*  
20 *ORS 292.495.*] **in the manner and amounts provided for in ORS 292.495. Claims for compen-**  
21 **sation and expenses incurred in performing the functions of the commission shall be paid out**  
22 **of funds appropriated to the commission for that purpose.**

23 **SECTION 2.** ORS 418.043 is amended to read:

24 418.043. (1) The members of the Governor's Child Foster Care Advisory Commission must be  
25 residents of this state with experience and expertise in the foster care system in this state, including  
26 but not limited to:

27 (a) **Current or former** foster [*and biological*] parents and **current or former foster** children  
28 [*involved in the foster care system in this state*];

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1       **(b) Family members of individuals described in paragraph (a) of this subsection;**

2       **(c) Biological parents involved in the foster care system in this state;**

3       [(b)] **(d)** Representatives of advocacy organizations that advocate regarding issues pertaining to  
4 the foster care system in this state;

5       [(c)] **(e)** Representatives of public, private, profit and nonprofit agencies, organizations and other  
6 entities with experience in, interest in and responsibility for the provision of care to children in the  
7 foster care system in this state;

8       [(d)] **(f)** Members of the Oregon State Bar with expertise in family and juvenile dependency law;

9       [(e)] **(g)** Representatives of law enforcement agencies and district attorneys;

10       [(f)] **(h)** Former employees of the Department of Human Services, Oregon Health Authority and  
11 Department of Justice who were responsible for the administration and oversight of the child wel-  
12 fare and foster care systems in this state, including but not limited to former caseworkers and for-  
13 mer court appointed special advocates;

14       [(g)] **(i)** Representatives of the Judicial Department [*in consultation with the Chief Justice of the*  
15 *Supreme Court*]; and

16       [(h)] **(j)** Representatives of federally recognized Indian tribes in Oregon and organizations serv-  
17 ing Native Americans.

18       (2) The members of the commission shall select one of the commission's members to serve as  
19 chairperson and another to serve as vice chairperson, for terms and with duties and powers neces-  
20 sary for the performance of the functions of the offices as the commission determines.

21       (3) A majority of the members of the commission constitutes a quorum for the transaction of  
22 business.

23       (4) The commission shall meet at least once every three months at a time and place determined  
24 by the chairperson of the commission. The commission also may meet at other times and places  
25 specified by the call of the chairperson or of a majority of the members of the commission.

26       (5) All agencies of state government, as defined in ORS 174.111, are directed to assist the com-  
27 mission in the performance of the commission's duties, powers and obligations and, to the extent  
28 permitted by laws relating to confidentiality, to furnish information that the members of the com-  
29 mission consider necessary in order to further the work of the commission. [*The assistance under this*  
30 *subsection may constitute the provision of staffing resources to the commission.*]

31       **(6) The Department of Human Services shall provide the commission with the necessary**  
32 **clerical and administrative staff support, including, at a minimum, one full-time equivalent**  
33 **(FTE) policy analyst.**

34       **SECTION 3. There is appropriated to the Governor's Child Foster Care Advisory Com-**  
35 **mission, for the biennium beginning July 1, 2021, out of the General Fund, the amount of**  
36 **\$\_\_\_\_\_ for the purpose of carrying out the provisions of ORS 418.041.**

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