

HB 4112-3
(LC 56)
2/11/20 (LAS/cpa/ps)

Requested by HOUSE COMMITTEE ON HUMAN SERVICES AND HOUSING (at the request of
Representative Alissa Keny-Guyer)

**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.”.**

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

29