

# Senate Bill 22

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## 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 **as introduced**.

Allows educational programs under Youth Corrections Education Program and Juvenile Detention Education Program to participate in specified programs and activities under Oregon Educational Act for the 21st Century.

Declares emergency, effective July 1, 2011.

## A BILL FOR AN ACT

1  
2 Relating to education in youth detention programs; creating new provisions; amending ORS 336.585;  
3 and declaring an emergency.

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

5 **SECTION 1.** ORS 336.585 is amended to read:

6 336.585. (1) **As used in this section:**

7 (a) **"Juvenile Detention Education Program"** means the program defined in ORS 326.695.

8 (b) **"Resident district"** means the school district in which the parents or legal guardian,  
9 if any, of a child resided at the time of the child's enrollment in the Juvenile Detention Ed-  
10 ucation Program. If the child has no parents or legal guardian, or none can be located, the  
11 resident district is the school district in which the child is physically located.

12 [(1)] (2) The Department of Education shall provide or cause to be provided appropriate educa-  
13 tion for children [*placed in a detention facility*] **enrolled in an educational program under the**  
14 **Juvenile Detention Education Program.** The Superintendent of Public Instruction may contract  
15 with a school district or education service district to provide or cause to be provided appropriate  
16 education to children [*placed in a detention facility*] **enrolled in an educational program under the**  
17 **Juvenile Detention Education Program.**

18 [(2)] (3) The superintendent shall pay the costs of providing education to children [*placed in*  
19 *detention facilities*] **enrolled in an educational program under the Juvenile Detention Education**  
20 **Program** from the State School Fund grant allocated [*to the Juvenile Detention Education*  
21 *Program*] for that purpose under ORS 327.026.

22 [(3)] (4) The State Board of Education shall adopt by rule standards to be applied to the opera-  
23 tion of the Juvenile Detention Education Program, [*as defined in ORS 326.695.*] **including standards**  
24 **that allow a school district or an education service district under contract with the super-**  
25 **intendent to:**

26 (a) **Implement an assessment system as provided by ORS 329.485 (3).**

27 (b) **Administer a nationally normed assessment as provided by ORS 329.488.**

28 (c) **Participate in the Oregon Teacher Corps program created by ORS 329.757 to 329.780.**

29 (d) **Participate in the beginning teacher and administrator mentorship program estab-**

**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 **lished by ORS 329.788 to 329.820.**

2 **(e) Receive funds under ORS chapter 329 as provided by ORS 329.875.**

3 [(4)] **(5)** The superintendent shall ensure that the resident district of each child [*placed in a de-*  
4 *tention facility*] **enrolled in an educational program under the Juvenile Detention Education**  
5 **Program** is notified, if the resident district can be reasonably identified. The purposes of the no-  
6 tification include, but are not limited to:

7 (a) Removing the child from the resident district's census;

8 (b) Facilitating transfers of the child's educational records; and

9 (c) Facilitating planning for the child's possible return to the resident district.

10 [(5) *As used in this section:*]

11 [(a) *"Detention facility" has the meaning given the term in ORS 419A.004.*]

12 [(b) *"Placed in a detention facility" means lodged overnight between consecutive days of receiving*  
13 *educational services within the detention facility.*]

14 [(c) *"Resident district" means the school district in which the parents or legal guardian, if any, of*  
15 *the child resided at the time of placement. If the child has no parents or legal guardian, or none can*  
16 *be located, the resident district shall be the school district in which the child is physically located.*]

17 **SECTION 2.** (1) **As used in this section, "Youth Corrections Education Program" means**  
18 **the program defined in ORS 326.695.**

19 **(2) The Department of Education shall provide or cause to be provided appropriate edu-**  
20 **cation for children enrolled in an educational program under the Youth Corrections Educa-**  
21 **tion Program. The Superintendent of Public Instruction may contract with a school district**  
22 **or education service district to provide or cause to be provided appropriate education to**  
23 **children enrolled in an educational program under the Youth Corrections Education Pro-**  
24 **gram.**

25 **(3) The superintendent shall pay the costs of providing education to children enrolled in**  
26 **an educational program under the Youth Corrections Education Program from the State**  
27 **School Fund grant allocated for that purpose under ORS 327.026.**

28 **(4) The State Board of Education shall adopt by rule standards to be applied to the op-**  
29 **eration of the Youth Corrections Education Program, including standards that allow a school**  
30 **district or an education service district under contract with the superintendent to:**

31 (a) **Award high school diplomas, modified diplomas, extended diplomas and alternative**  
32 **certificates as provided by ORS 329.451 and 339.877.**

33 (b) **Implement an assessment system as provided by ORS 329.485 (3).**

34 (c) **Administer a nationally normed assessment as provided by ORS 329.488.**

35 (d) **Participate in the Oregon Teacher Corps program created by ORS 329.757 to 329.780.**

36 (e) **Participate in the beginning teacher and administrator mentorship program estab-**  
37 **lished by ORS 329.788 to 329.820.**

38 (f) **Receive funds under ORS chapter 329 as provided by ORS 329.875.**

39 **SECTION 3.** Section 2 of this 2011 Act and the amendments to ORS 336.585 by section 1  
40 of this 2011 Act first apply to the 2011-2012 school year.

41 **SECTION 4.** This 2011 Act being necessary for the immediate preservation of the public  
42 peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect  
43 July 1, 2011.