

B-Engrossed
House Bill 2890

Ordered by the Senate June 2
Including House Amendments dated April 10 and Senate Amendments
dated June 2

Sponsored by COMMITTEE ON HUMAN SERVICES AND HOUSING

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.

Requires Department of Human Services to ensure that substitute care providers for child or ward in care or custody of department provide opportunities to participate in at least one extracurricular activity and apply reasonable and prudent parent standard in determining participation. Requires department and substitute care providers to confer to determine responsibility for payment of fee or charge related to participation in extracurricular activity. **Provides that summer camp or religious services alone do not satisfy extracurricular activity requirement.**

A BILL FOR AN ACT

1
2 Relating to extracurricular activities for foster children.

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

4 **SECTION 1. Section 2 of this 2015 Act is added to and made a part of ORS chapter 419B.**

5 **SECTION 2. (1) As used in this section:**

6 (a) **“Extracurricular activities” means age-appropriate or developmentally appropriate**
7 **activities as follows:**

8 (A) **Activities or items that are generally accepted as suitable for children or wards of**
9 **the same chronological age or level of maturity or that are determined to be developmentally**
10 **appropriate for a child or ward, based on the development of cognitive, emotional, physical**
11 **and behavioral capacities that are typical for an age or age group; and**

12 (B) **In the case of a specific child or ward, activities or items that are suitable for the**
13 **child or ward based on the developmental stages attained by the child or ward with respect**
14 **to the cognitive, emotional, physical and behavioral capacities of the child or ward.**

15 (b) **“Reasonable and prudent parent standard” means the standard, characterized by**
16 **careful and sensible parental decisions that maintain the health, safety and best interests**
17 **of a child or ward while encouraging the emotional and developmental growth of the child**
18 **or ward, that a substitute care provider shall use when determining whether to allow a child**
19 **or ward in substitute care to participate in extracurricular activities.**

20 (2)(a) **The Department of Human Services shall, in accordance with rules adopted by the**
21 **department, ensure that a substitute care provider for a child or ward in the care or custody**
22 **of the department:**

23 (A) **Provides an opportunity for the child or ward to participate in at least one ongoing**
24 **extracurricular activity based on availability and the interests of the child or ward; and**

25 (B) **Applies a reasonable and prudent parent standard when determining such partic-**

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.

1 **ipation.**

2 **(b) The department and the substitute care provider shall confer to determine the party**
3 **that will be responsible for payment of any fee or charge related to a child's or ward's par-**
4 **ticipation in an extracurricular activity under this section.**

5 **(3) Nothing in subsection (2) of this section shall be construed to prohibit a child or ward**
6 **from participating, or a substitute care provider from allowing a child or ward to participate,**
7 **in a summer camp or religious services. However, participation in a summer camp or reli-**
8 **gious services alone does not satisfy the requirements of subsection (2) of this section.**

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