

SB 47-2  
(LC 564)  
3/18/25 (MNJ/ps)

Requested by Senator JAMA

**PROPOSED AMENDMENTS TO  
SENATE BILL 47**

On page 1 of the printed bill, delete lines 3 through 10 and insert “409.162, 411.072, 411.093, 411.877, 411.890, 411.892, 411.896, 412.009, 430.631 and 442.870; and repealing ORS 31.280, 182.310, 182.320, 182.330, 182.360, 411.075, 411.886, 411.888, 430.050, 431A.300, 431A.303, 431A.305, 431A.308, 431A.310, 431A.313, 431A.315, 431A.318, 431A.320, 431A.323, 431A.325, 431A.500, 431A.505 and 431A.510.”.

Delete lines 17 through 30 and delete pages 2 through 8.

On page 9, delete lines 1 through 38.

In line 41, delete “10” and insert “2”.

Delete lines 43 through 45.

On page 10, delete lines 1 through 17 and insert:

**“FAMILY SERVICES REVIEW COMMISSION**

**“SECTION 3. ORS 411.075 is repealed.**

**“SECTION 4. ORS 409.162 is amended to read:**

“409.162. (1) The Department of Human Services shall collaborate with its existing advisory groups to identify and implement workload efficiencies in the state agencies that administer programs providing:

“(a) Child welfare services under ORS 418.005;

“(b) Temporary assistance for needy families under ORS 412.006;

1 “(c) Nutritional assistance under ORS 411.816;

2 “(d) Medical assistance eligibility determinations under ORS 411.404;

3 “(e) Services to elderly persons and to persons with disabilities under  
4 ORS 410.070 and 412.014; and

5 “(f) Vocational rehabilitation services under ORS 344.530.

6 “(2) The department shall collaborate with the following advisory groups  
7 and other groups designated by the department in identifying and imple-  
8 menting workload efficiencies:

9 “(a) The advisory committee created by ORS 418.005 (2).

10 “[*(b) The Family Services Review Commission established under ORS*  
11 *411.075.*]

12 “[*(c)*] **(b)** The State Independent Living Council established by Executive  
13 Order 94-12.

14 “[*(d)*] **(c)** The advisory committee established under ORS 344.735.

15 “[*(e)*] **(d)** Area agency advisory councils required under ORS 410.210.

16 “[*(f)*] **(e)** The Governor’s Commission on Senior Services created by ORS  
17 410.320.

18 **“SECTION 5.** ORS 411.072 is amended to read:

19 “411.072. (1) As used in this section ‘policy change’ includes any change  
20 in the operation of public assistance programs that affects recipients ad-  
21 versely in any substantial manner, including but not limited to the denial,  
22 reduction, modification or delay of benefits. ‘Policy change’ does not include  
23 any procedural change that affects internal management but does not ad-  
24 versely and substantially affect the interest of public assistance recipients.

25 “(2) The Department of Human Services may submit applications for  
26 waiver of federal statutory or regulatory requirements to the federal gov-  
27 ernment or any agency thereof. Prior to the submission of any application  
28 for waiver that involves a policy change, and prior to implementation, the  
29 department shall do the following:

30 “(a) Conduct a public process regarding the waiver application or appli-

1 cation for waiver renewals;

2 “(b) Prepare a complete summary of the testimony and written comments  
3 received during the public process;

4 “(c) Submit the application for waiver or application for waiver renewals  
5 involving a policy change to the legislative review agency, as described in  
6 ORS 291.375, and present the summary of testimony and comments described  
7 in this section; and

8 “(d) Give notice of the date of its appearance before the Emergency  
9 Board[,] **and** the Joint Interim Committee on Ways and Means or the Joint  
10 Committee on Ways and Means in accordance with ORS 183.335[, *and before*  
11 *the Family Services Review Commission*].

12 **“SECTION 6.** ORS 411.093 is amended to read:

13 “411.093. (1) All applicants for and recipients of public assistance shall  
14 be treated in a courteous, fair and dignified manner by Department of Human  
15 Services personnel.

16 “(2) Any applicant or recipient who alleges discourteous, unfair or un-  
17 dignified treatment by department personnel or alleges that incorrect or in-  
18 adequate information regarding public assistance programs has been provided  
19 by department personnel may file a grievance with the department. The de-  
20 partment shall publicize the grievance system in each local office.

21 “(3) The grievance shall be discussed first with the supervisor of the em-  
22 ployee against whom the grievance is filed. If the grievance is not resolved,  
23 the applicant or recipient may discuss the grievance with the local office  
24 manager.

25 “(4) The department shall compile a monthly report summarizing each  
26 grievance filed against department personnel and the action taken. The re-  
27 port shall identify each grievance by local office and indicate the number  
28 of grievances filed against individual employees. The report shall protect the  
29 anonymity of department personnel. The report shall be presented to [*the*  
30 *Family Services Review Commission and to*] all county public welfare boards.

1       **SECTION 7.** ORS 412.009 is amended to read:

2       “412.009. (1) The Legislative Assembly finds that:

3       “(a) There is evidence that families who experience the most disquali-  
4       fications from the job opportunity and basic skills program are often those  
5       with the most barriers to employment; and

6       “(b) The loss of income from a program disqualification adds strain and  
7       creates instability in families already experiencing extreme poverty, and this  
8       affects the health and food security of the dependent children in the family.

9       “(2) The Department of Human Services by rule shall adopt proven  
10       methods of encouraging participants’ full engagement in the job opportunity  
11       and basic skills program, including the development of an individualized case  
12       plan and an ongoing process to ensure that the case plan is appropriate.

13       “(3)(a) The department shall facilitate the participation of needy care-  
14       taker relatives and may not reduce the family’s aid payment as a method of  
15       encouraging full engagement in the job opportunity and basic skills program  
16       pursuant to subsection (2) of this section until the department determines  
17       that the needy caretaker relative that is not fully engaged:

18       “(A) Has no identified barriers or refuses to take appropriate steps to  
19       address identified barriers to participation in the program; and

20       “(B) Refuses without good cause, as defined by the department by rule,  
21       to meet the requirements of an individualized and appropriate case plan.

22       “(b) The department may not reduce aid payments under this subsection  
23       to families:

24       “(A) Receiving aid pursuant to ORS 412.014 or 412.124;

25       “(B) In which the caretaker relative participates in suitable activities for  
26       the number of hours required each month to satisfy federally required par-  
27       ticipation rates; or

28       “(C) Until the department has screened for and, if appropriate, assessed  
29       barriers to participation, including but not limited to physical or mental  
30       health needs, substance abuse, domestic violence or learning needs.

1 “(c) The department may not reduce aid payments under this subsection  
2 before assessing the risk of harm posed to the children in the household by  
3 the reduction in aid payments and taking steps to ameliorate the risk.

4 “(4) Following notice and an opportunity for a hearing under ORS chapter  
5 183 and subject to subsection (2) of this section, the department may reduce  
6 the aid payment to the family of an individual who refuses to participate in  
7 suitable activities required by the individual’s case plan or may terminate  
8 the aid payment to the family of a noncompliant individual in accordance  
9 with procedures adopted by the department by rule.

10 “(5) A caretaker relative may request a hearing to contest the basis for  
11 a reduction in or termination of an aid payment under this section within  
12 90 days of a reduction in or termination of aid.

13 “[6] *Every six months, the department shall report to the Family Services*  
14 *Review Commission established under ORS 411.075 the status of and outcomes*  
15 *for families for whom aid has been reduced or terminated under subsection (4)*  
16 *of this section. The department shall work with the commission to establish the*  
17 *details to be provided in the report.]”.*

18 In line 20, delete “12” and insert “8”.

19 In line 21, delete “13” and insert “9”.

20 In line 29, delete “14” and insert “10”.

21 In line 40, delete “15” and insert “11”.

22 On page 14, line 7, delete “16” and insert “12”.

23 In line 15, delete “17” and insert “13”.

24 In line 17, delete “18” and insert “14”.

25 Delete lines 36 through 45.

26 On page 15, delete lines 1 through 19 and insert:

27  
28 **“MENTAL HEALTH ADVISORY BOARD AND**  
29 **DISABILITY ISSUES ADVISORY COMMITTEE**  
30

1       **“SECTION 15. ORS 430.050 is repealed.**

2       **“SECTION 16. ORS 430.631 is amended to read:**

3       **“430.631. (1) As used in this section, ‘person with a disability’ means**  
4 **any person who:**

5       **“(a) Has a physical or mental impairment that substantially limits**  
6 **one or more major life activities;**

7       **“(b) Has a record of such an impairment; or**

8       **“(c) Is regarded as having such an impairment.**

9       **“[(1)] (2)** If any local mental health program has an advisory committee,  
10 persons with disabilities[, *as defined in ORS 430.050 (6),*] and older adults  
11 shall be appointed to serve on the advisory committee.

12       **“[(2)] (3)** The persons with disabilities **serving on an advisory com-**  
13 **mittee** described in subsection **[(1)] (2)** of this section shall meet separately  
14 as a disability issues advisory committee.”.

15       In line 23, delete “20” and insert “17”.

16       In line 24, delete “21” and insert “18”.

17       On page 16, line 3, delete “22” and insert “19”.