

D R A F T

SUMMARY

Digest: The Act sets forth standards for a school district to be allowed to place a student in another state. (Flesch Readability Score: 76.2).

Authorizes school districts to use public funds for out-of-state placement of students only if specified criteria are satisfied. Creates exceptions. Authorizes the Department of Human Services to charge school districts for licensing-related costs.

Declares an emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to out-of-state residential placements of students; and declaring an
3 emergency.

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

5 **SECTION 1. (1) As used in this section:**

6 (a) **“Child-caring agency” has the meaning given that term in ORS**
7 **418.205.**

8 (b) **“Public funds” means moneys drawn from the State Treasury**
9 **or any special or trust fund of the state government, including any**
10 **moneys appropriated by the state government and transferred to any**
11 **public body, as defined in ORS 174.109, and any other moneys under**
12 **the control of a public official by virtue of office.**

13 (2) **A school district may use public funds to place a student of any**
14 **age in an out-of-state child-caring agency only if:**

15 (a) **The out-of-state child-caring agency satisfies the licensing cri-**
16 **teria under ORS 418.321 (1)(a) and (2);**

17 (b) **The school district has a current contract with the child-caring**
18 **agency; and**

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 (c) The school district's contract with the child-caring agency, at
2 a minimum:

3 (A) Requires the child-caring agency to provide the school district
4 with a current list of every entity for which the child-caring agency
5 is providing placement services at the time the contract is executed;

6 (B) Requires the child-caring agency to provide the school district
7 with the notification described in ORS 418.321 (3)(b)(B) no later than
8 15 days after accepting placement of a child from a new entity; and

9 (C) Satisfies the requirements under ORS 418.321 (3)(b)(C) to (O).

10 (3) The school district shall review the school district's contract
11 with an out-of-state child-caring agency prior to placing a student
12 with the child-caring agency.

13 (4) The provisions of this section do not apply to the out-of-state
14 residential placement of a student in a public education program if the
15 program meets the standards of an equivalent program in this state
16 and the program is designated as a state school for the deaf or a state
17 school for the blind.

18 (5) The Department of Human Services may charge a school district
19 for the department's costs associated with the licensing, investigation
20 and oversight of an out-of-state child-caring agency in which the
21 school district places a student under this section.

22 SECTION 2. Section 1 of this 2025 Act applies to placements of
23 students in out-of-state child-caring agencies on or after the effective
24 date of this 2025 Act.

25 SECTION 3. This 2025 Act being necessary for the immediate pres-
26 ervation of the public peace, health and safety, an emergency is de-
27 clared to exist, and this 2025 Act takes effect on its passage.

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