HOUSE AMENDMENTS TO
HOUSE BILL 4112

By COMMITTEE ON HUMAN SERVICES AND HOUSING

February 12

On page 1 of the printed bill, line 2, delete “147.105” and insert “147.225”.

On page 5, delete lines 11 through 45.

On page 6, delete lines 1 through 31 and insert:

“SECTION 7. ORS 147.225 is amended to read:

“147.225. There is established the Criminal Injuries Compensation Account. All moneys in the account are continuously appropriated for and may be used by the Department of Justice for the purposes authorized in ORS 147.005 to 147.367, 147.390 and 147.397.

SECTION 8. ORS 147.390 is amended to read:

“(1) Notwithstanding that a child is not a victim under ORS 147.015 (1)(a), in cases of suspected child sexual abuse as described in ORS 419B.005 (1)(a)(C), (D) or (E), or child physical abuse by an adult or caretaker as otherwise described in ORS 419B.005 (1)(a)(A), compensation may be made on behalf of the child for services provided by a children’s advocacy center, including a child abuse assessment, a medical assessment or a forensic interview, if:

(a) The expenses are actually paid or incurred by the applicant; and

(b) A claim is filed on behalf of the child in the manner provided in ORS 147.015.

“(2) The Department of Justice may pay compensation for child abuse assessments or medical assessments required by ORS 419B.023 regardless of whether a finding of abuse is made and only if other insurance is unavailable. If the department pays compensation, the department shall pay the compensation directly to the provider of the services. The medical fee schedules for payment under this section shall be the schedules adopted under ORS 147.035.

“(1) In cases of suspected child sexual abuse as described in ORS 419B.005 (1)(a)(C), (D) or (E), or child physical abuse by an adult or caretaker as otherwise described in ORS 419B.005 (1)(a)(A), the Department of Justice may pay for medical services provided by a children’s advocacy center, including child abuse assessments, medical assessments and forensic interviews required under ORS 419B.023. Payments under this section may be made regardless of whether a finding of abuse is made. The department shall make payments under this section directly to the children’s advocacy center.

“(2) A children’s advocacy center may not charge the department more for medical services than the maximum amounts established in the medical fee schedules adopted under ORS 147.035.

“(3) As used in this section, ‘child abuse assessment,’ ‘children’s advocacy center,’ ‘forensic interview’ and ‘medical assessment’ have the meanings given those terms in ORS 418.782.”.

On page 7, after line 4, insert:

“SECTION 10b. The amendments to ORS 147.225 and 147.390 by sections 7 and 8 of this 2020 Act apply to payments for services provided by children’s advocacy centers before, on
or after the effective date of this 2020 Act.”.

In line 19, after “costs” insert “not directly related to the Oregon child abuse prevalence study described in section 11 of this 2020 Act”.

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