

SB 757 STAFF MEASURE SUMMARY

Carrier: Sen. Weber

Senate Committee On Human Services

Action Date: 03/08/23

Action: Do pass.

Vote: 4-0-1-0

Yeas: 4 - Gelser Blouin, Manning Jr, Prozanski, Weber

Exc: 1 - Robinson

Fiscal: Has minimal fiscal impact

Revenue: No revenue impact

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Meeting Dates: 3/6, 3/8

WHAT THE MEASURE DOES:

Requires Department of Human Services and law enforcement agencies to provide notice of founded disposition of child abuse to the attorney of the person identified as the perpetrator.

ISSUES DISCUSSED:

- Current notification process for founded dispositions
- Transparency and disclosure considerations
- Housing stability effects on notification process

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

When the Department of Human Services (DHS) or a law enforcement agency receives a report of child abuse, they immediately start an investigation to determine the nature and cause of the abuse of the child. They also notify the Office of Child Care if the alleged child abuse occurred in a child care facility and the Department of Education if the alleged child abuse occurred in a school. The federal Child Abuse Prevention and Treatment Act (CAPTA) requires child protective service (CPS) agencies to provide notice to individuals identified as responsible for child abuse or neglect and to provide individuals with an opportunity to request and have a review of the disposition. The local Child Welfare office must deliver a "Notice of a CPS Founded Disposition" to the person identified as the perpetrator in the CPS founded disposition (OAR 413-010-0700 to 413-010- 0750). If the perpetrator is not a juvenile, the notice must be delivered via certified mail or hand delivery to the perpetrator. If a person believes they are entitled to a "Notice of CPS Founded Disposition" but has not received one, the person may contact any Child Welfare office to inquire about a review of the disposition.

Senate Bill 757 requires a notice of founded disposition of child abuse to be provided to the attorney of the person identified as the perpetrator.