

A-Engrossed
Senate Bill 746

Ordered by the Senate April 27
Including Senate Amendments dated April 27

Sponsored by Senators FERRIOLI, KRUSE; Representatives KRIEGER, SCHAUFLEER

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.

Requires [*approval by*] members of sensitive review committee [*of*] **to develop findings [*of fact*] and conclusions [*in committee's written report*] and make recommendations to Director of Human Services regarding policies and practices.** Requires disclosure of report to member of Legislative Assembly upon request **unless exempt from disclosure under public records laws.**

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to child welfare services; amending ORS 409.194; and declaring an emergency.

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

4 **SECTION 1.** ORS 409.194 is amended to read:

5 409.194. (1) The Department of Human Services shall adopt rules establishing a review process
6 to carry out the policy expressed in ORS 409.192.

7 (2) If the actions and conduct of the department are being addressed in a judicial or adminis-
8 trative proceeding, the review required by subsection (1) of this section may not be commenced or
9 shall be stayed pending resolution of the judicial or administrative proceeding.

10 (3) The Director of Human Services may convene a sensitive review committee for the purpose
11 of reviewing the actions and conduct of the department.

12 (4)(a) The director may convene a sensitive review committee upon request of the President of
13 the Senate or the Speaker of the House of Representatives.

14 (b) The President shall appoint at least one state Senator and the Speaker shall appoint at least
15 one state Representative to serve on a sensitive review committee convened pursuant to paragraph
16 (a) of this subsection. The President and the Speaker shall use reasonable efforts to ensure that the
17 Senate, the House of Representatives and the majority and minority parties have balanced repre-
18 sentation on the committee.

19 (c) If the director convenes a sensitive review committee pursuant to this subsection, upon
20 completion of [*the*] **its** review, [*by*] the committee **shall develop findings and conclusions and**
21 **make recommendations to the director regarding policies and practices.** [*and*] No more than
22 180 days after receiving the request from the President or the Speaker, the director shall submit to
23 the President and the Speaker a written report [*of*] **containing** the findings [*and conclusions of the*
24 *committee.*], **conclusions and recommendations of the committee. Unless exempt from disclo-**
25 **sure under ORS chapter 192, the report shall be disclosed upon request to any member of the**
26 **Legislative Assembly.**

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 **SECTION 2. This 2011 Act being necessary for the immediate preservation of the public**
2 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**
3 **on its passage.**

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