

HB 4058-3
(LC 236)
2/2/26 (LAS/ps)

Requested by HOUSE COMMITTEE ON EARLY CHILDHOOD AND HUMAN SERVICES (at the request of Representative Annessa Hartman)

**PROPOSED AMENDMENTS TO
HOUSE BILL 4058**

Delete lines 4 to 16 of the printed bill and insert:

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

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

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

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

“(2) ORS 418.321 (1) to (4) or (6) does not apply to the department’s placement of a child in an out-of-state child-caring agency if:

“(a) The placement is for the purpose of placing the child or ward in a relative foster home or preadoptive family placement that has been selected and approved by the department;

“(b) The department retains the sole authority to approve the foster care or preadoptive placement of the child;

1 “(c) The child is not placed in a congregate care residential setting,
2 as defined in ORS 418.322; and

3 “(d) The placement complies with the requirements of the Inter-
4 state Compact on the Placement of Children.

5 “(3) As used in this section:

6 “(a) ‘Child’ has the meaning given that term in ORS 418.205.

7 “(b) ‘Indian child’ has the meaning given that term in ORS 419B.603.

8 “(c) ‘Out-of-state child-caring agency’ means a provider of
9 children’s care or services in a state other than Oregon that would be
10 required to be licensed, certified or otherwise authorized by the de-
11 partment under ORS 418.240 if the provider provided the care or ser-
12 vices in this state.

13 “(d) ‘Qualified residential treatment program’ means a program
14 described in ORS 418.323.”.

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