

## HB 4112 A STAFF MEASURE SUMMARY

### House Committee On Human Services and Housing

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**Action Date:** 02/10/20

**Action:** Do pass with amendments and be referred to Ways and Means by prior reference.  
(Printed A-Eng.)

**Vote:** 9-0-0-0

**Yeas:** 9 - Helt, Keny-Guyer, Meek, Mitchell, Noble, Sanchez, Schouten, Williams, Zika

**Fiscal:** Fiscal impact issued

**Revenue:** No revenue impact

**Prepared By:** James Leyba, LPRO Analyst

**Meeting Dates:** 2/3, 2/10

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#### WHAT THE MEASURE DOES:

Establishes the Child Abuse Assessment Account within the State Treasury with funds appropriated to the Department of Justice (DOJ) for the purpose of funding children advocacy centers (CACs). Directs interest earned by the account be credited to the account. Directs the administrator of the Child Abuse Multidisciplinary Intervention Program (Program) to develop and administer a grant program, that is separate from the Child Abuse Multidisciplinary Intervention grant program described in ORS 418.746. Directs the Program to allocate money from the Child Abuse Assessment Account to eligible CACs, utilizing an equitable distribution formula that considers the size of each children's advocacy center's service area and the costs of equitably providing services to all victims within that area. Prohibits this money from being used as replacement revenues for previously allocated funds. Establishes the Criminal Injuries Compensation Account. Authorizes appropriation for use by DOJ. Clarifies circumstances when DOJ is authorized to make payments for medical services when child sexual abuse or child physical abuse by an adult is suspected, but a finding of abuse is not made. Limits amount that a CAC may charge for medical services. Dictates that the relevant payments may be made for services provided by children's advocacy centers before, on, or after the bill becomes law. Appropriates \$3 million from General Fund to DOJ for deposit into the Child Abuse Assessment Account. Directs the University of Oregon to conduct a child abuse prevalence study and to submit a report to the interim committees of the Legislative Assembly related to human services every even-numbered year by September 15, beginning September 15, 2022. Clarifies that moneys distributed by the Higher Education Coordinating Commission to implement the University of Oregon child abuse prevalence study may be used to pay the university for facilities and administrative costs directly related to the study. Appropriates to the Higher Education Coordinating Commission \$700,000 from General Fund for the study. Appropriates an unspecified amount to the Department of Education to develop curricula for Erin's Law training and other instruction related to child safety. Declares emergency, effective on passage.

#### ISSUES DISCUSSED:

- State funding accounts for 17 percent of Child Abuse Multidisciplinary Intervention Program revenue
- Education Department staffing levels
- Lack of data on child abuse to track prevention and service effectiveness
- Trauma-informed care
- House Bill 3180 (2019)

#### EFFECT OF AMENDMENT:

Establishes the Criminal Injuries Compensation Account. Authorizes appropriation for use by Department of Justice (DOJ). Clarifies circumstances when DOJ is authorized to make payments for medical services when child sexual abuse or child physical abuse by an adult is suspected, but a finding of abuse is not made. Limits amount

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that a children's advocacy center may charge for medical services. Dictates that the relevant payments may be made for services provided by children's advocacy centers before, on, or after the bill becomes law. Clarifies that the moneys distributed by the Higher Education Coordinating Commission to implement the University of Oregon child abuse prevalence study may be used to pay the university for facilities and administrative costs that are directly related to the study.

### **BACKGROUND:**

The Child Abuse Multidisciplinary Intervention (CAMI) Account is the primary source of state funding for the state's intervention, assessment, and investigation of child abuse.

State law requires CAMI funds (which are grant funds) be distributed through multidisciplinary teams (MDTs). MDTs are established in each county under the local district attorney. CAMI funds are also distributed directly to nonprofit child abuse intervention centers to provide specialized regional assistance to the MDTs.

In 2015, the Oregon legislature passed Senate Bill 856, also known as Erin's Law, that established child sexual abuse prevention instruction requirements for kindergarten through grade 12.

In 2017, school district boards were mandated to adopt educational programs to teach children how to recognize, escape, and report sexual abuse (ORS 336.059). In the same year, the Center for School Safety Account was established within the General Fund, which earmarks moneys to conduct research on and evaluate programs related to school and community safety (ORS 339.336).

House Bill 4112-A establishes the Child Abuse Assessment Account and appropriates \$3 million for the account, directs the University of Oregon to conduct a child abuse prevalence study and provides \$700,000 for the study, and appropriates an unspecified amount to the Department of Education to develop curricula for Erin's Law training.