

D R A F T

SUMMARY

Requires Oregon prekindergarten programs that receive grants from Department of Education to be subject to public records law and public meetings law.

A BILL FOR AN ACT

Relating to Oregon prekindergarten programs; amending ORS 329.175.

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

SECTION 1. ORS 329.175 is amended to read:

329.175. (1) The Department of Education shall administer the Oregon prekindergarten program to assist eligible children with comprehensive services including educational, social, health and nutritional development to enhance their chances for success in school and life. Eligible children, upon request of parent or guardian, shall be admitted to approved Oregon prekindergartens to the extent that the Legislative Assembly provides funds.

(2) Nonsectarian organizations including school districts and Head Start grantees are eligible to compete for funds to establish an Oregon prekindergarten. Grant recipients shall serve children eligible according to federal Head Start guidelines and other children who meet criteria of eligibility adopted by rule by the State Board of Education. However, not more than 20 percent of the total enrollment shall consist of children who do not meet Head Start guidelines. School districts may contract with other governmental or nongovernmental nonsectarian organizations to conduct a portion of the program. Funds appropriated for the program shall be used to establish and maintain new or expanded Oregon prekindergartens and shall

1 not be used to supplant federally supported Head Start programs. Oregon
2 prekindergartens also may accept gifts, grants and other funds for the pur-
3 poses of this section.

4 (3) Applicants shall identify how they will serve the target population and
5 provide all components as specified in the federal Head Start performance
6 standards and guidelines, including staff qualifications and training, facili-
7 ties and equipment, transportation and fiscal management.

8 (4) Oregon prekindergartens shall coordinate with each other and with
9 federal Head Start programs to ensure efficient delivery of services and pre-
10 vent overlap. Oregon prekindergartens shall also work with local organiza-
11 tions such as local education associations serving young children and make
12 the maximum use of local resources.

13 (5) Oregon prekindergartens shall:

14 (a) Participate in the planning process under ORS 417.777 to develop a
15 voluntary local early childhood system plan; and

16 (b) Coordinate services with other services that are coordinated through
17 the plan. The coordination of services shall be consistent with federal and
18 state law.

19 **(6)(a) As a condition of the receipt of grant funds under this sec-**
20 **tion:**

21 **(A) A recipient shall be subject to ORS 192.410 to 192.505; and**

22 **(B) The governing body of a recipient shall be subject to ORS 192.610**
23 **to 192.690.**

24 **(b) As used in this subsection, “governing body” means a board or**
25 **other entity of two or more persons who are authorized to make de-**
26 **isions with respect to a recipient or who are authorized to advise or**
27 **make recommendations to a governing body of the recipient.**

28 **SECTION 2.** ORS 329.175, as amended by section 87, chapter 37, Oregon
29 Laws 2012, is amended to read:

30 329.175. (1) The Department of Education shall administer the Oregon
31 prekindergarten program to assist eligible children with comprehensive ser-

1 vices including educational, social, health and nutritional development to
2 enhance their chances for success in school and life. Eligible children, upon
3 request of parent or guardian, shall be admitted to approved Oregon
4 prekindergartens to the extent that the Legislative Assembly provides funds.

5 (2) Nonsectarian organizations including school districts and Head Start
6 grantees are eligible to compete for funds to establish an Oregon
7 prekindergarten. Grant recipients shall serve children eligible according to
8 federal Head Start guidelines and other children who meet criteria of eligi-
9 bility adopted by rule by the State Board of Education. However, not more
10 than 20 percent of the total enrollment shall consist of children who do not
11 meet Head Start guidelines. School districts may contract with other gov-
12 ernmental or nongovernmental nonsectarian organizations to conduct a por-
13 tion of the program. Funds appropriated for the program shall be used to
14 establish and maintain new or expanded Oregon prekindergartens and shall
15 not be used to supplant federally supported Head Start programs. Oregon
16 prekindergartens also may accept gifts, grants and other funds for the pur-
17 poses of this section.

18 (3) Applicants shall identify how they will serve the target population and
19 provide all components as specified in the federal Head Start performance
20 standards and guidelines, including staff qualifications and training, facili-
21 ties and equipment, transportation and fiscal management.

22 (4) Oregon prekindergartens shall coordinate with each other and with
23 federal Head Start programs to ensure efficient delivery of services and pre-
24 vent overlap. Oregon prekindergartens shall also work with local organiza-
25 tions such as local education associations serving young children and make
26 the maximum use of local resources.

27 (5) Oregon prekindergartens shall coordinate services with other services
28 provided through the Oregon Early Learning System. The coordination of
29 services shall be consistent with federal and state law.

30 **(6)(a) As a condition of the receipt of grant funds under this sec-**
31 **tion:**

1 (A) A recipient shall be subject to ORS 192.410 to 192.505; and

2 (B) The governing body of a recipient shall be subject to ORS 192.610
3 to 192.690.

4 (b) As used in this subsection, “governing body” means a board or
5 other entity of two or more persons who are authorized to make de-
6 cisions with respect to a recipient or who are authorized to advise or
7 make recommendations to a governing body of the recipient.

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