

House Bill 3101

Sponsored by Representative THOMPSON

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**.

Provides that operator of certified or registered child care facility may apply for and be issued certificate to operate foster home when otherwise qualified.

A BILL FOR AN ACT

1 Relating to foster care homes; creating new provisions; and amending ORS 418.635.

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

3 **SECTION 1.** ORS 418.635 is amended to read:

4 418.635. (1) Application for a certificate to operate a foster home shall be made to the Depart-
5 ment of Human Services upon a form to be furnished by the department. Upon receipt of such ap-
6 plication, the department shall cause an investigation of the qualifications of the foster home to be
7 made to determine which type of certificate should be issued in accordance with the rules of the
8 department pertinent to the certification of foster homes, and shall issue an appropriate certificate
9 to any person maintaining a foster home which complies with ORS 418.625 to 418.645. Such certif-
10 icate may be revoked by the department following notice and opportunity for hearing as provided
11 in ORS chapter 183 because of violation of any of the provisions of ORS 418.625 to 418.645 or of the
12 rules provided for in ORS 418.640. Such certificate shall apply only to the premises designated on
13 the certificate at the time of issue and a change of residence shall automatically terminate the
14 certificate.
15

16 **(2) This section does not prohibit, and the department may not adopt rules under ORS**
17 **418.640 to prohibit, the operator of a child care facility certified under ORS 657A.280 or reg-**
18 **istered under ORS 657A.330 from applying for or being issued a certificate to operate a foster**
19 **home when the home complies with the requirements of ORS 418.625 to 418.645 and the rules**
20 **adopted under ORS 418.640.**

21 **SECTION 2. The amendments to ORS 418.635 by section 1 of this 2009 Act apply to ap-**
22 **plications for certificates to operate a foster home submitted on or after the effective date**
23 **of this 2009 Act.**
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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.