

# B-Engrossed Senate Bill 241

Ordered by the House May 31  
Including Senate Amendments dated April 24 and House Amendments  
dated May 31

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 Senate Interim Committee on Human Services and Early Childhood)

## 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.

Directs Department of Corrections, **in cooperation with existing public body**, to [*assign implementation of*] **develop guidelines for using** bill of rights of children of incarcerated parents [*to existing public body*] **in policy and procedure decisions that impact incarcerated individuals with children**. Establishes list of essential rights that bill of rights must include.

## A BILL FOR AN ACT

1  
2 Relating to children of incarcerated parents.

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

4 **SECTION 1. (1) The Department of Corrections shall, in cooperation with an existing**  
5 **public body, develop:**

6 (a) **Guidelines using the bill of rights described in subsection (2) of this section as a set**  
7 **of guiding principles for policy and procedure decisions that impact incarcerated individuals**  
8 **with children; and**

9 (b) **Policy and funding recommendations with partners that adhere to those guidelines.**

10 (2) **The bill of rights of children of incarcerated parents described in this section must**  
11 **recognize that each child of an incarcerated parent has certain essential rights, including**  
12 **but not limited to the following:**

13 (a) **To be protected from additional trauma at the time of parental arrest.**

14 (b) **To be informed of the arrest in an age-appropriate manner.**

15 (c) **To be heard and respected by decision makers when decisions are made about the**  
16 **child.**

17 (d) **To be considered when decisions are made about the child's parent.**

18 (e) **To be cared for in the absence of the child's parent in a way that prioritizes the**  
19 **child's physical, mental and emotional needs.**

20 (f) **To speak with, see and touch the incarcerated parent.**

21 (g) **To be informed about local services and programs that can provide support to the**  
22 **child as the child deals with the parent's incarceration.**

23 (h) **To not be judged, labeled or blamed for the parent's incarceration.**

24 (i) **To have a lifelong relationship with the incarcerated parent.**  
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**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.