

## HOUSE AMENDMENTS TO B-ENGROSSED SENATE BILL 101

By COMMITTEE ON HUMAN SERVICES AND HOUSING

May 31

1 On page 1 of the printed B-engrossed bill, delete lines 4 through 23 and delete page 2 and insert:

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

3 “419B.045. (1) If an investigation of a report of child abuse is conducted on [*public*] school  
4 premises, the school administrator shall first be notified that the investigation is to take place, un-  
5 less the school administrator is a subject of the investigation. **The Department of Human Services**  
6 **or the law enforcement agency conducting the investigation is not required to reveal infor-**  
7 **mation about the investigation to the school as a condition of conducting the investigation.**  
8 The school administrator or a school staff member designated by the administrator may, at the  
9 investigator’s discretion, be present to facilitate the investigation. The [*Department of Human Ser-*  
10 *vices or the law enforcement agency making the investigation*] **investigator** shall be advised **by a**  
11 **school administrator or a school staff member** of [*the*] a child’s disabling conditions, if any, prior  
12 to any interview with the [*affected*] child. A school administrator or **school** staff member [*is not*  
13 *authorized to reveal anything that transpires*] **may not notify any person, including a child’s**  
14 **parents or guardian, other than the department or law enforcement agency of an investi-**  
15 **gation described in this section and may not disclose any information obtained** during an in-  
16 vestigation [*in which the administrator or staff member participates*], nor shall the information  
17 become part of the child’s school records. The school administrator or **school** staff member may  
18 testify at any subsequent [*trial resulting from*] **court proceeding relating to** the investigation and  
19 may be interviewed by the respective litigants prior to any [*such trial*] **court proceeding.**

20 “(2) **A school district, school administrator or school staff member may not be held liable**  
21 **for civil damages as a result of compliance with the notification and disclosure prohibitions**  
22 **in subsection (1) of this section.**

23 “(3) **Subsections (1) and (2) of this section apply solely to an investigation that involves**  
24 **an interview of the suspected victim in the report of child abuse or witnesses and do not**  
25 **apply to an investigation or interview of a person who is suspected of having committed the**  
26 **abuse that is the subject of the report.**

27 “**SECTION 2.** This 2017 Act being necessary for the immediate preservation of the public  
28 peace, health and safety, an emergency is declared to exist, and this 2017 Act takes effect  
29 on its passage.”.

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