

Requested by Representative WALLAN

**PROPOSED AMENDMENTS TO
HOUSE BILL 2479**

1 On page 1 of the printed bill, line 2, after the first semicolon delete the
2 rest of the line and insert “and de-”.

3 Delete lines 5 through 30 and delete page 2 and insert:

4 **“SECTION 1. Section 2 of this 2023 Act is added to and made a part**
5 **of ORS 418.746 to 418.796.**

6 **“SECTION 2. (1) If a children’s advocacy center provides evidence**
7 **that it is a member in good standing of, or is actively working towards**
8 **accreditation by, a national organization that provides accreditation**
9 **based on nationally recognized standards and on evidence-based**
10 **measures, an employee or designated agent of the children’s advocacy**
11 **center who is participating in good faith in a child abuse assessment**
12 **and who has reasonable grounds for that participation and for the**
13 **conclusions or diagnoses made in that assessment shall have immu-**
14 **nity:**

15 **“(a) From any civil liability that might otherwise be incurred or**
16 **imposed with respect to participating in the assessment; and**

17 **“(b) With respect to participating in any judicial proceeding result-**
18 **ing from the assessment.**

19 **“(2) A children’s advocacy center shall have the same immunity**
20 **from any civil liability that might otherwise be incurred with respect**
21 **to its employees’ or designated agents’ participation in a child abuse**

1 assessment as described in subsection (1) of this section.

2 “(3) Nothing in this section provides a children’s advocacy center
3 with immunity from liability for discrimination by its employees or
4 designated agents if the discrimination is on the basis of a protected
5 class, as defined in ORS 652.210 (6).

6 “(4) Nothing in this section may be construed to limit or otherwise
7 affect the liability of any person for damages resulting from the
8 person’s:

9 “(a) Gross negligence;

10 “(b) Reckless, wanton or intentional misconduct;

11 “(c) Abuse or neglect of the child who is the subject of the child
12 abuse assessment; or

13 “(d) Medical malpractice.

14 “(5) As used in this section, ‘designated agent’ means a person
15 contracted by a children’s advocacy center to conduct child abuse as-
16 sessments.

17 **“SECTION 3. Section 2 of this 2023 Act applies to acts occurring on
18 or after the effective date of this 2023 Act.**

19 **“SECTION 4. This 2023 Act being necessary for the immediate
20 preservation of the public peace, health and safety, an emergency is
21 declared to exist, and this 2023 Act takes effect on its passage.”.**

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