

HB 4059-3
(LC 266)
2/11/26 (LAS/ps)

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

**PROPOSED AMENDMENTS TO
HOUSE BILL 4059**

On page 1 of the printed bill, line 2, after “409.185,” insert “418.259,”.

Delete lines 5 through 25 and delete pages 2 through 12 and insert:

“THREATENED HARM

“SECTION 1. ORS 419B.005 is amended to read:

“419B.005. As used in ORS 419B.005 to 419B.050, unless the context requires otherwise:

“(1)(a) ‘Abuse’ means:

“(A) Any assault, as defined in ORS chapter 163, of a child and any physical injury to a child that has been caused by other than accidental means, including any injury that appears to be at variance with the explanation given of the injury.

“(B) Any mental injury to a child, which shall include only cruel or unconscionable acts or statements made, or threatened to be made, to a child if the acts, statements or threats result in severe harm to the child’s psychological, cognitive, emotional or social well-being and functioning.

“(C) Rape of a child, which includes but is not limited to rape, sodomy, unlawful sexual penetration and incest, as those acts are described in ORS chapter 163.

“(D) Sexual abuse[, *as described in ORS chapter 163.*] **of a child or**

1 **placing a child at substantial risk of sexual abuse.**

2 “(E) Sexual exploitation, including but not limited to:

3 “(i) Contributing to the sexual delinquency of a minor, as defined in ORS
4 chapter 163, and any other conduct that allows, employs, authorizes, permits,
5 induces or encourages a child to engage in the performing for people to ob-
6 serve or the photographing, filming, tape recording or other exhibition that,
7 in whole or in part, depicts sexual conduct or contact, as defined in ORS
8 167.002 or described in ORS 163.665 and 163.670, sexual abuse involving a
9 child or rape of a child, but not including any conduct that is part of any
10 investigation conducted pursuant to ORS 419B.020 or that is designed to
11 serve educational or other legitimate purposes; and

12 “(ii) Allowing, permitting, encouraging or hiring a child to engage in
13 prostitution as described in ORS 167.007 or a commercial sex act as defined
14 in ORS 163.266, to purchase sex with a minor as described in ORS 163.413
15 or to engage in commercial sexual solicitation as described in ORS 167.008.

16 “(F) Negligent treatment or maltreatment of a child, including but not
17 limited to the failure to provide adequate food, clothing, shelter or medical
18 care that is likely to endanger the health or welfare of the child.

19 “[*(G) Threatened harm to a child, which means subjecting a child to a*
20 *substantial risk of harm to the child’s health or welfare.*]

21 **“(G) Threatened harm to a child, which means subjecting a child**
22 **to a risk of severe harm to the child’s health or welfare if the harm**
23 **is reasonably likely to occur in the near future.**

24 “(H) Buying or selling a person under 18 years of age as described in ORS
25 163.537.

26 “(I) Permitting a person under 18 years of age to enter or remain in or
27 upon premises where methamphetamines are being manufactured.

28 “(J) Unlawful exposure to a controlled substance, as defined in ORS
29 475.005, or to the unlawful manufacturing of a cannabinoid extract, as de-
30 fined in ORS 475C.009, that subjects a child to a substantial risk of harm to

1 the child's health or safety.

2 “(K) The restraint or seclusion of a child in violation of ORS 339.285,
3 339.288, 339.291, 339.303 or 339.308.

4 “(L) The infliction of corporal punishment on a child in violation of ORS
5 339.250 (9).

6 **“(M) Causing a child to witness:**

7 **“(i) The abuse of the child's sibling or another child in the child's**
8 **household; or**

9 **“(ii) Domestic violence as defined in ORS 135.230 involving the**
10 **child's parent or another person in the child's household.**

11 “(b) ‘Abuse’ does not include reasonable discipline unless the discipline
12 results in one of the conditions described in paragraph (a) of this subsection.

13 “(2) ‘Child’ means an unmarried person who:

14 “(a) Is under 18 years of age; or

15 “(b) Is a child in care, as defined in ORS 418.257.

16 “(3) ‘Higher education institution’ means:

17 “(a) A community college as defined in ORS 341.005;

18 “(b) A public university listed in ORS 352.002;

19 “(c) The Oregon Health and Science University; and

20 “(d) A private institution of higher education located in Oregon.

21 “(4)(a) ‘Investigation’ means a detailed inquiry into or assessment of the
22 safety of a child alleged to have experienced abuse.

23 “(b) ‘Investigation’ does not include screening activities conducted upon
24 the receipt of a report.

25 “(5) ‘Law enforcement agency’ means:

26 “(a) A city or municipal police department.

27 “(b) A county sheriff's office.

28 “(c) The Oregon State Police.

29 “(d) A police department established by a university under ORS 352.121
30 or 353.125.

1 “(e) A county juvenile department.

2 “(6) ‘Public or private official’ means:

3 “(a) Physician or physician associate licensed under ORS chapter 677 or
4 naturopathic physician, including any intern or resident.

5 “(b) Dentist.

6 “(c) School employee, including an employee of a higher education insti-
7 tution.

8 “(d) Licensed practical nurse, registered nurse, nurse practitioner, nurse’s
9 aide, home health aide or employee of an in-home health service.

10 “(e) Employee of the Department of Human Services, Oregon Health Au-
11 thority, Department of Early Learning and Care, Department of Education,
12 Youth Development Division, the Oregon Youth Authority, a local health
13 department, a community mental health program, a community develop-
14 mental disabilities program, a county juvenile department, a child-caring
15 agency as that term is defined in ORS 418.205 or an alcohol and drug treat-
16 ment program.

17 “(f) Peace officer.

18 “(g) Psychologist.

19 “(h) Member of the clergy.

20 “(i) Regulated social worker.

21 “(j) Optometrist.

22 “(k) Chiropractor.

23 “(L) Certified provider of foster care, or an employee thereof.

24 “(m) Attorney.

25 “(n) Licensed professional counselor.

26 “(o) Licensed marriage and family therapist.

27 “(p) Firefighter or emergency medical services provider.

28 “(q) Court appointed special advocate, as defined in ORS 419A.004.

29 “(r) Child care provider registered or certified under ORS 329A.250 to
30 329A.450.

1 “(s) Elected official of a branch of government of this state or a state
2 agency, board, commission or department of a branch of government of this
3 state or of a city, county or other political subdivision in this state.

4 “(t) Physical, speech or occupational therapist.

5 “(u) Audiologist.

6 “(v) Speech-language pathologist.

7 “(w) Employee of the Teacher Standards and Practices Commission di-
8 rectly involved in investigations or discipline by the commission.

9 “(x) Pharmacist.

10 “(y) Operator of a preschool recorded program under ORS 329A.255.

11 “(z) Operator of a school-age recorded program under ORS 329A.255.

12 “(aa) Employee of a private agency or organization facilitating the pro-
13 vision of respite services, as defined in ORS 418.205, for parents pursuant to
14 a properly executed power of attorney under ORS 109.056.

15 “(bb) Employee of a public or private organization providing child-related
16 services or activities:

17 “(A) Including but not limited to an employee of a:

18 “(i) Youth group or center;

19 “(ii) Scout group or camp;

20 “(iii) Summer or day camp;

21 “(iv) Survival camp; or

22 “(v) Group, center or camp that is operated under the guidance, super-
23 vision or auspices of a religious, public or private educational system or a
24 community service organization; and

25 “(B) Excluding an employee of a qualified victim services program as de-
26 fined in ORS 147.600 that provides confidential, direct services to victims of
27 domestic violence, sexual assault, stalking or human trafficking.

28 “(cc) Coach, assistant coach or trainer of an amateur, semiprofessional
29 or professional athlete, if compensated and if the athlete is a child.

30 “(dd) Personal support worker, as defined in ORS 410.600.

1 “(ee) Home care worker, as defined in ORS 410.600.

2 “(ff) Animal control officer, as defined in ORS 609.500.

3 “(gg) Member of a school district board, an education service district
4 board or a public charter school governing body.

5 “(hh) Individual who is paid by a public body, in accordance with ORS
6 430.215, to provide a service identified in an individualized service plan of a
7 child with a developmental disability.

8 “(ii) Referral agent, as defined in ORS 418.351.

9 “(jj) Parole and probation officer, as defined in ORS 181A.355.

10 “(kk) Behavior analyst or assistant behavior analyst licensed under ORS
11 676.810 or behavior analysis interventionist registered by the Health Licens-
12 ing Office under ORS 676.815.

13 “(LL) Massage therapist, as defined in ORS 687.011.

14 “(7) ‘Severe harm’ means:

15 “(a) Life-threatening damage; or

16 “(b) Significant or acute injury to a child’s physical, sexual or psy-
17 chological functioning.

18 “(8) ‘Sexual abuse’ means sexual abuse as described in ORS chapter
19 163.

20 “**SECTION 2.** ORS 419B.005, as amended by section 6, chapter 581,
21 Oregon Laws 2023, section 65, chapter 73, Oregon Laws 2024, and section 10,
22 chapter 308, Oregon Laws 2025, is amended to read:

23 “419B.005. As used in ORS 419B.005 to 419B.050, unless the context re-
24 quires otherwise:

25 “(1)(a) ‘Abuse’ means:

26 “(A) Any assault, as defined in ORS chapter 163, of a child and any
27 physical injury to a child that has been caused by other than accidental
28 means, including any injury that appears to be at variance with the expla-
29 nation given of the injury.

30 “(B) Any mental injury to a child, which shall include only cruel or

1 unconscionable acts or statements made, or threatened to be made, to a child
2 if the acts, statements or threats result in severe harm to the child's psy-
3 chological, cognitive, emotional or social well-being and functioning.

4 “(C) Rape of a child, which includes but is not limited to rape, sodomy,
5 unlawful sexual penetration and incest, as those acts are described in ORS
6 chapter 163.

7 “(D) Sexual abuse[, *as described in ORS chapter 163.*] **of a child or**
8 **placing a child at substantial risk of sexual abuse.**

9 “(E) Sexual exploitation, including but not limited to:

10 “(i) Contributing to the sexual delinquency of a minor, as defined in ORS
11 chapter 163, and any other conduct that allows, employs, authorizes, permits,
12 induces or encourages a child to engage in the performing for people to ob-
13 serve or the photographing, filming, tape recording or other exhibition that,
14 in whole or in part, depicts sexual conduct or contact, as defined in ORS
15 167.002 or described in ORS 163.665 and 163.670, sexual abuse involving a
16 child or rape of a child, but not including any conduct that is part of any
17 investigation conducted pursuant to ORS 419B.020 or that is designed to
18 serve educational or other legitimate purposes; and

19 “(ii) Allowing, permitting, encouraging or hiring a child to engage in
20 prostitution as described in ORS 167.007 or a commercial sex act as defined
21 in ORS 163.266, to purchase sex with a minor as described in ORS 163.413
22 or to engage in commercial sexual solicitation as described in ORS 167.008.

23 “(F) Negligent treatment or maltreatment of a child, including but not
24 limited to the failure to provide adequate food, clothing, shelter or medical
25 care that is likely to endanger the health or welfare of the child.

26 “[*(G) Threatened harm to a child, which means subjecting a child to a*
27 *substantial risk of harm to the child's health or welfare.*]

28 “**(G) Threatened harm to a child, which means subjecting a child**
29 **to a risk of severe harm to the child's health or welfare if the harm**
30 **is reasonably likely to occur in the near future.**

1 “(H) Buying or selling a person under 18 years of age as described in ORS
2 163.537.

3 “(I) Permitting a person under 18 years of age to enter or remain in or
4 upon premises where methamphetamines are being manufactured.

5 “(J) Unlawful exposure to a controlled substance, as defined in ORS
6 475.005, or to the unlawful manufacturing of a cannabinoid extract, as de-
7 fined in ORS 475C.009, that subjects a child to a substantial risk of harm to
8 the child’s health or safety.

9 “(K) The infliction of corporal punishment on a child in violation of ORS
10 339.250 (9).

11 **“(L) Causing a child to witness:**

12 **“(i) The abuse of the child’s sibling or another child in the child’s**
13 **household; or**

14 **“(ii) Domestic violence as defined in ORS 135.230 involving the**
15 **child’s parent or another person in the child’s household.**

16 “(b) ‘Abuse’ does not include reasonable discipline unless the discipline
17 results in one of the conditions described in paragraph (a) of this subsection.

18 “(2) ‘Child’ means an unmarried person who:

19 “(a) Is under 18 years of age; or

20 “(b) Is a child in care, as defined in ORS 418.257.

21 “(3) ‘Higher education institution’ means:

22 “(a) A community college as defined in ORS 341.005;

23 “(b) A public university listed in ORS 352.002;

24 “(c) The Oregon Health and Science University; and

25 “(d) A private institution of higher education located in Oregon.

26 “(4)(a) ‘Investigation’ means a detailed inquiry into or assessment of the
27 safety of a child alleged to have experienced abuse.

28 “(b) ‘Investigation’ does not include screening activities conducted upon
29 the receipt of a report.

30 “(5) ‘Law enforcement agency’ means:

1 “(a) A city or municipal police department.
2 “(b) A county sheriff’s office.
3 “(c) The Oregon State Police.
4 “(d) A police department established by a university under ORS 352.121
5 or 353.125.
6 “(e) A county juvenile department.
7 “(6) ‘Public or private official’ means:
8 “(a) Physician or physician associate licensed under ORS chapter 677 or
9 naturopathic physician, including any intern or resident.
10 “(b) Dentist.
11 “(c) School employee, including an employee of a higher education insti-
12 tution.
13 “(d) Licensed practical nurse, registered nurse, nurse practitioner, nurse’s
14 aide, home health aide or employee of an in-home health service.
15 “(e) Employee of the Department of Human Services, Oregon Health Au-
16 thority, Department of Early Learning and Care, Department of Education,
17 Youth Development Division, the Oregon Youth Authority, a local health
18 department, a community mental health program, a community develop-
19 mental disabilities program, a county juvenile department, a child-caring
20 agency as that term is defined in ORS 418.205 or an alcohol and drug treat-
21 ment program.
22 “(f) Peace officer.
23 “(g) Psychologist.
24 “(h) Member of the clergy.
25 “(i) Regulated social worker.
26 “(j) Optometrist.
27 “(k) Chiropractor.
28 “(L) Certified provider of foster care, or an employee thereof.
29 “(m) Attorney.
30 “(n) Licensed professional counselor.

1 “(o) Licensed marriage and family therapist.

2 “(p) Firefighter or emergency medical services provider.

3 “(q) Court appointed special advocate, as defined in ORS 419A.004.

4 “(r) Child care provider registered or certified under ORS 329A.250 to
5 329A.450.

6 “(s) Elected official of a branch of government of this state or a state
7 agency, board, commission or department of a branch of government of this
8 state or of a city, county or other political subdivision in this state.

9 “(t) Physical, speech or occupational therapist.

10 “(u) Audiologist.

11 “(v) Speech-language pathologist.

12 “(w) Employee of the Teacher Standards and Practices Commission di-
13 rectly involved in investigations or discipline by the commission.

14 “(x) Pharmacist.

15 “(y) Operator of a preschool recorded program under ORS 329A.255.

16 “(z) Operator of a school-age recorded program under ORS 329A.255.

17 “(aa) Employee of a private agency or organization facilitating the pro-
18 vision of respite services, as defined in ORS 418.205, for parents pursuant to
19 a properly executed power of attorney under ORS 109.056.

20 “(bb) Employee of a public or private organization providing child-related
21 services or activities:

22 “(A) Including but not limited to an employee of a:

23 “(i) Youth group or center;

24 “(ii) Scout group or camp;

25 “(iii) Summer or day camp;

26 “(iv) Survival camp; or

27 “(v) Group, center or camp that is operated under the guidance, super-
28 vision or auspices of a religious, public or private educational system or a
29 community service organization; and

30 “(B) Excluding an employee of a qualified victim services program as de-

1 fined in ORS 147.600 that provides confidential, direct services to victims of
2 domestic violence, sexual assault, stalking or human trafficking.

3 “(cc) Coach, assistant coach or trainer of an amateur, semiprofessional
4 or professional athlete, if compensated and if the athlete is a child.

5 “(dd) Personal support worker, as defined in ORS 410.600.

6 “(ee) Home care worker, as defined in ORS 410.600.

7 “(ff) Animal control officer, as defined in ORS 609.500.

8 “(gg) Member of a school district board, an education service district
9 board or a public charter school governing body.

10 “(hh) Individual who is paid by a public body, in accordance with ORS
11 430.215, to provide a service identified in an individualized service plan of a
12 child with a developmental disability.

13 “(ii) Referral agent, as defined in ORS 418.351.

14 “(jj) Parole and probation officer, as defined in ORS 181A.355.

15 “(kk) Behavior analyst or assistant behavior analyst licensed under ORS
16 676.810 or behavior analysis interventionist registered by the Health Licens-
17 ing Office under ORS 676.815.

18 “(LL) Massage therapist, as defined in ORS 687.011.

19 “(7) **‘Severe harm’ means:**

20 **“(a) Life-threatening damage; or**

21 **“(b) Significant or acute injury to a child’s physical, sexual or psy-**
22 **chological functioning.**

23 **“(8) ‘Sexual abuse’ means sexual abuse as described in ORS chapter**
24 **163.**

25
26 **“CHILD ABUSE INVESTIGATIONS**

27
28 **“SECTION 3.** ORS 419B.015 is amended to read:

29 **“419B.015. (1)(a) A person making a voluntary report of child abuse shall**
30 **make an oral report to the Department of Human Services by telephone to**

1 the child abuse reporting hotline described in ORS 418.190 or to a law
2 enforcement agency within the county where the person making the report
3 is located at the time of the contact. A person making a report of child abuse
4 that is required by ORS 419B.010 shall make the report to the department
5 through the centralized child abuse reporting system described in ORS
6 418.190 or to a law enforcement agency within the county where the person
7 making the report is located at the time of the contact. The report must
8 contain, if known, the names and addresses of the child and the parents of
9 the child or other persons responsible for care of the child, the child's age,
10 the nature and extent of the abuse, including any evidence of previous abuse,
11 the explanation given for the abuse and any other information that the per-
12 son making the report believes might be helpful in establishing the cause of
13 the abuse and the identity of the perpetrator.

14 “(b)(A) When a report of alleged child abuse is received by the depart-
15 ment, the department shall notify a law enforcement agency within the
16 county where the alleged abuse occurred or, if that county is unknown, the
17 county where the child resides or, if that county is unknown, the county
18 where the reporter came into contact with the child or the alleged
19 perpetrator of the abuse.

20 “(B) When a report of alleged child abuse is received by a law enforce-
21 ment agency, the agency shall notify the department by making a report of
22 the alleged child abuse to the centralized child abuse reporting system de-
23 scribed in ORS 418.190.

24 “(c) When a report of alleged child abuse is received by the department
25 or by a law enforcement agency, the department or law enforcement agency,
26 or both, may collect information concerning the military status of the parent
27 or guardian of the child who is the subject of the report and may share the
28 information with the appropriate military authorities. Disclosure of infor-
29 mation under this paragraph is subject to ORS 419B.035 (7).

30 **“(d) When a report of alleged child abuse is received by the de-**

1 **partment or by a law enforcement agency, the department or law**
2 **enforcement agency, or both, shall make the following notifications:**

3 **“(A) To the Department of Early Learning and Care, if the alleged**
4 **child abuse occurred in a child care facility as defined in ORS 329A.250;**
5 **or**

6 **“(B) To the Department of Education, if the alleged child abuse**
7 **occurred in a school, was related to a school-sponsored activity or was**
8 **conduct that may be subject to actions taken by the Department of**
9 **Education under ORS 339.370 to 339.400.**

10 **“(2) When a report of alleged child abuse is received under subsection**
11 **(1)(a) of this section, the entity receiving the report shall make the notifi-**
12 **cation required by subsection (1)(b) of this section according to rules adopted**
13 **by the Department of Human Services under ORS 419B.017.**

14 **“(3)(a) When a report alleging that a child or ward in substitute care may**
15 **have been subjected to abuse is received by the department, the department**
16 **shall notify the attorney for the child or ward, the child’s or ward’s court**
17 **appointed special advocate, the parents of the child or ward and any attorney**
18 **representing a parent of the child or ward that a report has been received.**

19 **“(b) The name and address of and other identifying information about the**
20 **person who made the report may not be disclosed under this subsection. Any**
21 **person or entity to whom notification is made under this subsection may not**
22 **release any information not authorized by this subsection.**

23 **“(c) The department shall make the notification required by this sub-**
24 **section within three business days of receiving the report of alleged child**
25 **abuse.**

26 **“(d) Notwithstanding the obligation imposed by this subsection, the de-**
27 **partment is not required under this subsection to notify the parent or**
28 **parent’s attorney that a report of alleged child abuse has been received if the**
29 **notification may interfere with an investigation or assessment or jeopardize**
30 **the child’s or ward’s safety.**

1 **“SECTION 4.** ORS 419B.020 is amended to read:

2 “419B.020. (1) If the Department of Human Services or a law enforcement
3 agency receives a report of child abuse, the department or the agency shall
4 immediately[:]

5 “[(a)] cause an investigation to be made to determine the nature and
6 cause of the abuse of the child. [; and]

7 “[(b) *Make the following notifications:*]

8 “[(A) *To the Department of Early Learning and Care if the alleged child*
9 *abuse occurred in a child care facility as defined in ORS 329A.250; or]*

10 “[(B) *To the Department of Education if the alleged child abuse occurred*
11 *in a school, was related to a school-sponsored activity or was conduct that may*
12 *be subject to actions taken by the Department of Education under ORS 339.370*
13 *to 339.400.]*

14 “(2) The Department of Human Services shall ensure that an investigation
15 required by subsection (1) of this section is completed if the report is not
16 investigated by a law enforcement agency.

17 “(3) If the alleged child abuse [*reported*] **described** in subsection (1) of
18 this section occurred at a child care facility or in a school, was related to
19 a school-sponsored activity or was conduct that may be subject to actions
20 taken by the Department of Education under ORS 339.370 to 339.400:

21 “(a) The Department of Human Services and the law enforcement agency
22 shall jointly determine the roles and responsibilities of the Department of
23 Human Services and the agency in their respective investigations; and

24 “(b) The Department of Human Services and the agency shall each report
25 the outcomes of their investigations:

26 “(A) *To the Department of Early Learning and Care if the alleged child*
27 *abuse occurred in a child care facility as defined in ORS 329A.250; or*

28 “(B) *To the Department of Education if the alleged child abuse:*

29 “(i) *Occurred in a school;*

30 “(ii) *Was related to a school-sponsored activity; or*

1 “(iii) Was conduct that may be subject to actions taken by the Depart-
2 ment of Education under ORS 339.370 to 339.400.

3 **“(4) Notwithstanding subsections (1) to (3) of this section, the De-
4 partment of Human Services is required under this section to investi-
5 gate a report of child abuse only if the alleged perpetrator of the
6 abuse:**

7 **“(a) Is the child’s parent, legal guardian, legal custodian or Indian
8 custodian;**

9 **“(b) Has attained 18 years of age and:**

10 **“(A) Lives in the child’s home;**

11 **“(B) Has access to the child based on the person’s relationship to
12 the child’s parent, guardian, custodian, household member or
13 caregiver or to any other person who may have authority or control
14 over the child;**

15 **“(C) Is in a role, position or occupation in which the person has
16 access to, responsibility for, power over or the trust of the child;**

17 **“(D) Has been accused of subjecting the child to involuntary
18 servitude, as described in ORS 163.263 or 163.264, or trafficking, as de-
19 scribed in ORS 163.266; or**

20 **“(E) Is determined by the department to be an individual from
21 whom the department can, consistent with ORS 409.185, safeguard the
22 child against further abuse through the provision of child protective
23 services;**

24 **“(c) Is under 18 years of age and:**

25 **“(A) Is in a role, position or occupation in which the person has
26 access to, responsibility for, power over or the trust of the child; or**

27 **“(B) Has been accused of subjecting the child to severe harm as
28 defined in ORS 419B.150 or sexual abuse as described in ORS 419B.005
29 (1)(a)(D);**

30 **“(d) Is a child care facility, as defined in ORS 329A.250; or**

1 “(e) Is an education provider, as defined in ORS 339.370.

2 “[(4)] (5) [If the law enforcement agency conducting the investigation] If a
3 **law enforcement agency conducting an investigation under this sec-**
4 **tion** finds reasonable cause to believe that abuse has occurred, the law
5 enforcement agency shall notify the Department of Human Services by mak-
6 ing an oral report followed by a written report to the centralized child abuse
7 reporting system described in ORS 418.190. The department shall provide
8 protective social services of its own or of other available social agencies if
9 necessary to prevent further abuses to the child or to safeguard the child’s
10 welfare.

11 “[(5)] (6) If a child is taken into protective custody by the Department
12 of Human Services, the department shall promptly make reasonable efforts
13 to ascertain the name and address of the child’s parents or guardian.

14 “[(6)(a)] (7)(a) If a child is taken into protective custody by the Depart-
15 ment of Human Services or a law enforcement official, the department or law
16 enforcement official shall, if possible, make reasonable efforts to advise the
17 parents or guardian immediately, regardless of the time of day, that the child
18 has been taken into custody, the reasons the child has been taken into cus-
19 tody and general information about the child’s placement, and the telephone
20 number of the local office of the department and any after-hours telephone
21 numbers.

22 “(b) Notice may be given by any means reasonably certain of notifying
23 the parents or guardian, including but not limited to written, telephonic or
24 in-person oral notification. If the initial notification is not in writing, the
25 information required by paragraph (a) of this subsection also shall be pro-
26 vided to the parents or guardian in writing as soon as possible.

27 “(c) The department also shall make a reasonable effort to notify the
28 noncustodial parent of the information required by paragraph (a) of this
29 subsection in a timely manner.

30 “(d) If a child is taken into custody while under the care and supervision

1 of a person or organization other than the parent, the department, if possible,
2 shall immediately notify the person or organization that the child has been
3 taken into protective custody.

4 “[7] **(8)(a)** If a law enforcement officer or the Department of Human
5 Services, when taking a child into protective custody, has reasonable cause
6 to believe that the child has been affected by *[sexual abuse and]* rape **or**
7 **sexual abuse** of a child as defined in ORS 419B.005 (1)(a)(C) **or (D)** and that
8 physical evidence of the abuse exists and is likely to disappear, the court
9 may authorize a physical examination for the purposes of preserving evidence
10 if the court finds that it is in the best interest of the child to have such an
11 examination.

12 “**(b)** Nothing in this *[section]* **subsection** affects the authority of the de-
13 partment to consent to physical examinations of the child at other times.

14 “[8] **(c)** *[A minor child of 12 years of age or older]* **If the child has at-**
15 **tained 12 years of age, the child** may refuse to consent to the examination
16 described in **this** subsection *[(7) of this section]*.

17 “**(d)** The examination shall be conducted by or under the supervision of
18 **an individual who is** a physician licensed under ORS chapter 677, a physi-
19 cian associate licensed under ORS 677.505 to 677.525 or a nurse practitioner
20 licensed under ORS chapter 678 and, whenever practicable, **who is** trained
21 in conducting such examinations.

22 “(9) When the Department of Human Services completes an investigation
23 under this section, if the person who made the report of child abuse provided
24 contact information to the department, the department shall notify the per-
25 son about whether contact with the child was made, whether the department
26 determined that child abuse occurred and whether services will be provided.
27 The department is not required to disclose information under this subsection
28 if the department determines that disclosure is not permitted under ORS
29 419B.035.

30 “(10) When the Department of Education receives a notification under

1 [subsection (1) of this section] **ORS 419B.015** or a report on the outcomes of
2 an investigation under subsection (3) of this section, the Department of Ed-
3 ucation shall act under, and is subject to, ORS 339.389.

4 **“SECTION 4a.** ORS 419B.020, as amended by section 4 of this 2026 Act,
5 is amended to read:

6 “419B.020. (1) If the Department of Human Services or a law enforcement
7 agency receives a report of child abuse, the department or the agency shall
8 immediately cause an investigation to be made to determine the nature and
9 cause of the abuse of the child.

10 “(2) The Department of Human Services shall ensure that an investigation
11 required by subsection (1) of this section is completed if the report is not
12 investigated by a law enforcement agency.

13 “(3) If the alleged child abuse described in subsection (1) of this section
14 occurred at a child care facility or in a school, was related to a school-
15 sponsored activity or was conduct that may be subject to actions taken by
16 the Department of Education under ORS 339.370 to 339.400:

17 “(a) The Department of Human Services and the law enforcement agency
18 shall jointly determine the roles and responsibilities of the Department of
19 Human Services and the agency in their respective investigations; and

20 “(b) The Department of Human Services and the agency shall each report
21 the outcomes of their investigations:

22 “(A) To the Department of Early Learning and Care if the alleged child
23 abuse occurred in a child care facility as defined in ORS 329A.250; or

24 “(B) To the Department of Education if the alleged child abuse:

25 “(i) Occurred in a school;

26 “(ii) Was related to a school-sponsored activity; or

27 “(iii) Was conduct that may be subject to actions taken by the Depart-
28 ment of Education under ORS 339.370 to 339.400.

29 “(4) Notwithstanding subsections (1) to (3) of this section, the Department
30 of Human Services is required under this section to investigate a report of

1 child abuse only if the alleged perpetrator of the abuse:

2 “(a) Is the child’s parent, legal guardian, legal custodian or Indian
3 custodian;

4 “(b) Has attained 18 years of age and:

5 “(A) Lives in the child’s home;

6 “(B) Has access to the child based on the person’s relationship to the
7 child’s parent, guardian, custodian, household member or caregiver or to any
8 other person who may have authority or control over the child;

9 “(C) Is in a role, position or occupation in which the person has access
10 to, responsibility for, power over or the trust of the child;

11 “(D) Has been accused of subjecting the child to involuntary servitude,
12 as described in ORS 163.263 or 163.264, or trafficking, as described in ORS
13 163.266; or

14 “(E) Is determined by the department to be an individual from whom the
15 department can, consistent with ORS 409.185, safeguard the child against
16 further abuse through the provision of child protective services;

17 “(c) Is under 18 years of age and:

18 “(A) Is in a role, position or occupation in which the person has access
19 to, responsibility for, power over or the trust of the child; or

20 “(B) Has been accused of subjecting the child to severe harm [*as defined*
21 *in ORS 419B.150*] or sexual abuse [*as described in ORS 419B.005 (1)(a)(D)*];

22 “(d) Is a child care facility, as defined in ORS 329A.250; or

23 “(e) Is an education provider, as defined in ORS 339.370.

24 “(5) If a law enforcement agency conducting an investigation under this
25 section finds reasonable cause to believe that abuse has occurred, the law
26 enforcement agency shall notify the Department of Human Services by mak-
27 ing an oral report followed by a written report to the centralized child abuse
28 reporting system described in ORS 418.190. The department shall provide
29 protective social services of its own or of other available social agencies if
30 necessary to prevent further abuses to the child or to safeguard the child’s

1 welfare.

2 “(6) If a child is taken into protective custody by the Department of Hu-
3 man Services, the department shall promptly make reasonable efforts to as-
4 certain the name and address of the child’s parents or guardian.

5 “(7)(a) If a child is taken into protective custody by the Department of
6 Human Services or a law enforcement official, the department or law
7 enforcement official shall, if possible, make reasonable efforts to advise the
8 parents or guardian immediately, regardless of the time of day, that the child
9 has been taken into custody, the reasons the child has been taken into cus-
10 tody and general information about the child’s placement, and the telephone
11 number of the local office of the department and any after-hours telephone
12 numbers.

13 “(b) Notice may be given by any means reasonably certain of notifying
14 the parents or guardian, including but not limited to written, telephonic or
15 in-person oral notification. If the initial notification is not in writing, the
16 information required by paragraph (a) of this subsection also shall be pro-
17 vided to the parents or guardian in writing as soon as possible.

18 “(c) The department also shall make a reasonable effort to notify the
19 noncustodial parent of the information required by paragraph (a) of this
20 subsection in a timely manner.

21 “(d) If a child is taken into custody while under the care and supervision
22 of a person or organization other than the parent, the department, if possible,
23 shall immediately notify the person or organization that the child has been
24 taken into protective custody.

25 “(8)(a) If a law enforcement officer or the Department of Human Services,
26 when taking a child into protective custody, has reasonable cause to believe
27 that the child has been affected by rape or sexual abuse of a child as defined
28 in ORS 419B.005 (1)(a)(C) or (D) and that physical evidence of the abuse ex-
29 ists and is likely to disappear, the court may authorize a physical examina-
30 tion for the purposes of preserving evidence if the court finds that it is in

1 the best interest of the child to have such an examination.

2 “(b) Nothing in this subsection affects the authority of the department to
3 consent to physical examinations of the child at other times.

4 “(c) If the child has attained 12 years of age, the child may refuse to
5 consent to the examination described in this subsection.

6 “(d) The examination shall be conducted by or under the supervision of
7 an individual who is a physician licensed under ORS chapter 677, a physician
8 associate licensed under ORS 677.505 to 677.525 or a nurse practitioner li-
9 censed under ORS chapter 678 and, whenever practicable, who is trained in
10 conducting such examinations.

11 “(9) When the Department of Human Services completes an investigation
12 under this section, if the person who made the report of child abuse provided
13 contact information to the department, the department shall notify the per-
14 son about whether contact with the child was made, whether the department
15 determined that child abuse occurred and whether services will be provided.
16 The department is not required to disclose information under this subsection
17 if the department determines that disclosure is not permitted under ORS
18 419B.035.

19 “(10) When the Department of Education receives a notification under
20 ORS 419B.015 or a report on the outcomes of an investigation under sub-
21 section (3) of this section, the Department of Education shall act under, and
22 is subject to, ORS 339.389.

23 **“SECTION 5.** ORS 339.389 is amended to read:

24 “339.389. (1) When the Department of Education receives from the De-
25 partment of Human Services notification of a report of abuse or receives a
26 report on the outcomes of an investigation of abuse, as provided by ORS
27 **419B.015**, 419B.019 or 419B.020, and the notification or report involves a
28 child and a person who is a school employee, contractor, agent or volunteer,
29 the Department of Education may notify, as soon as practicable, any educa-
30 tion provider that the Department of Education determines must be notified

1 to ensure the safety of children.

2 “(2) When providing notice to an education provider under subsection (1)
3 of this section, the Department of Education:

4 “(a) Shall include any information the department determines is necessary
5 to ensure the safety of children, including the name of the school and the
6 name of the person who allegedly committed the suspected abuse.

7 “(b) May not disclose the name and address of, or any other identifying
8 information about, the person who made the report of suspected abuse.

9 “(3) The Department of Education may provide information related to the
10 notification or report received as described in subsection (1) of this section
11 to the Teacher Standards and Practices Commission if the department de-
12 termines that:

13 “(a) The commission must be notified to ensure the safety of children; and

14 “(b) The notification or report involves a person who is licensed by the
15 commission.

16 “(4)(a) Notwithstanding ORS 192.311 to 192.478, any information received
17 as provided by this section is not a public record and is not subject to public
18 inspection.

19 “(b) Any person or entity who receives information under this section may
20 not release the information, unless as otherwise provided by law.

21 “(5) The State Board of Education may adopt rules for the purposes of
22 implementing this section.

23 **“SECTION 6.** ORS 409.185 is amended to read:

24 “409.185. (1) The Director of Human Services shall oversee the develop-
25 ment of standards and procedures for assessment, investigation and enforce-
26 ment of child protective services.

27 “(2)(a) The Department of Human Services shall take action to implement
28 the provision of child protective services as outlined in ORS 417.705 to
29 417.800 and based on the recommendations in the 1992 ‘Oregon Child Pro-
30 tective Services Performance Study’ published by the University of Southern

1 Maine.

2 “(b) In all substantiated cases of child abuse and neglect, the role of the
3 department is to complete a comprehensive family assessment of risk of
4 abuse or neglect, or both, assess service needs and provide immediate pro-
5 tective services as necessary.

6 “(c) The department shall provide remedial services needed to ensure the
7 safety of the child.

8 “(d) In all cases of child abuse and neglect for which a criminal investi-
9 gation is conducted, the role of law enforcement agencies is to provide a le-
10 gally sound, child sensitive investigation of whether abuse or neglect or both
11 have occurred and to gather other evidence and perform other responsibil-
12 ities in accordance with interagency agreements.

13 “(e) **Except as provided in ORS 419B.020**, the department and law
14 enforcement agencies shall conduct the investigation and assessment
15 concurrently[.]. **The investigations must be** based upon the protocols and
16 procedures of the county child abuse multidisciplinary team in each juris-
17 diction.

18 “(f) When the department and law enforcement agencies conduct a joint
19 investigation and assessment, the activities of the department and agencies
20 are to be clearly differentiated by the protocols of the county child abuse
21 multidisciplinary team.

22 “(g) Nothing in this subsection is intended to be inconsistent with ORS
23 418.702, 418.747 and 418.748 and ORS chapter 419B.

24 “(h) In all cases of child abuse for which an investigation is conducted,
25 the department shall provide a child’s parent, guardian or caregiver with a
26 clear written explanation of the investigation process, the court hearing
27 process and the rights of the parent, guardian or caregiver in the abuse in-
28 vestigation and in the court proceedings related to the abuse investigation.

29 “(3) Upon receipt of a recommendation of the Children’s Advocate under
30 ORS 417.815 (2)(e), the department shall implement the recommendation or

1 give the Children's Advocate written notice of an intent not to implement
2 the recommendation.

3
4 **"SUBSTANTIATION OF REPORTS OF CHILD ABUSE**

5
6 **"SECTION 7. Section 8 of this 2026 Act is added to and made a part**
7 **of ORS 419B.005 to 419B.050.**

8 **"SECTION 8. If an investigation under ORS 419B.020 involves an**
9 **alleged perpetrator who was under 18 years of age at the time of the**
10 **reported abuse:**

11 **"(1) The investigation must conclude in one of the findings de-**
12 **scribed in ORS 419B.026 (1) if the alleged perpetrator:**

13 **"(a) Is the child's parent;**

14 **"(b) At the time of the reported abuse, was in a role, position or**
15 **occupation in which the perpetrator had access to, responsibility for,**
16 **power over or the trust of the child; or**

17 **"(c) At the time of the reported abuse was at least 12 years of age**
18 **and more than four years older than the child.**

19 **"(2) The investigation may conclude in one of the findings described**
20 **in ORS 419B.026 (1) if:**

21 **"(a) At the time of the reported abuse the perpetrator was at least**
22 **12 years of age and not more than four years older than the child; and**

23 **"(b) The investigator determines that issuance of a finding is in the**
24 **public interest.**

25 **"(3) Except as provided in subsection (1) or (2) of this section, the**
26 **investigation may not conclude in one of the findings described in ORS**
27 **419B.026.**

28 **"SECTION 9. ORS 419B.026 is amended to read:**

29 **"419B.026. (1) Except as provided in section 8 of this 2026 Act, an in-**
30 **vestigation conducted under ORS 419B.020 must conclude in one of the fol-**

lowing findings:

“(a) That the report of child abuse is founded;

“(b) That the report of child abuse is unfounded; or

“(c) That the report of child abuse cannot be determined.

“(2) [All] Investigations conducted under ORS 419B.020 must be conducted in accordance with ORS 419B.005 to 419B.050 and, **except as provided in section 8 of this 2026 Act**, result in the findings described in subsection (1) of this section until all of the following criteria have been met:

“(a) The child welfare workload model for the Department of Human Services is staffed at 95 percent or greater;

“(b) A centralized, statewide child abuse hotline has been established and in operation for at least six consecutive months;

“(c) The department has completed investigations within timelines mandated by law and rule at least 90 percent of the time for at least six consecutive months;

“(d) The department has conducted in-person contacts with children who are the subject of reports of child abuse, as mandated by law and rule, in at least 90 percent of the reports of child abuse for at least six consecutive months; and

“(e) The reabuse rate for children in this state is below the national average.

“SECTION 10. ORS 419B.030 is amended to read:

“419B.030. (1) A central state registry shall be established and maintained by the Department of Human Services. The local offices of the department shall report to the state registry in writing when an investigation has shown [*reasonable cause to believe*], **by a preponderance of the evidence**, that a child’s condition was the result of abuse even if the cause remains unknown. Each registry shall contain current information from reports cataloged both as to the name of the child and the name of the family.

“(2) When the department provides specific case information from the

1 central state registry, the department shall include a notice that the infor-
2 mation does not necessarily reflect any subsequent proceedings that are not
3 within the jurisdiction of the department.

4 **“SECTION 11.** ORS 418.259 is amended to read:

5 “418.259. (1) The investigation conducted by the Department of Human
6 Services under ORS 418.258 must result in one of the following findings:

7 “(a) That the report is substantiated. A report is substantiated when there
8 is reasonable cause to believe that the abuse of a child in care occurred.

9 “(b) That the report is unsubstantiated. A report is unsubstantiated when
10 there is no evidence that the abuse of a child in care occurred.

11 “(c) That the report is inconclusive. A report is inconclusive when there
12 is some indication that the abuse occurred but there is insufficient evidence
13 to conclude that there is reasonable cause to believe that the abuse occurred.

14 “(2) When a report is received under ORS 418.258 alleging that a child in
15 care may have been subjected to abuse, the department shall notify the case
16 managers for the child, the attorney for the child, the child’s court appointed
17 special advocate, the parents or guardians of the child, any attorney repre-
18 senting a parent or guardian of the child and any governmental agency that
19 has a contract with the child-caring agency or developmental disabilities
20 residential facility to provide care or services to the child that a report has
21 been received.

22 “(3)(a) The department may interview the child in care who is the subject
23 of suspected abuse and any witnesses, including other children, without the
24 presence of employees of the child-caring agency, proctor foster home or de-
25 velopmental disabilities residential facility, the provider of services at a
26 certified foster home or department personnel. The department shall inform
27 the child in care that the child may have the child’s parent or guardian, if
28 the child has not been committed to the custody of the department or the
29 Oregon Youth Authority, or attorney present when participating in an
30 interview conducted in the course of an abuse investigation.

1 “(b) When investigating an allegation of inappropriate use of restraint
2 or involuntary seclusion, the department shall:

3 “(A) Conduct the interviews described in paragraph (a) of this subsection;

4 “(B) Review all relevant incident reports related to the child in care and
5 other reports related to the restraint or involuntary seclusion of the child
6 in care;

7 “(C) Review any audio, video or photographic recordings of the restraint
8 or involuntary seclusion, including the circumstances immediately before and
9 following the incident;

10 “(D) During an interview with the child in care who is the subject of the
11 suspected abuse, ask the child about whether they experienced any reportable
12 injury or pain as a result of the restraint or involuntary seclusion;

13 “(E) Review the training records related to all of the individuals who
14 were involved in the use of restraint or involuntary seclusion; and

15 “(F) Make all reasonable efforts to conduct trauma-informed interviews
16 of each child witness, including the child in care who is the subject of sus-
17 pected abuse unless the investigator makes a specific determination that the
18 interview may significantly traumatize the child and is not in the best in-
19 terests of the child.

20 “(4) **The department shall report to the central state registry es-**
21 **tablished under ORS 419B.030 in writing when an investigation con-**
22 **ducted by the department under ORS 418.258 has shown reasonable**
23 **cause to believe that a child in care’s condition was the result of abuse**
24 **even if the cause remains unknown.**

25 “[~~(4)~~] (5) The department shall notify the following when a report of abuse
26 is substantiated:

27 “(a) The Director of Human Services.

28 “(b) Personnel in the department responsible for the licensing, certificate
29 or authorization of child-caring agencies.

30 “(c) The department’s lead personnel in that part of the department that

1 is responsible for child welfare generally.

2 “(d) With respect to the child in care who is the subject of the abuse re-
3 port and investigation, the case managers for the child, the attorney for the
4 child, the child’s court appointed special advocate, the parents or guardians
5 of the child, any attorney representing a parent or guardian of the child and
6 any governmental agency that has a contract with the child-caring agency
7 to provide care or services to the child.

8 “(e) The parents or guardians of the child in care who is the subject of
9 the abuse report and investigation if the child in care has not been commit-
10 ted to the custody of the department or the youth authority. Notification
11 under this paragraph may not include any details or information other than
12 that a report of abuse has been substantiated.

13 “(f) Any governmental agency that has a contract with the child-caring
14 agency to provide care or services to a child in care.

15 “(g) The local citizen review board established by the Judicial Department
16 under ORS 419A.090.

17 “[5] (6) The department shall report on a quarterly basis to the interim
18 legislative committees on child welfare for the purposes of public review and
19 oversight of the quality and safety of child-caring agencies, certified foster
20 homes and developmental disabilities residential facilities that are licensed,
21 certified or authorized by the department in this state and of proctor foster
22 homes that are certified by the child-caring agencies. Information provided
23 in reports under this subsection may not contain the name or any identifying
24 information of a child in care but must contain all of the following:

25 “(a) The name of any child-caring agency, including an out-of-state
26 child-caring agency, proctor foster home or developmental disabilities resi-
27 dential facility, or, provided there are five or more certified foster homes in
28 the county, the name of the county where a certified foster home is located,
29 where the department conducted an investigation pursuant to ORS 418.258
30 that resulted in a finding that the report of abuse was substantiated during

1 that quarter;

2 “(b) The approximate date that the abuse occurred;

3 “(c) The nature of the abuse and a brief narrative description of the abuse

4 that occurred;

5 “(d) Whether the abuse resulted in a reportable injury, sexual abuse or

6 death;

7 “(e) Corrective actions taken or ordered by the department and the out-

8 come of the corrective actions; and

9 “(f) Information the department received in that quarter regarding any

10 substantiated allegations of child abuse made by any other state involving

11 a congregate care residential setting, as defined in ORS 418.322, in which the

12 department has placed Oregon children.

13 “[~~(6)~~] (7) The department’s quarterly report under subsection [~~(5)~~] (6) of

14 this section must also contain all of the following:

15 “(a) The total number of restraints used in programs that quarter;

16 “(b) The total number of programs that reported the use of restraints of

17 children in care that quarter;

18 “(c) The total number of individual children in care who were placed in

19 restraints by programs that quarter;

20 “(d) The number of reportable injuries to children in care that resulted

21 from those restraints;

22 “(e) The number of incidents in which an individual who was not appro-

23 priately trained in the use of the restraint used on a child in care in a pro-

24 gram; and

25 “(f) The number of incidents that were reported for potential inappropri-

26 ate use of restraint.

27 “[~~(7)~~] (8) In compiling records, reports and other information during an

28 investigation under ORS 418.258 (1) and in issuing findings, letters of con-

29 cern or reprimands, the Director of Human Services or the director’s

30 designee and the department may not refer to the employee, person or entity

1 that is the subject of the investigation as an ‘alleged perpetrator’ but must
2 refer to the employee, person or entity as the ‘respondent.’

3 “[8] (9) As used in this section, ‘program,’ ‘reportable injury’ and ‘re-
4 straint’ have the meanings given those terms in ORS 418.519.

5
6 **“REPORT**

7
8 **“SECTION 12. The Department of Human Services shall monitor**
9 **the department’s implementation of the modifications to child abuse**
10 **investigations made by section 8 of this 2026 Act and the amendments**
11 **to ORS 339.389, 409.185, 418.259, 419B.005, 419B.015, 419B.020 and 419B.030**
12 **by sections 1 to 6, 10 and 11 of this 2026 Act. The department shall**
13 **submit a report in the manner provided in ORS 192.245 to the interim**
14 **committees of the Legislative Assembly related to human services no**
15 **later than September 15, 2028. The report must describe the steps that**
16 **the department took to implement section 8 of this 2026 Act and the**
17 **amendments to ORS 339.389, 409.185, 418.259, 419B.005, 419B.015, 419B.020**
18 **and 419B.030 by sections 1 to 6, 10 and 11 of this 2026 Act and include,**
19 **at a minimum:**

20 **“(1) A description of training provided to support the implementa-**
21 **tion;**

22 **“(2) An assessment of staff understanding and consistency in ap-**
23 **plication of updated definitions of abuse under ORS 419B.005, as**
24 **amended by sections 1 and 2 of this 2026 Act;**

25 **“(3) An assessment of staff understanding and consistency in ap-**
26 **plication of the standard of proof by a preponderance of the evidence**
27 **required for disposition determinations;**

28 **“(4) An evaluation of the impact of the policy changes reflected in**
29 **section 8 of this 2026 Act and the amendments to ORS 339.389, 409.185,**
30 **418.259, 419B.005, 419B.015, 419B.020 and 419B.030 by sections 1 to 6, 10**

1 and 11 of this 2026 Act on the quality and sufficiency of documentation
2 supporting disposition determinations; and

3 “(5) Relevant data following implementation of section 8 of this 2026
4 Act and the amendments to ORS 339.389, 409.185, 418.259, 419B.005,
5 419B.015, 419B.020 and 419B.030 by sections 1 to 6, 10 and 11 of this 2026
6 Act.

7 “SECTION 13. Section 12 of this 2026 Act is repealed on January 2,
8 2029.

9
10 “MISCELLANEOUS
11

12 “SECTION 14. (1)(a) The amendments to ORS 339.389, 409.185,
13 419B.015 and 419B.020 by sections 3, 4, 5 and 6 of this 2026 Act become
14 operative on July 1, 2026.

15 “(b) Section 8 of this 2026 Act and the amendments to ORS 418.259,
16 419B.005, 419B.020, 419B.026 and 419B.030 by sections 1, 2, 4a and 9 to
17 11 of this 2026 Act become operative on January 1, 2027.

18 “(2) The Department of Human Services and law enforcement
19 agencies may take any action before the operative dates specified in
20 subsection (1) of this section that is necessary to enable the depart-
21 ment or law enforcement agencies, on or after the operative dates
22 specified in subsection (1) of this section, to undertake and exercise
23 all of the duties, functions and powers conferred on the department
24 or law enforcement agencies by section 8 of this 2026 Act and the
25 amendments to ORS 339.389, 409.185, 418.259, 419B.005, 419B.015,
26 419B.020, 419B.026 and 419B.030 by sections 1 to 6 and 9 to 11 of this 2026
27 Act.

28 “SECTION 15. (1) The amendments to ORS 339.389, 409.185, 419B.015
29 and 419B.020 by sections 3, 4, 5 and 6 of this 2026 Act apply to investi-
30 gations of child abuse initiated on or after July 1, 2026.

1 “(2) The amendments to ORS 419B.020 by section 4a of this 2026 Act
2 apply to investigations of child abuse initiated on or after January 1,
3 2027.

4 “(3) The amendments to ORS 419B.005 by sections 1 and 2 of this
5 2026 Act apply to acts occurring on or after January 1, 2027.

6 “(4) Section 8 of this 2026 Act and the amendments to ORS 418.259,
7 419B.026 and 419B.030 by sections 9 to 11 of this 2026 Act apply to re-
8 ports of abuse occurring on or after January 1, 2027.

9 “SECTION 16. The unit captions used in this 2026 Act are provided
10 only for the convenience of the reader and do not become part of the
11 statutory law of this state or express any legislative intent in the
12 enactment of this 2026 Act.

13 “SECTION 17. This 2026 Act being necessary for the immediate
14 preservation of the public peace, health and safety, an emergency is
15 declared to exist, and this 2026 Act takes effect on its passage.”.
