

A-Engrossed
Senate Bill 52

Ordered by the Senate February 16
Including Senate Amendments dated February 16

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Governor Kate Brown for Department of Education)

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.

Directs Department of Education to develop and implement statewide education plan for students who identify as lesbian, gay, bisexual, transgender, queer, two-spirit, intersex, asexual, nonbinary or another minority gender identity or gender orientation.

Declares emergency, effective July 1, 2021.

A BILL FOR AN ACT

1
2 Relating to a statewide education plan; and declaring an emergency.

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

4 **SECTION 1. (1) As used in this section, "plan student" means a student enrolled in early**
5 **childhood through post-secondary education who:**

6 (a) **May be lesbian, gay, bisexual, transgender, queer, two-spirit, intersex, asexual, non-**
7 **binary or another minority gender identity or sexual orientation; and**

8 (b) **Has experienced disproportionate results in education due to historical practices, as**
9 **identified by the State Board of Education by rule.**

10 (2)(a) **The Department of Education shall develop and implement a statewide education**
11 **plan for plan students.**

12 (b) **The department shall form an advisory group to advise the department regarding the**
13 **adoption and implementation of the plan. The advisory group must consist of:**

14 (A) **Individuals who identify as lesbian, gay, bisexual, transgender, queer, two-spirit,**
15 **intersex, asexual, nonbinary or another minority gender identity or sexual orientation;**

16 (B) **Students who identify as lesbian, gay, bisexual, transgender, queer, two-spirit, inter-**
17 **sex, asexual, nonbinary or another minority gender identity or sexual orientation;**

18 (C) **Representatives of community-based organizations that serve lesbian, gay, bisexual,**
19 **transgender, queer, two-spirit, intersex, asexual, nonbinary or another minority gender**
20 **identity or sexual orientation population; and**

21 (D) **Education stakeholders, including representatives of the Early Learning Division, the**
22 **Youth Development Division and the Higher Education Coordinating Commission.**

23 (c) **When implementing the plan, the department shall consult with:**

24 (A) **The advisory group described in paragraph (b) of this subsection;**

25 (B) **The advisory group described in ORS 329.841, related to students who are black or**
26 **African-American;**

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 (C) The advisory group described in ORS 329.843, related to students who are American
2 Indian or Alaskan Native;

3 (D) The advisory group described in ORS 329.845, related to students who are Latino or
4 Hispanic; and

5 (E) Any other advisory groups or education stakeholders identified by the department.

6 (d) The department shall be responsible for:

7 (A) Implementing the plan developed under this section;

8 (B) Developing eligibility criteria, the applicant selection process and expectations for
9 recipients of grant awards described in this section; and

10 (C) Advising the State Board of Education on the adoption of rules under this section.

11 (3) The plan developed under this section must address:

12 (a) The disparities experienced by plan students in every indicator of academic success,
13 as documented by the department's statewide report card and other relevant reports related
14 to plan students;

15 (b) The historical practices leading to disproportionate outcomes for plan students; and

16 (c) The educational needs of plan students from early childhood through post-secondary
17 education as determined by examining culturally appropriate best practices in this state and
18 across the nation.

19 (4) The plan developed and implemented under this section must provide strategies to:

20 (a) Address the disproportionate rate of disciplinary incidents involving plan students as
21 compared to all students in the education system;

22 (b) Increase parental engagement in the education of plan students;

23 (c) Increase the engagement of plan students in educational activities before and after
24 regular school hours;

25 (d) Increase early childhood education and kindergarten readiness for plan students;

26 (e) Improve literacy and numeracy levels among plan students between kindergarten and
27 grade three;

28 (f) Support plan student transitions to middle school and through the middle school and
29 high school grades to maintain and improve academic performance;

30 (g) Support culturally responsive pedagogy and practices from early childhood through
31 post-secondary education;

32 (h) Support the development of culturally responsive curricula from early childhood
33 through post-secondary education;

34 (i) Increase attendance of plan students in early childhood programs through post-
35 secondary and professional certification programs; and

36 (j) Increase attendance of plan students in four-year post-secondary institutions of edu-
37 cation.

38 (5) The department shall submit a biennial report concerning the progress of the plan
39 developed and implemented under this section to a committee of the Legislative Assembly
40 related to education at each even-numbered year regular session of the Legislative Assembly.

41 (6) The department, in consultation with the advisory group, may award grants to Early
42 Learning Hubs, providers of early learning services, school districts, education service dis-
43 tricts, post-secondary institutions of education, tribal governments, community-based or-
44 ganizations or a consortium of these entities to implement the strategies provided in the plan
45 developed and implemented under this section.

1 **(7) To qualify for and receive a grant described in this section, an applicant must identify**
2 **and demonstrate that the applicant meets the eligibility criteria established by the State**
3 **Board of Education by rule.**

4 **SECTION 2.** **This 2021 Act being necessary for the immediate preservation of the public**
5 **peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect**
6 **July 1, 2021.**

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