

House Bill 3364

Sponsored by Representatives PILUSO, SANCHEZ

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 **as introduced**.

Permits payment of up to \$3,000 in emergency assistance over consecutive 12-month period on behalf of child whose parent is victim of domestic violence or at risk for domestic violence.

A BILL FOR AN ACT

1
2 Relating to aid to domestic violence survivors; creating new provisions; and amending ORS 411.117.

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

4 **SECTION 1.** ORS 411.117 is amended to read:

5 411.117. (1) The Department of Human Services shall:

6 (a) Identify applicants for and recipients of assistance under the temporary assistance for needy
7 families program who are currently victims of domestic violence, have been victims of domestic vi-
8 olence or are at risk of victimization by domestic violence.

9 (b) Ensure that appropriate individuals on the local level who provide assistance to domestic
10 violence victims participate in individualized case management with the department.

11 (c) Refer individuals identified under this subsection to appropriate counseling and support ser-
12 vices.

13 (d) Waive or modify any temporary assistance for needy families program requirements that may
14 make it more difficult for individuals identified under this subsection to escape domestic violence
15 or place those individuals at risk of further or future domestic violence, including but not limited
16 to:

17 (A) Time limits on receipt of benefits;

18 (B) Work requirements;

19 (C) Paternity establishment and child support cooperation requirements;

20 (D) Residency requirements;

21 (E) Family cap provisions; and

22 (F) Penalties for failure to comply with a program requirement.

23 (e) Maintain emergency assistance eligibility and payment limits for victims of domestic violence
24 or persons at risk of victimization by domestic violence identified under this section at no less than
25 [*the levels in effect on January 1, 1997*] **\$3,000 for a consecutive 12-month period.**

26 (f) Allow eligibility for temporary assistance for needy families for persons identified under this
27 section as victims of domestic violence or persons identified as at risk of victimization by domestic
28 violence who would otherwise be eligible except for the fact that they are noncitizens.

29 (2) All information received by the department in identifying the individuals described in sub-
30 section (1) of this section shall remain confidential.

31 (3) For purposes of this section, "domestic violence" means the occurrence of one or more of the

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 following acts between family members, intimate partners or household members:

2 (a) Attempting to cause or intentionally, knowingly or recklessly causing physical injury or
3 emotional, mental or verbal abuse;

4 (b) Intentionally, knowingly or recklessly placing another in fear of imminent serious physical
5 injury;

6 (c) Committing sexual abuse in any degree as defined in ORS 163.415, 163.425 and 163.427; or

7 (d) Using coercive or controlling behavior.

8 **SECTION 2. ORS 411.117 is added to and made a part of ORS 412.001 to 412.161.**

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