

Senate Bill 457

Sponsored by Senator BEYER

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**.

Requires Department of Human Services to make payments in equal amount, based on age and needs of child, to foster home providers and kinship foster care providers. Permits department to file petition to terminate parental rights of parent of child in kinship foster care if petition is in best interests of child. Permits kinship foster care provider to file petition for permanent guardianship if department chooses not to file petition to terminate parental rights of parent or if petition fails to result in termination of parental rights.

A BILL FOR AN ACT

1
2 Relating to foster care.

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

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

5 (a) **"Foster home" has the meaning given that term in ORS 418.625.**

6 (b) **"Kinship foster care" means permanent foster care provided by a person related to**
7 **a child by blood or marriage.**

8 (c) **"Permanent foster care" has the meaning given that term in ORS 419A.004.**

9 (2) **The Department of Human Services shall make payments in an equal amount, based**
10 **on the age and needs of a child, to a provider on behalf of a child placed in kinship foster care**
11 **and to a provider on behalf of a child placed in a foster home.**

12 (3) **Notwithstanding ORS 419B.498 (2)(a), the department may file a petition to terminate**
13 **the parental rights of a parent of a child placed in kinship foster care if the department de-**
14 **termines that filing the petition is in the best interests of the child. If the department**
15 **chooses not to file a petition under this subsection or if a petition filed under ORS 419B.500**
16 **fails to result in termination of parental rights, a provider of kinship foster care may file a**
17 **petition for permanent guardianship under ORS 419B.365.**

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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.