

A-Engrossed
Senate Bill 101

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

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Governor Kate Brown for Department of Human 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.

Authorizes child abuse investigation [*or interview of child who is subject of child abuse report*] on [*private as well as public*] school premises. [*Provides that parental notification is required prior to or following investigation or interview unless notification would compromise child's safety.*]

Provides that Department of Human Services or law enforcement agency is not required to reveal information about investigation to school as condition of conducting investigation.

Prohibits school administrator or school staff member from notifying any person other than department or law enforcement agency of investigation and from disclosing information obtained during investigation.

A BILL FOR AN ACT

Relating to child abuse investigations; amending ORS 419B.045.

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

SECTION 1. ORS 419B.045 is amended to read:

419B.045. If an investigation of a report of child abuse is conducted on [*public*] school premises, the school administrator shall first be notified that the investigation is to take place, unless the school administrator is a subject of the investigation. **The Department of Human Services or the law enforcement agency conducting the investigation is not required to reveal information about the investigation to the school as a condition of conducting the investigation.** The school administrator or a school staff member designated by the administrator may, at the investigator's discretion, be present to facilitate the investigation. The [*Department of Human Services or the law enforcement agency making the investigation*] **investigator** shall be advised **by a school administrator or a school staff member** of [*the*] a child's disabling conditions, if any, prior to any interview with the [*affected*] child. A school administrator or **school** staff member [*is not authorized to reveal anything that transpires*] **shall not notify any person other than the department or law enforcement agency of an investigation described in this section and may not disclose any information obtained** during an investigation [*in which the administrator or staff member participates*], nor shall the information become part of the child's school records. The school administrator or **school** staff member may testify at any subsequent [*trial*] **court proceeding** resulting from the investigation and may be interviewed by the respective litigants prior to any such [*trial*] **court proceeding.**

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.