

HB 4112-1  
(LC 56)  
1/31/20 (LAS/ps)

Requested by Representative WILLIAMS (at the request of Department of Justice)

**PROPOSED AMENDMENTS TO  
HOUSE BILL 4112**

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

3 On page 5, delete lines 11 through 45.

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

5 **“SECTION 7.** ORS 147.225 is amended to read:

6 “147.225. There is established the Criminal Injuries Compensation Ac-  
7 count. All moneys in the account are continuously appropriated for and may  
8 be used by the Department of Justice for the purposes authorized in ORS  
9 147.005 to 147.367, **147.390** and 147.397.

10 **“SECTION 8.** ORS 147.390 is amended to read:

11 “147.390. *[(1) Notwithstanding that a child is not a victim under ORS*  
12 *147.015 (1)(a), in cases of suspected child sexual abuse as described in ORS*  
13 *419B.005 (1)(a)(C), (D) or (E), or child physical abuse by an adult or caretaker*  
14 *as otherwise described in ORS 419B.005 (1)(a)(A), compensation may be made*  
15 *on behalf of the child for services provided by a children’s advocacy center,*  
16 *including a child abuse assessment, a medical assessment or a forensic inter-*  
17 *view, if:]*

18 “[*(a) The expenses are actually paid or incurred by the applicant; and]*”

19 “[*(b) A claim is filed on behalf of the child in the manner provided in ORS*  
20 *147.015.]*”

21 “[*(2) The Department of Justice may pay compensation for child abuse as-*”

1 *sessments or medical assessments required by ORS 419B.023 regardless of*  
2 *whether a finding of abuse is made and only if other insurance is unavailable.*  
3 *If the department pays compensation, the department shall pay the compen-*  
4 *sation directly to the provider of the services. The medical fee schedules for*  
5 *payment under this section shall be the schedules adopted under ORS*  
6 *147.035.]*

7 **“(1) In cases of suspected child sexual abuse as described in ORS**  
8 **419B.005 (1)(a)(C), (D) or (E), or child physical abuse by an adult or**  
9 **caretaker as otherwise described in ORS 419B.005 (1)(a)(A), the De-**  
10 **partment of Justice may pay for medical services provided by a**  
11 **children’s advocacy center, including child abuse assessments, medical**  
12 **assessments and forensic interviews required under ORS 419B.023.**  
13 **Payments under this section may be made regardless of whether a**  
14 **finding of abuse is made. The department shall make payments under**  
15 **this section directly to the children’s advocacy center.**

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

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

22 On page 7, after line 4, insert:

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

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