

**FISCAL IMPACT OF PROPOSED LEGISLATION**

**Measure: HB 3445 - A**

Seventy-Seventh Oregon Legislative Assembly – 2013 Regular Session  
Legislative Fiscal Office

*Only Impacts on Original or Engrossed  
Versions are Considered Official*

Prepared by: Kim To  
Reviewed by: Laurie Byerly  
Date: 4/18/2013

**Measure Description:**

Requires Department of Human Services to establish pilot community home facilities.

**Government Unit(s) Affected:**

Department of Human Services (DHS)

**Local Government Mandate:**

This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

<b>Summary of Expenditure Impact - Department of Human Services</b>		
	<b>2013-15 Biennium</b>	<b>2015-17 Biennium</b>
General Fund	120,000	
Federal Funds	120,000	
<b>Total Funds</b>	<b>\$240,000</b>	
<b>Summary of Revenue Impact - Department of Human Services</b>		
	<b>2013-15 Biennium</b>	<b>2015-17 Biennium</b>
Other Funds	120,000	
Other Funds	120,000	
<b>Total Funds</b>	<b>\$240,000</b>	<b>\$0</b>

**Analysis:**

House Bill 3445 A-Engrossed appropriates \$120,000 General Fund to the Department of Human Services (DHS). The bill requires the Department of Human Services to establish up to three pilot community home facilities. This model establishes community homes where foster parents and children in DHS custody go to receive multiple support services, including mentoring, tutoring, respite care, skill building, counseling, and parent education and training. The bill allows DHS to contract with nonprofit entities to establish and administer the community homes. DHS is required to study and perform an evaluation of these community homes, and to report to an interim committee of the legislature before the convening of the 2015 Legislative Assembly. This pilot project sunsets on June 30, 2015. The bill contains emergency clause, and is effective on passage.

Should this bill become law, DHS anticipates establishing two community home model facilities with an estimated annual cost of \$60,000 each for a two-year period. The total estimated cost for one biennium is \$240,000 Total Funds. The bill appropriates \$120,000 in General Funds for this purpose. The Department intends to obtain 50% in federal matching funds.

**REVENUE:** No revenue impact

**FISCAL:** Fiscal statement issued

---

<b>Action:</b>	Do Pass as Amended and Be Printed Engrossed and Be Referred to the Committee on Ways and Means by Prior Reference
<b>Vote:</b>	9 - 0 - 0
<b>Yeas:</b>	Gallegos, Gelser, Gilliam, Gomberg, Keny-Guyer, Olson, Whisnant, Whitsett, Tomei
<b>Nays:</b>	0
<b>Exc.:</b>	0
<b>Prepared By:</b>	Regina Wilson, Administrator
<b>Meeting Dates:</b>	4/3, 4/17

---

**WHAT THE MEASURE DOES:** Establishes community home model for placement of children and wards in legal custody of Department of Human Services as viable, compelling alternative placement option to traditional foster care. Creates pilot projects. Requires study and evaluation of established community homes. Authorizes funding sources for community model home. Requires department submit report to legislature.

**ISSUES DISCUSSED:**

- Reduction in stability from frequent residential moving
- Youth in and out of residential treatment
- Foster system
- Safe Families Act

**EFFECT OF COMMITTEE AMENDMENT:** Replaces measure.

**BACKGROUND:** National trends in child placement support stability and continuity to ensure the welfare of a child. Based on certain standards and assessments, out-of-home placement options are variable. House Bill 3445 A establishes a community home model for the placement of children and wards in legal custody of the Department of Human Services (DHS) as an alternative to traditional foster care placements and creates pilot projects.

**A-Engrossed**  
**House Bill 3445**

Ordered by the House April 19  
Including House Amendments dated April 19

Sponsored by Representatives GILLIAM, GALLEGOS; Representative WHISNANT (at the request of Catholic Community 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.

*[Requires Department of Human Services to determine whether there are alternative placement options for child or ward in department's custody before committing child or ward to residential care or residential treatment.]*

*[Directs department to use state and federal funds designated for residential care or residential treatment for certain services when implementing alternative placement option.]*

**Directs Department of Human Services to establish up to three community homes to implement community home model for children and wards in legal custody of department for care, placement and supervision. Authorizes department to contract with one or more nonprofit entities to establish community homes and provide services.**

**Requires department to evaluate community homes and report to Legislative Assembly on or before date of convening of 2015 regular session.**

**Appropriates moneys to department to establish community homes.**

**Sunsets June 30, 2015.**

**Declares emergency, effective on passage.**

**A BILL FOR AN ACT**

1  
2 Relating to placement of children in custody of the Department of Human Services; appropriating  
3 money; and declaring an emergency.

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

5 **SECTION 1. The Legislative Assembly finds that:**

6 **(1) The community home model for placement of children and wards who are in the legal**  
7 **custody of the Department of Human Services is a viable and compelling alternative place-**  
8 **ment option to traditional foster care placements; and**

9 **(2) Pilot projects to establish up to three community homes that will implement the**  
10 **community home model throughout this state will provide the department with the oppor-**  
11 **tunity to evaluate the success and effectiveness of the community home model as an alter-**  
12 **native placement option for children and wards in the legal custody of the department.**

13 **SECTION 2. (1) As used in sections 1 and 2 of this 2013 Act:**

14 **(a) "Community home" means a facility that implements and utilizes the community**  
15 **home model for the placement of children and wards in the legal custody of the department.**

16 **(b) "Community home model" means a model for placement of a child or ward who is in**  
17 **the legal custody of the Department of Human Services in a community home with other**  
18 **children and wards, where the foster parent for the child or ward comes to the community**  
19 **home to provide foster parent services and in which the child or ward and the foster parent**  
20 **for the child or ward may receive one or more of the following services:**

**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 (A) Mentoring;
- 2 (B) Tutoring;
- 3 (C) One-on-one supervision;
- 4 (D) Respite care;
- 5 (E) Assistance in locating immediate and extended family members;
- 6 (F) 24-hour, daily on-call caregiver support;
- 7 (G) Skill building;
- 8 (H) Counseling;
- 9 (I) Parent education and training;
- 10 (J) Foster parent education and training;
- 11 (K) Assistance in establishing support systems with neighbors; and
- 12 (L) Family-centered interventions, including but not limited to drug, alcohol and mental
- 13 health treatment.

14 (2) The department shall establish up to three community homes to implement the  
15 community home model in this state for children and wards who have been placed in the  
16 legal custody of the department for care, placement and supervision under ORS 419B.337.

17 (3) The department may contract with one or more nonprofit entities to establish and  
18 implement the community homes and provide the community home model services required.

19 (4) The department shall study and perform an evaluation of the community homes es-  
20 tablished, and the community home model implemented, under subsection (2) of this section.  
21 The evaluation shall include but not be limited to a comparison of placement outcomes for  
22 children and wards in the community homes as compared to children and wards in tradi-  
23 tional foster homes, including but not limited to the following:

- 24 (a) The length of time a child or ward remains in a community home;
- 25 (b) The impact on a child's or ward's educational achievement and success;
- 26 (c) Emotional and social stability factors for children, wards and foster parents; and
- 27 (d) Factors that would impact the ability to replicate the community home model
- 28 throughout this state.

29 (5)(a) The department and a nonprofit entity with which the department has contracted  
30 under this section may solicit and accept gifts, grants and donations from public and private  
31 sources to further the purposes of this section.

32 (b) Moneys obtained by a nonprofit entity pursuant to solicitation and acceptance of gifts,  
33 grants and donations by the nonprofit entity may be maintained, controlled and used for any  
34 purpose deemed appropriate by the nonprofit entity to further the purposes of this section  
35 without informing or obtaining the consent and approval of the department to receive and  
36 use the moneys.

37 (c) The department may use any available state and federal funds that the department  
38 deems appropriate to implement the provisions of this section.

39 (6) The department may adopt rules to implement the provisions of this section.

40 **SECTION 3.** The Department of Human Services shall prepare and submit a report to the  
41 standing and interim committees of the Legislative Assembly that have authority over the  
42 subject areas of child welfare and juvenile dependency on or before the date of the convening  
43 of the 2015 regular session of the Legislative Assembly as specified in ORS 171.010.

44 **SECTION 4.** In addition to and not in lieu of any other appropriation, there is appropri-  
45 ated to the Department of Human Services, for the biennium beginning July 1, 2013, out of

1 the General Fund, the amount of \$120,000, which may be expended for the purposes of im-  
2 plementing section 2 of this 2013 Act.

3 **SECTION 5.** Section 2 of this 2013 Act applies to children or wards who are in the legal  
4 custody of the Department of Human Services for care, placement and supervision before,  
5 on or after the effective date of this 2013 Act.

6 **SECTION 6.** Sections 1 and 2 of this 2013 Act are repealed on June 30, 2015.

7 **SECTION 7.** This 2013 Act being necessary for the immediate preservation of the public  
8 peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect  
9 on its passage.

10