

SB 790 Investigation Quarterly Report

April 4, 2024

Oregon Department of Human Services

Legislative Report
Oregon Department of Human Services
SB 790 Investigation Quarterly Report
to Interim Legislative Committees on Child Welfare
Reporting period: October 1, 2023 to December 31, 2023

Executive Summary

Senate Bill 790 (2023) expands the definition of abuse under ORS 419B.005 to include:

- (K) The restraint or seclusion of a child in violation of ORS 339.285, 339.288, 339.291, 339.303 or 339.308;
- (L) The infliction of corporal punishment on a child in violation of ORS 339.250 (9).

The bill also directs Oregon Department of Human Services (ODHS) to submit a quarterly report to the interim legislative committees on child welfare. The quarterly reports are for the purposes of legislative and public review and oversight of the quality and safety of education providers.

Information provided in this report contains:

- The name of the education provider where the department conducted the investigation;
- The approximate date the abuse occurred;
- The nature of the abuse and a brief narrative description of the abuse that occurred; and
- Whether a reportable injury, sexual abuse or death resulted from the abuse.

Investigations and Substantiated Allegations

Time Period: EDU Abuse Reports Closed from October 1, 2023 through December 31, 2023

Summary: 3 OTIS investigations with 3 substantiated allegations

Note:

- Section 13 directs this bill applies to incidents occurring on or after July 1, 2023, therefore any incidents occurring prior to that date are not included in this report.
- The data for Q3 2023 was reviewed and contained no allegations subject to SB 790.
- The outcome of the following reports could change upon appeal.

1			
Report/ Allegation	Provider	Incident Date	Date Report Received
EDU230119A	Free Orchards Elementary School	09/2023	9/11/2023
Nature of Abuse and Brief Narrative: One allegation of Wrongful Restraint was founded against a school personnel as the school personnel used a restraint that involved the intentional and nonincidental		Did physical injury, sexual abuse or death result?	

use of a solid object (wall) to impede the student's movement. The school personnel used a gym mat to hold the student against the wall. Additionally, a restraint was not necessary to prevent an imminent, life-threatening injury.			
Wrongful Restraint		No	
2			
Report/ Allegation	Provider	Incident Date	Date Report Received
EDU230123A	Wheatley School	09/13/2023	09/19/2023
Nature of Abuse and Brief Narrative: One allegation of Wrongful Restraint was founded against a school personnel as the school personnel attempted to restrain a student in the back of a cab followed by forcing the student into the seat and holding the student down to buckle the student into the seat.		Did physical injury, sexual abuse or death result?	
Wrongful Restraint		No	
3			
Report/ Allegation	Provider	Incident Date	Date Report Received
EDU230139A	Fullerton IV Elementary School	10/9/2023	10/12/2023
Nature of Abuse and Brief Narrative: One allegation of Corporal Punishment was founded against a school personnel after the school personnel responded to being slapped in face by a student by slapping the student in the face.		Did physical injury, sexual abuse or death result?	
Corporal Punishment		No	



For additional information:

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