

A-Engrossed
Senate Bill 948

Ordered by the Senate April 14
Including Senate Amendments dated April 14

Sponsored by COMMITTEE ON 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.

Prohibits [*employment by publicly funded*] residential facility [*of*] **from employing, in publicly funded position**, individual found to have committed type of abuse that is disqualifying under rules adopted by Department of Human Services.

A BILL FOR AN ACT

1
2 Relating to employment in a residential facility.

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

4 **SECTION 1. (1) As used in this section:**

5 (a) **"Abuse" has the meaning given that term in ORS 430.735.**

6 (b) **"Facility" means:**

7 (A) **A residential training facility as defined in ORS 443.400; or**

8 (B) **A residential training home as defined in ORS 443.400.**

9 (c) **"Subject individual" has the meaning given that term in ORS 181A.195.**

10 (2) **The Department of Human Services shall adopt rules to specify the types of abuse**
11 **that disqualify a subject individual from working at a facility and the subject individuals as-**
12 **sociated with a facility to whom the disqualification may apply.**

13 (3) **Notwithstanding any other provision of law, if the department substantiates**
14 **allegations of abuse specified under subsection (2) of this section, the subject individual found**
15 **to have committed the abuse may not be hired or retained as an employee at a facility in a**
16 **position that is funded in whole or in part by public funds.**

17 (4) **A subject individual found to have committed a type of abuse specified by the de-**
18 **partment under subsection (2) of this section is not entitled to a fitness determination under**
19 **ORS 181A.195.**

20 **SECTION 2. Section 1 of this 2017 Act applies to subject individuals who are hired by a**
21 **facility on or after the effective date of this 2017 Act.**

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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.