



Office of Training Investigations and Safety Overview

Senate Committee on Human Services
January 30, 2023

Dave Manley, OTIS Interim Director

Our Purpose

We ensure safety and protection to vulnerable individuals who receive mental health, developmental disability or children's services, including:

- Adults and children with intellectual/developmental disabilities;
- Adults with mental illness;
- Adults with substance abuse disorder (SUD) in residential settings;
- Children in Child Caring Agencies;
- 24-hour group homes for children with intellectual/developmental disabilities;
- Host homes licensed by the Office of Developmental Disabilities Services (ODDS);
- Resource homes licensed by ODDS and the Oregon Youth Authority (OYA);
- Children in schools;
- Children in daycares
- Children in 3rd party settings (non-familial)

OTIS' Four Units



Investigations
Screens and investigates reports of abuse



Child Caring Agency Licensure Program
Licenses and regulates Child Caring Agencies



Training
For county Behavioral Health and Intellectual/Developmental Disability investigators



Hearings
Conducts contested case hearings in front of an Administrative Law Judge

Types of investigations

Founded/substantiated are reported to the Background Check Unit (BCU.)

Allegations of physical abuse, sexual abuse, financial exploitation, verbal abuse, neglect and wrongful restraint.



Investigations

Implement required protective services

Conducts investigations under ORS 430, 418, 419b for adult and child abuse investigations

Third Party Child Abuse Investigations (ORS 419b)

Third party child abuse is when a child is abused by a perpetrator external to the family. Examples of 3rd party perpetrators OTIS has investigated include:

- Recreational Program Staff
- Neighbors
- Coaches
- Family Friends
- Medical Professionals
- Clergy and Church Volunteers
- Scout leaders
- Camp Volunteers
- Therapists, Counselors, Correctional Staff.

Daycare Investigations (ORS 419b)

- Licensed by the State of Oregon;
- Was not licensed but should have been licensed due to the number of children attending;
- Receiving state subsidy



School Investigations (ORS 419b)

Since January 2020, OTIS has **conducted child abuse investigations in Oregon schools** when the perpetrator has been identified as a:

- School employee;
- School volunteer;
- Contractor;
- Agent acting on the school's behalf



Child in Care Abuse Investigations (ORS 418)

- **Child-Caring Agencies (CCA)** are children's programs that include boarding schools, adoption agencies, day treatment agencies, outdoor youth programs, residential care agencies, secure transportation services, foster care agencies, runaway and transitional living shelters.
- **24-hour group homes** for children with Intellectual/Developmental Disabilities (IDD)
- **Host Homes** licensed by the Office of Developmental Disabilities Services (ODDS)
- **Foster care homes** licensed by ODDS or the Oregon Youth Authority (OYA)



Adult Abuse Investigations (ORS 430)

- The Oregon State Hospital
- Stabilization and Crisis Unit
- Residential Substance Use Disorder (SUD) programs
- Community IDD or Behavioral Health when assisting county investigations units.



Abuse Investigation Coordination and Training

Oversight of Behavioral Health and adult IDD investigations conducted in community settings by county investigative units.

Provide guidance, coaching and training to county investigative units.

- 3 IDD Abuse Investigation Coordinators and
- 2 Behavioral Health Coordinators that oversee the county investigations throughout the state.





Due Process and Hearings

Tom van der Veen, OTIS Hearings Team Manager

Due Process

- Respondent receives a “Notice of Abuse Determination”
- Due process is in partnership with the Office of Administrative Hearings.
- Respondents are not obligated to have legal representation, but some do have attorneys.
- The majority of cases ODHS are represented by a “lay representative.” In more legally complex cases ODHS is represented by the Department of Justice.
- If the respondent does not prevail, they have a further due process with the Court of Appeals.

Important Data Regarding Appeals

Respondents who submit a request for Hearing	26%
ODHS is Affirmed in hearing	41%
ODHS concedes	8%
Respondent withdrew	25%
Average number of days between request and completion of process	284

All data is based on 12 months ending November 2022.



Child Caring Agency Licensure

Tom van der Veen, OTIS Children's Care Licensing Program (CCLP) Manager

Children's Care Licensing Program (CCLP) Scope

- 14 full time licensing staff
- 2 full time CCA notification staff
- 88 licensed agencies
- 143 programs
- 9 CCA license types:
 - Academic Boarding Schools
 - Adoption Agencies
 - Day Treatment Agencies
 - Foster Care Agencies
 - Homeless, Runaway, and Transitional Living Shelters
 - Outdoor Youth Programs
 - Residential Care Agencies
 - Secure Transportation Services
 - Therapeutic Boarding Schools

CCA Licensing

- License duration is 2 years – renewal requires a comprehensive on-site review.
- Unannounced on-site inspections occur at least annually where required by statute (ORS 418.255 (2)).
- Additional unannounced visits occur as needed and as resources allow.
- Respond to abuse investigations, complaints, and other reports.
- Coordination and communication with CCAs and other regulatory partners as applicable.

CCA Regulatory Tools

- Reports of rule violations
- Formal corrective actions
- Licensing conditions
- Civil penalties
- Suspensions
- Revocations
- Denial of license renewal





The seal of the State of Oregon is a large, circular emblem in the background. It features an eagle with wings spread at the top, a ship on the water in the middle, and a plow at the bottom. The text "STATE OF OREGON" is written around the top inner edge, and "1859" is at the bottom. A banner across the middle reads "THE UNION".

Thank You
