76th OREGON LEGISLATIVE ASSEMBLY--2011 Regular Session

HOUSE AMENDMENTS TO A-ENGROSSED HOUSE BILL 3260

By JOINT COMMITTEE ON WAYS AND MEANS

June 24

1 On <u>page 1</u> of the printed A-engrossed bill, line 3, before "and" insert "appropriating money; 2 limiting expenditures;".

3 Delete lines 5 through 24 and delete pages 2 through 4 and insert:

4 "SECTION 1. ORS 417.801 is repealed.

5 "SECTION 2. ORS 417.799 is amended to read:

6 "417.799. (1) The [State Commission on Children and Families] **Department of Human Services** 7 is responsible for coordinating statewide planning for delivery of services to runaway and homeless

8 youth and their families.

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

12"[(2)] (3) The [State Commission on Children and Families shall lead a process that will allow the 13 state commission,] department may work with the Juvenile Crime Prevention Advisory Committee, 14 the Employment Department, [the Department of Human Services,] the Housing and Community Ser-15vices Department, the Department of Community Colleges and Workforce Development, the Depart-16 ment of Education and the Oregon Youth Authority to develop a comprehensive and coordinated 17 approach for services and support for runaway and homeless youth and their families. [The approach 18 shall include an assessment of service needs, the integration of existing services and the identification 19 and tracking of a statewide high-level outcome related to runaway and homeless youth and their fami-20 lies.]

21 "[(3) Through the process, the agencies and other persons and entities involved in the process 22 shall:]

23 "[(a) Recommend funding mechanisms, financial resources and policy changes that will support a 24 continuum of services and that will ensure integration of services among state agencies that provide 25 services to runaway and homeless youth and their families;]

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

29 "[(c) Develop urban and rural demonstration sites to test effective service delivery models for the 30 urban and rural populations;]

31 "[(d) Recommend policies and services that specifically address the needs and responsibilities of 32 parents of runaway and homeless youth;]

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

1 "[(f) Recommend policies that integrate a system of services for runaway and homeless youth into 2 the state's continuum of care for children who are 0 through 18 years of age.]

"(4) In addition to the state agencies listed in subsection [(2)] (3) of this section, the [state commission] department shall include representatives of youth, nonprofit organizations and statewide coalitions related to runaway and homeless youth services and supports in the joint process described in subsection [(2)] (3) of this section.

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

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23 24 "SECTION 3. ORS 417.800 is amended to read:

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

"TRANSFER

18 "<u>SECTION 4.</u> All the duties, functions and powers of the State Commission on Children 19 and Families relating to the coordination and delivery of services to runaway and homeless 20 youth and their families are imposed upon, transferred to and vested in the Department of 21 Human Services.

"RECORDS AND PROPERTY

25 "<u>SECTION 5.</u> The staff director of the State Commission on Children and Families shall 26 deliver to the Department of Human Services all records and property within the jurisdiction 27 of the staff director that relate to the duties, functions and powers of the State Commission 28 on Children and Families with respect to the coordination and delivery of services to runa-29 way and homeless youth and their families, and the Department of Human Services shall 30 take possession of the records and property delivered under this section.

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"UNEXPENDED REVENUES

"SECTION 6. (1) The unexpended balances of amounts authorized to be expended by the 34State Commission on Children and Families for the biennium beginning July 1, 2011, from 35 revenues dedicated, continuously appropriated, appropriated or otherwise made available for 36 37 the purpose of administering and enforcing the duties, functions and powers transferred by 38 section 4 of this 2011 Act are transferred to and are available for expenditure by the Department of Human Services for the biennium beginning July 1, 2011, for the purpose of ad-39 40 ministering and enforcing the duties, functions and powers transferred by section 4 of this 41 2011 Act.

42 "(2) The expenditure classifications, if any, established by Acts authorizing or limiting
43 expenditures by the State Commission on Children and Families remain applicable to expen44 ditures by the department under this section.

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"ACTION, PR	OCEEDING,	PROSECUTION
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³ "<u>SECTION 7.</u> The transfer of duties, functions and powers to the Department of Human ⁴ Services by section 4 of this 2011 Act does not affect any action, proceeding or prosecution ⁵ involving or with respect to the duties, functions and powers begun before and pending at ⁶ the time of the transfer, except that the department is substituted for the State Commission ⁷ on Children and Families in the action, proceeding or prosecution.

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"LIABILITY, DUTY, OBLIGATION

11 "<u>SECTION 8.</u> (1) Nothing in sections 4 to 10 of this 2011 Act relieves a person of a liability, duty or obligation accruing under or with respect to the duties, functions and powers 13 transferred by section 4 of this 2011 Act. The Department of Human Services may undertake 14 the collection or enforcement of any such liability, duty or obligation.

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

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"RULES

"SECTION 9. Notwithstanding the transfer of duties, functions and powers by section 4 23of this 2011 Act, the rules of the State Commission on Children and Families that pertain to 24 25the coordination and delivery of services to runaway and homeless youth and their families 26in effect on the effective date of section 4 of this 2011 Act continue in effect until superseded 27or repealed by rules of the Department of Human Services. References in rules of the State Commission on Children and Families to the State Commission on Children and Families, or 2829 to an officer or employee of the State Commission on Children and Families, that pertain to the coordination and delivery of services to runaway and homeless youth and their families 30 are considered to be references to the department or to an officer or employee of the de-3132partment.

33 "<u>SECTION 10.</u> Whenever, in any uncodified law or resolution of the Legislative Assembly 34 or in any rule, document, record or proceeding authorized by the Legislative Assembly per-35 taining to the duties, functions and powers transferred by section 4 of this 2011 Act, refer-36 ence is made to the State Commission on Children and Families, or to an officer or employee 37 of the State Commission on Children and Families, the reference is considered to be a ref-38 erence to the Department of Human Services or to an officer or employee of the department. 39

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"FINANCE

42 "<u>SECTION 11.</u> (1) Notwithstanding any other provision of law, the General Fund appro43 priation made to the State Commission on Children and Families by section 1, chapter
44 ______, Oregon Laws 2011 (Enrolled Senate Bill 5550), for the biennium beginning July 1,
45 2011, is decreased by \$159,913.

"(2) Notwithstanding any other law limiting expenditures, the limitation on expenditures 1 $\mathbf{2}$ established by section 2, chapter_____, Oregon Laws 2011 (Enrolled Senate Bill 5550), for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from 3 4 fees, moneys or other revenues, including Miscellaneous Receipts, and including federal funds received from the Department of Human Services for family preservation and support and 5 other services supporting children and families, but excluding lottery funds and federal funds 6 not described in section 2, chapter _____, Oregon Laws 2011 (Enrolled Senate Bill 5550), 7 collected or received by the State Commission on Children and Families, is decreased by 8 \$600,000. 9

"<u>SECTION 12.</u> (1) Notwithstanding any other provision of law, the General Fund appropriation made to the Department of Human Services by section 1 (2), chapter ______,
Oregon Laws 2011 (Enrolled House Bill 5030), for the biennium beginning July 1, 2011, is increased by \$159,913 for children, adults and families.

"(2) Notwithstanding any other law limiting expenditures, the limitation on expenditures 14 established by section 2 (4), chapter _____, Oregon Laws 2011 (Enrolled House Bill 5030), 15 for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from 16 fees, moneys or other revenues, including Miscellaneous Receipts, Medicare receipts and 17 18 federal funds for indirect cost recovery, Social Security Supplemental Security Income re-19 coveries and the Child Care and Development Fund, but excluding lottery funds and federal funds not described in section 2 (4), chapter _____, Oregon Laws 2011 (Enrolled House Bill 205030), collected or received by the Department of Human Services, is increased by \$25,000 for 2122shared services.

"(3) Notwithstanding any other law limiting expenditures, the limitation on expenditures
established by section 3 (2), chapter _____, Oregon Laws 2011 (Enrolled House Bill 5030),
for the biennium beginning July 1, 2011, as the maximum limits for payment of expenses
from federal funds, excluding federal funds described in section 2, chapter _____, Oregon
Laws 2011 (Enrolled House Bill 5030), collected or received by the Department of Human
Services, is increased by \$801,661 for children, adults and families.

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"UNIT CAPTIONS

32 "<u>SECTION 13.</u> The unit captions used in this 2011 Act are provided only for the conven 33 ience of the reader and do not become part of the statutory law of this state or express any
 34 legislative intent in the enactment of this 2011 Act.

"EMERGENCY CLAUSE

38 "<u>SECTION 14.</u> This 2011 Act being necessary for the immediate preservation of the public
 39 peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect
 40 on its passage.".

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