

HB 4058-5
(LC 236)
2/5/26 (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**

1 Delete lines 4 through 16 of the printed bill and insert:

2 **“SECTION 1. (1) Notwithstanding ORS 418.321 or 418.322, if there is**
3 **reason to know, as described in ORS 419B.636, that a child is an Indian**
4 **child, the Department of Human Services may place the child in an**
5 **out-of-state placement without requiring the placement to be licensed**
6 **by or under a contract with the department or to be a qualified resi-**
7 **dential treatment program if the placement complies with the place-**
8 **ment preferences under ORS 419B.654.**

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

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

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

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

18 **“(d) The placement complies with the requirements of the Inter-**
19 **state Compact on the Placement of Children.**

20 **“(3) As used in this section:**

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

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

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

7 **“(d) ‘Qualified residential treatment program’ means a program**
8 **described in ORS 418.323.”.**

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