

House Bill 4058

Introduced and printed pursuant to House Rule 12.00. Presession filed (at the request of House Interim Committee on Early Childhood and Human Services for Representative Annessa Hartman)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act lets DHS place Indian children in another state if certain standards are met. (Flesch Readability Score: 67.5).

Permits the Department of Human Services to place an Indian child in an out-of-state placement without requiring the placement to be licensed by or under contract with the department or to be a qualified residential treatment facility if certain standards are met.

Declares an emergency, effective on passage.

1 A BILL FOR AN ACT

2 Relating to human services; and declaring an emergency.

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

4 **SECTION 1.** **(1) Notwithstanding ORS 418.321 or 418.322, if there is reason to know, as**
5 **described in ORS 419B.636, that a child is an Indian child, the Department of Human Services**
6 **may place the child in an out-of-state placement without requiring the placement to be li-**
7 **censed by or under contract with the department or to be a qualified residential treatment**
8 **program if:**

9 (a) The placement complies with the placement preferences under ORS 419B.654; and

10 (b)(A) The out-of-state placement is a youth regional treatment center operated or
11 funded by the Indian Health Service and serves the needs of Indian children or youth; or

12 (B) The Indian child's tribe has affirmatively requested that the child be placed in the
13 out-of-state placement.

14 (2) As used in this section:

15 (a) "Indian child" has the meaning given that term in ORS 419B.603.

16 (b) "Qualified residential treatment program" means a program described in ORS 418.323.

17 **SECTION 2.** This 2026 Act being necessary for the immediate preservation of the public
18 peace, health and safety, an emergency is declared to exist, and this 2026 Act takes effect
19 on its passage.

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NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in **boldfaced** type.