

## HOUSE AMENDMENTS TO HOUSE BILL 2889

By COMMITTEE ON HUMAN SERVICES AND HOUSING

April 10

1 On page 1 of the printed bill, delete lines 15 through 20 and insert:

2 “(2)(a) Except as provided in subsection (7) of this section, the Department of Human Services,  
3 a child-caring agency licensed by the department under ORS 418.215 to provide care or services to  
4 a child in foster care and a person certified to maintain a foster home under ORS 418.625 to 418.645  
5 shall, in accordance with rules adopted by the department, ensure that a child, upon reaching 12  
6 years of age, for whom the department, agency or foster home has provided care or services for a  
7 minimum of six consecutive months:

8 “(A) Is entitled to, upon request, establish a savings account at a financial institution as defined  
9 in ORS 706.008; and

10 “(B) Receives appropriate assistance to establish the savings account.

11 “(b) Nothing in this subsection authorizes the department, agency or foster parent to require  
12 that a financial institution establish an account for a child.”.

13 In line 21, after “law” insert “and except as provided in subsections (6) and (7) of this  
14 section”.

15 On page 2, delete lines 2 through 7 and insert:

16 “(5) Except as provided in subsections (6) and (7) of this section, the parent, guardian, foster  
17 parent or other person having legal custody of the child shall not be entitled to be an account  
18 holder on a savings account created under this section, or to have access to information about or  
19 moneys in the account, without the written authorization of the child who established the account.  
20 The child’s signature on account documents that make the parent, guardian, foster parent or other  
21 person having legal custody of the child an account holder on the account or that grant the parent,  
22 guardian, foster parent or other person having legal custody of the child the right to have access  
23 to information about or moneys in the account, constitutes written authorization as required by this  
24 subsection. A financial institution may rely on, and is not required to inquire about or investigate  
25 the circumstances surrounding, the child’s signature on account documents to authorize access to  
26 information about and moneys in the child’s account.

27 “(6) The Department of Human Services is entitled to monitor use of moneys in a child’s account  
28 established under this section when required to ensure continuation of receipt of state and federal  
29 benefits received by or on behalf of the child. The department shall adopt rules setting forth methods  
30 by which the department may monitor use of moneys in a child’s account for this purpose.

31 “(7) The Department of Human Services shall encourage a child who is otherwise subject to the  
32 provisions of this section and who has been determined by the department to be eligible for services  
33 for persons with intellectual or other developmental disabilities to establish a savings account under  
34 this section, unless the department determines it is not in the child’s best interests to establish such  
35 an account.”.

