

Senate Bill 409

Sponsored by Senators BROWN, KRUSE, Representatives KRIEGER, SCHAUFLEER

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**.

Authorizes court, upon review of placement of child or ward committed to Department of Human Services, to direct department to place child or ward with relative or person with caregiver relationship.

A BILL FOR AN ACT

1
2 Relating to placement of children; amending ORS 419B.349.

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

4 **SECTION 1.** ORS 419B.349 is amended to read:

5 419B.349. Commitment of a child or ward to the Department of Human Services does not ter-
6 minate the court's continuing jurisdiction to protect the rights of the child or ward or the child or
7 ward's parents or guardians. Notwithstanding ORS 419B.337 (4), if upon review of a placement of a
8 child or ward made by the department the court determines that the placement is not in the best
9 interest of the child or ward, the court may direct the department to place the child or ward in
10 foster care, residential care, group care or some other specific type of residential placement, **in-**
11 **cluding placement with relatives or persons who have a caregiver relationship, as defined in**
12 **ORS 419B.116, with the child or ward**, but unless otherwise required by law, the court may not
13 direct a specific placement. The actual planning and placement of the child or ward is the respon-
14 sibility of the department. Nothing in this section affects any contractual right of a private agency
15 to refuse or terminate a placement.

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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.