

B-Engrossed
House Bill 3260

Ordered by the House June 24
Including House Amendments dated April 20 and June 24

Sponsored by Representative BARKER; Representative BOONE (at the request of Oregon Alliance of Children's Programs)

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.

Transfers all duties, functions and powers of State Commission on Children and Families relating to coordination and delivery of services to runaway and homeless youth and their families to Department of Human Services. **Eliminates certain duties.**

Decreases, for biennium beginning July 1, 2011, General Fund appropriation made to commission.

Increases, for biennium beginning July 1, 2011, General Fund appropriation made to department.

Decreases, for biennium beginning July 1, 2011, limitation on expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, and including specified federal funds, but excluding lottery funds and other federal funds, collected or received by commission.

Increases, for biennium beginning July 1, 2011, limitation on expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, Medicare receipts and specified federal funds, but excluding lottery funds and other federal funds, collected or received by department.

Increases, for biennium beginning July 1, 2011, limitation on expenditures from other federal funds collected or received by department.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to support services for youth; creating new provisions; amending ORS 417.799 and 417.800;
3 repealing ORS 417.801; appropriating money; limiting expenditures; and declaring an emergency.

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

5 **SECTION 1. ORS 417.801 is repealed.**

6 **SECTION 2. ORS 417.799 is amended to read:**

7 417.799. (1) The [*State Commission on Children and Families*] **Department of Human Services**
8 is responsible for coordinating statewide planning for delivery of services to runaway and homeless
9 youth and their families.

10 **(2) The department shall recommend policies that integrate a system of services and**
11 **support for runaway and homeless youth into the state's continuum of care for children who**
12 **are 0 through 18 years of age.**

13 [(2)] **(3)** The [*State Commission on Children and Families shall lead a process that will allow the*
14 *state commission,*] **department may work with** the Juvenile Crime Prevention Advisory Committee,
15 the Employment Department, [*the Department of Human Services,*] the Housing and Community Ser-
16 vices Department, the Department of Community Colleges and Workforce Development, the Depart-
17 ment of Education and the Oregon Youth Authority to develop a comprehensive and coordinated
18 approach for services and support for runaway and homeless youth and their families. [*The approach*

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 shall include an assessment of service needs, the integration of existing services and the identification
2 and tracking of a statewide high-level outcome related to runaway and homeless youth and their fami-
3 lies.]

4 [(3) Through the process, the agencies and other persons and entities involved in the process
5 shall:]

6 [(a) Recommend funding mechanisms, financial resources and policy changes that will support a
7 continuum of services and that will ensure integration of services among state agencies that provide
8 services to runaway and homeless youth and their families;]

9 [(b) Identify means of service delivery that are culturally competent, gender specific and evidence
10 based and that reflect differences in approaches for urban and rural runaway and homeless youth and
11 their families;]

12 [(c) Develop urban and rural demonstration sites to test effective service delivery models for the
13 urban and rural populations;]

14 [(d) Recommend policies and services that specifically address the needs and responsibilities of
15 parents of runaway and homeless youth;]

16 [(e) Review existing state laws regarding parental accountability to determine recommended
17 enforcement levels and examine new strategies to encourage parents to be accountable for positive de-
18 velopment of their children; and]

19 [(f) Recommend policies that integrate a system of services for runaway and homeless youth into
20 the state's continuum of care for children who are 0 through 18 years of age.]

21 (4) In addition to the state agencies listed in subsection [(2)] (3) of this section, the [state com-
22 mission] **department** shall include representatives of youth, nonprofit organizations and statewide
23 coalitions related to runaway and homeless youth services and supports in the joint process de-
24 scribed in subsection [(2)] (3) of this section.

25 **(5) The department may enter into and renew contracts with providers for the provision
26 of services to runaway and homeless youth and their families.**

27 **SECTION 3.** ORS 417.800 is amended to read:

28 417.800. The [State Commission on Children and Families] **Department of Human Services**
29 shall coordinate the collection of data, provision of technical assistance to communities for assessing
30 the needs of runaway and homeless youth, and identification and promotion of the best practices for
31 service delivery, and shall recommend long term goals to identify and address the underlying causes
32 of homelessness of youth.

34 TRANSFER

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36 **SECTION 4. All the duties, functions and powers of the State Commission on Children
37 and Families relating to the coordination and delivery of services to runaway and homeless
38 youth and their families are imposed upon, transferred to and vested in the Department of
39 Human Services.**

41 RECORDS AND PROPERTY

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43 **SECTION 5. The staff director of the State Commission on Children and Families shall
44 deliver to the Department of Human Services all records and property within the jurisdiction
45 of the staff director that relate to the duties, functions and powers of the State Commission**

1 on Children and Families with respect to the coordination and delivery of services to runa-
2 way and homeless youth and their families, and the Department of Human Services shall
3 take possession of the records and property delivered under this section.

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5 **UNEXPENDED REVENUES**

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7 **SECTION 6.** (1) The unexpended balances of amounts authorized to be expended by the
8 State Commission on Children and Families for the biennium beginning July 1, 2011, from
9 revenues dedicated, continuously appropriated, appropriated or otherwise made available for
10 the purpose of administering and enforcing the duties, functions and powers transferred by
11 section 4 of this 2011 Act are transferred to and are available for expenditure by the De-
12 partment of Human Services for the biennium beginning July 1, 2011, for the purpose of ad-
13 ministering and enforcing the duties, functions and powers transferred by section 4 of this
14 2011 Act.

15 (2) The expenditure classifications, if any, established by Acts authorizing or limiting
16 expenditures by the State Commission on Children and Families remain applicable to expen-
17 ditures by the department under this section.

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19 **ACTION, PROCEEDING, PROSECUTION**

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21 **SECTION 7.** The transfer of duties, functions and powers to the Department of Human
22 Services by section 4 of this 2011 Act does not affect any action, proceeding or prosecution
23 involving or with respect to the duties, functions and powers begun before and pending at
24 the time of the transfer, except that the department is substituted for the State Commission
25 on Children and Families in the action, proceeding or prosecution.

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27 **LIABILITY, DUTY, OBLIGATION**

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29 **SECTION 8.** (1) Nothing in sections 4 to 10 of this 2011 Act relieves a person of a liability,
30 duty or obligation accruing under or with respect to the duties, functions and powers
31 transferred by section 4 of this 2011 Act. The Department of Human Services may undertake
32 the collection or enforcement of any such liability, duty or obligation.

33 (2) The rights and obligations of the State Commission on Children and Families legally
34 incurred under contracts, leases and business transactions executed, entered into or begun
35 before the effective date of section 4 of this 2011 Act are transferred to the department. For
36 the purpose of succession to these rights and obligations, the department is a continuation
37 of the State Commission on Children and Families and not a new authority.

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39 **RULES**

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41 **SECTION 9.** Notwithstanding the transfer of duties, functions and powers by section 4
42 of this 2011 Act, the rules of the State Commission on Children and Families that pertain to
43 the coordination and delivery of services to runaway and homeless youth and their families
44 in effect on the effective date of section 4 of this 2011 Act continue in effect until superseded
45 or repealed by rules of the Department of Human Services. References in rules of the State

1 Commission on Children and Families to the State Commission on Children and Families, or
2 to an officer or employee of the State Commission on Children and Families, that pertain to
3 the coordination and delivery of services to runaway and homeless youth and their families
4 are considered to be references to the department or to an officer or employee of the de-
5 partment.

6 **SECTION 10.** Whenever, in any uncodified law or resolution of the Legislative Assembly
7 or in any rule, document, record or proceeding authorized by the Legislative Assembly per-
8 taining to the duties, functions and powers transferred by section 4 of this 2011 Act, refer-
9 ence is made to the State Commission on Children and Families, or to an officer or employee
10 of the State Commission on Children and Families, the reference is considered to be a ref-
11 erence to the Department of Human Services or to an officer or employee of the department.

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13 **FINANCE**
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15 **SECTION 11.** (1) Notwithstanding any other provision of law, the General Fund appro-
16 priation made to the State Commission on Children and Families by section 1, chapter
17 _____, Oregon Laws 2011 (Enrolled Senate Bill 5550), for the biennium beginning July 1,
18 2011, is decreased by \$159,913.

19 (2) Notwithstanding any other law limiting expenditures, the limitation on expenditures
20 established by section 2, chapter _____, Oregon Laws 2011 (Enrolled Senate Bill 5550), for
21 the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from
22 fees, moneys or other revenues, including Miscellaneous Receipts, and including federal funds
23 received from the Department of Human Services for family preservation and support and
24 other services supporting children and families, but excluding lottery funds and federal funds
25 not described in section 2, chapter _____, Oregon Laws 2011 (Enrolled Senate Bill 5550),
26 collected or received by the State Commission on Children and Families, is decreased by
27 \$600,000.

28 **SECTION 12.** (1) Notwithstanding any other provision of law, the General Fund appro-
29 priation made to the Department of Human Services by section 1 (2), chapter _____,
30 Oregon Laws 2011 (Enrolled House Bill 5030), for the biennium beginning July 1, 2011, is in-
31 creased by \$159,913 for children, adults and families.

32 (2) Notwithstanding any other law limiting expenditures, the limitation on expenditures
33 established by section 2 (4), chapter _____, Oregon Laws 2011 (Enrolled House Bill 5030), for
34 the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from
35 fees, moneys or other revenues, including Miscellaneous Receipts, Medicare receipts and
36 federal funds for indirect cost recovery, Social Security Supplemental Security Income re-
37 coveries and the Child Care and Development Fund, but excluding lottery funds and federal
38 funds not described in section 2 (4), chapter _____, Oregon Laws 2011 (Enrolled House Bill
39 5030), collected or received by the Department of Human Services, is increased by \$25,000 for
40 shared services.

41 (3) Notwithstanding any other law limiting expenditures, the limitation on expenditures
42 established by section 3 (2), chapter _____, Oregon Laws 2011 (Enrolled House Bill 5030), for
43 the biennium beginning July 1, 2011, as the maximum limits for payment of expenses from
44 federal funds, excluding federal funds described in section 2, chapter _____, Oregon Laws
45 2011 (Enrolled House Bill 5030), collected or received by the Department of Human Services,

1 is increased by \$801,661 for children, adults and families.

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UNIT CAPTIONS

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5 **SECTION 13.** The unit captions used in this 2011 Act are provided only for the conven-
6 ience of the reader and do not become part of the statutory law of this state or express any
7 legislative intent in the enactment of this 2011 Act.

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EMERGENCY CLAUSE

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11 **SECTION 14.** This 2011 Act being necessary for the immediate preservation of the public
12 peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect
13 on its passage.

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