

**Enrolled**  
**House Bill 3256**

Sponsored by Representative REYNOLDS (at the request of Department of Human Services)

CHAPTER .....

AN ACT

Relating to developmental disability child foster homes; creating new provisions; and amending ORS 443.830.

**Be It Enacted by the People of the State of Oregon:**

**SECTION 1.** (1) As used in this section:

(a) **“Child” means a person:**

(A) **For whom developmental disability services are planned and provided;**

(B) **Who resides in a developmental disability child foster home; and**

(C) **Whose needs, as determined by the child’s individual support plan team, are best met if services are provided in a developmental disability child foster home.**

(b) **“Developmental disability child foster home” has the meaning given that term in ORS 443.830.**

(c) **“Developmental disability services” has the meaning given that term in ORS 427.101.**

(d) **“Individual support plan team” has the meaning given that term in ORS 443.830.**

(2) **A child residing in a developmental disability child foster home may not be attended by the child’s parent or guardian without the approval of the Department of Human Services.**

(3) **A child residing in a developmental disability child foster home who attains 18 years of age and is under 26 years of age may continue to reside in the developmental disability child foster home in which the child resides, if approved by the department.**

(4) **The department shall adopt by rule standards for granting approvals under subsections (2) and (3) of this section.**

**SECTION 2.** ORS 443.830 is amended to read:

443.830. As used in this section and ORS 443.835:

(1) **“Child” means a person for whom developmental disability services are planned and provided and who is:**

(a) **Under 18 years of age; or**

(b) **At least 18 years of age but less than 22 years of age and resides in a developmental disability child foster home and whose needs, as determined by the **child’s** individual support plan team, are best met if services are provided in a developmental disability child foster home.**

(2) **“Department” means the Department of Human Services.**

(3)(a) **“Developmental disability child foster home” means any home maintained by a person who has under the care of the person, in the home, a child found eligible for developmental disability services for the purpose of providing the child with supervision, food and lodging. The child must be unrelated to the person by blood, [or] marriage **or adoption** [and be unattended by the child’s parent or guardian].**

(b) "Developmental disability child foster home" does not include:  
(A) A boarding school that is essentially and primarily engaged in educational work;  
(B) A home in which a child is provided with room and board by a school district board; or  
(C) A foster home under the direct supervision of a child-caring agency as that term is defined in ORS 418.205.

(4) "Developmental disability services" has the meaning given that term in ORS 427.101.

[4] (5) "Individual support plan team" means a team composed of the child, the child's parent or guardian, the community mental health program representative and representatives of all current service providers that develops a written plan of services covering a 12-month period for a child.

**Passed by House April 10, 2023**

.....  
Timothy G. Sekerak, Chief Clerk of House

.....  
Dan Rayfield, Speaker of House

**Passed by Senate June 22, 2023**

.....  
Rob Wagner, President of Senate

**Received by Governor:**

.....M,....., 2023

**Approved:**

.....M,....., 2023

.....  
Tina Kotek, Governor

**Filed in Office of Secretary of State:**

.....M,....., 2023

.....  
Secretary of State