

Enrolled
Senate Bill 282

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CHAPTER

AN ACT

Relating to the maintenance of familial relationships of persons in the juvenile system; amending ORS 418.495 and 418.625.

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

SECTION 1. ORS 418.495 is amended to read:

418.495. (1) Within the limits of funds available therefor, the Department of Human Services may enter into agreements with licensed child-caring agencies and other appropriate facilities, including youth care centers, for the purchase of care for children who require and are eligible for such care, regardless of whether the children are wards of the state or whether the department is their guardian or has their custody or whether the children are surrendered to a child-caring agency or committed thereto by order of a court under ORS chapter 419B or 419C. The agreement shall prescribe the procedures for payment, the rate of payment and may contain such other conditions as the department and the agency or facility may agree.

(2) The department shall by rule adopt payment standards for foster care. In establishing standards, the department may take into account the income, resources and maintenance available to and the necessary expenditures of a foster parent who is a relative, as defined by rule, of the child placed in care.

SECTION 2. ORS 418.625 is amended to read:

418.625. As used in ORS 418.625 to 418.645:

(1) "Certificate" means a written approval to operate a foster home issued by the Department of Human Services on a form prescribed by the department that states the name of the foster parent, the address of the premises to which the certificate applies and the maximum number of children to be maintained or boarded in the foster home at any one time.

(2) "Department" means the Department of Human Services.

(3) "Foster home" means any home maintained by a person who has under the care of the person in *[such]* **the** home any child under the age of 21 years *[not related to the person by blood or marriage and]* unattended by *[its]* **the child's** parent or guardian, for the purpose of providing *[such]* **the** child with care, food and lodging, but does not include:

(a) Any boarding school that is essentially and primarily engaged in educational work;

(b) Any home in which a child is provided board and room by a school board;

(c) Any foster home under the direct supervision of a private child-caring agency or institution certified by the department;

(d) Any home under the direct supervision of a custodial parent for the purpose of providing respite care as defined by rule; or

(e) Any developmental disability child foster home as defined in ORS 443.830.

Passed by Senate June 24, 2007

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Secretary of Senate

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President of Senate

Passed by House June 27, 2007

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Speaker of House

Received by Governor:

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Approved:

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Governor

Filed in Office of Secretary of State:

.....M,....., 2007

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Secretary of State