

House Bill 2053

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Governor John A. Kitzhaber for Department of Human Services)

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 preparation of minority racial and ethnic impact statement by Department of Human Services when legislation may affect minority racial and ethnic population receiving services.

Directs department to report, by percentage, race or ethnicity of children in foster care system compared to race or ethnicity of children in general population.

Requires contractor or entity receiving funds from department to use percentage of funds that equals percentage of racial or ethnic population served out of total population served for services provided to persons in that racial or ethnic population.

A BILL FOR AN ACT

1
2 Relating to minority racial and ethnic population receiving services from Department of Human
3 Services; creating new provisions; and amending ORS 418.036.

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

5 **SECTION 1. (1) To the extent the Department of Human Services provides child welfare**
6 **services under ORS 418.005 to children and families, the department shall prepare a minority**
7 **racial and ethnic impact statement for any legislation that may, if enacted, affect the mi-**
8 **nority racial and ethnic population receiving such services.**

9 (2) A minority racial and ethnic impact statement prepared under this section must in-
10 clude:

11 (a) An estimate of how the legislation would affect the minority racial and ethnic popu-
12 lation receiving services, including but not limited to any disproportionate or unique impact
13 upon the population;

14 (b) An estimate of how the legislation would affect the need for, and availability and de-
15 livery of, services to minority racial and ethnic populations receiving those services;

16 (c) An estimate of the additional resources required by the legislation to maintain the
17 availability and delivery of services to minority racial and ethnic populations; and

18 (d) Identification of representatives of minority racial and ethnic populations who were
19 consulted in the preparation of the statement.

20 (3) The department shall develop a standardized protocol for the preparation of minority
21 racial and ethnic impact statements.

22 (4) Before or at a legislative committee hearing on legislation that may, if enacted, affect
23 the minority racial and ethnic population receiving services, the department shall submit to
24 the committee a minority racial and ethnic impact statement.

25 (5) The department shall define, by rule, the minority racial and ethnic populations to
26 be included in any minority racial and ethnic impact statement prepared under this section.

27 **SECTION 2.** ORS 418.036 is amended to read:

28 418.036. (1) On or before November 1 of each even-numbered year, the Department of Human

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.

1 Services shall develop and submit a report to the appropriate legislative interim committees dealing
2 with child welfare matters. The report shall cover the prior 24-month period and shall include, but
3 need not be limited to:

4 [(1)] (a) The number of children in foster care;

5 [(2)] (b) The number of children *[that]* **who** have had more than one foster care placement;

6 [(3)] (c) The number of placements for each child described in *[subsection (2) of this section]*

7 **paragraph (b) of this subsection;**

8 [(4)] (d) The percentage of foster children placed apart from siblings;

9 [(5)] (e) The number of placement changes experienced by foster children;

10 [(6)] (f) The number and percentage of children placed with relatives; and

11 [(7)] (g) The department's Status of Children in Oregon's Child Protection System annual report.

12 **(2) In the report required under this section, the department shall provide data about the**
13 **race or ethnicity of the children receiving child welfare services under ORS 418.005. To the**
14 **extent the data are available, the report must include a comparison, by percentage, of the**
15 **race or ethnicity of the children served to the race or ethnicity of children in the general**
16 **population in this state.**

17 **SECTION 3. An independent contractor as defined in ORS 670.600, or a public or private**
18 **entity, that receives funds under a contract with the Department of Human Services to**
19 **provide child welfare services under ORS 418.005, shall use that percentage of the total funds**
20 **received by the contractor or entity that equals the percentage of the racial or ethnic pop-**
21 **ulation served by the contractor or entity out of the total population served by the con-**
22 **tractor or entity for the delivery of services to persons in that racial or ethnic population**
23 **served by the contractor or entity.**

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