

HOUSE AMENDMENTS TO HOUSE BILL 2013

By COMMITTEE ON HUMAN SERVICES AND HOUSING

April 19

1 On page 1 of the printed bill, line 2, delete “417.728” and insert “417.705, 417.710, 417.725,
2 417.728, 417.775, 417.777, 417.790”.

3 In line 3, delete “and 130” and insert “, 77, 77a, 78, 82 and 103” and delete “section 14” and
4 insert “ORS 417.797 and sections 14 and 15”.

5 Delete lines 6 through 22 and delete pages 2 through 10 and insert:

6 “**SECTION 1.** Section 14, chapter 37, Oregon Laws 2012, is amended to read:

7 “**Sec. 14.** (1) The Early Learning Council established by section 4, chapter 519, Oregon Laws
8 2011, and the Department of Education shall jointly develop a process that allows for an assessment
9 of children to determine their readiness for kindergarten. The development of the process must in-
10 clude the input of kindergarten teachers prior to implementation as described in subsection (2) of
11 this section.

12 “(2) By November 1, 2012, the process described in subsection (1) of this section must be made
13 available to school districts that have been selected to be part of a pilot program for the imple-
14 mentation of the process. The council and department shall select the participating school districts
15 from school districts that volunteer to be part of the pilot program and in a manner that achieves
16 the greatest possible diversity of school districts across this state.

17 “(3)(a) By November 1, 2013, the process described in subsection (1) of this section must be made
18 available to all school districts for implementation.

19 “(b) **The council and department shall assist school districts in implementing the process**
20 **described in subsection (1) of this section. Assistance shall include training on:**

21 “(A) **The goals of the process;**

22 “(B) **The implementation of the process;**

23 “(C) **Early learning services available to improve a child’s readiness for kindergarten; and**

24 “(D) **The recommended procedures to follow after implementation, including accessing**
25 **any early learning services.**

26 “**SECTION 2.** (1) **Section 14, chapter 37, Oregon Laws 2012, is repealed June 30, 2015.**

27 “**(2) Section 15, chapter 37, Oregon Laws 2012, is repealed.**

28 “**SECTION 3.** ORS 417.728, as amended by section 44b, chapter 37, Oregon Laws 2012, is
29 amended to read:

30 “417.728. (1) The Early Learning Council shall lead a joint effort with other state and local early
31 childhood partners to establish the policies necessary for a voluntary statewide early learning sys-
32 tem that shall be incorporated into the local coordinated comprehensive plan.

33 “(2) The voluntary statewide early learning system shall be designed to achieve:

34 “(a) The appropriate outcomes identified by the Early Learning Council with input from early
35 childhood partners; and

1 “(b) Any other early childhood benchmark or outcome that demonstrates progress toward
2 meeting a target and that is identified by the Early Learning Council with input from early child-
3 hood partners.

4 “(3) The voluntary statewide early learning system shall include the following components:

5 “(a) A process to identify as early as possible children and families who would benefit from early
6 learning services, **including the required use of standardized screening and referral procedures**
7 **used throughout the voluntary statewide early learning system;**

8 “(b) A plan to support the identified needs of the child and family that coordinates case man-
9 agement personnel and the delivery of services to the child and family; and

10 “(c) Services to support children who are zero through six years of age and their families who
11 give their express written consent, including:

12 “(A) Screening, assessment and home visiting services pursuant to ORS 417.795;

13 “(B) Specialized or targeted home visiting services;

14 “(C) Community-based services such as relief nurseries, family support programs and parent ed-
15 ucation programs;

16 “(D) Affordable, quality child care, as defined by the Early Learning Council;

17 “(E) Preschool and other early education services;

18 “(F) Health services for children and pregnant women;

19 “(G) Mental health services;

20 “(H) Alcohol and drug treatment programs that meet the standards promulgated by the Oregon
21 Health Authority pursuant to ORS 430.357;

22 “(I) Developmental disability services; and

23 “(J) Other state and local services.

24 “(4) In establishing the definition of affordable, quality child care under subsection (3)(c)(D) of
25 this section, the Early Learning Council shall consult with child care providers and early childhood
26 educators. The definition established by the council shall support parental choice of child care pro-
27 vider and shall consider differences in settings and services, including but not limited to child care
28 for school-aged children, part-time care, odd-hour and respite care and factors of cultural appropri-
29 ateness and competence.

30 “(5)(a) **For the purpose of ensuring that affordable, quality home-based child care is**
31 **available through a program that a state agency subsidizes, the Department of Human Ser-**
32 **vices and the Child Care Division of the Employment Department shall convene a permanent**
33 **committee for professional development and labor management. The committee must have**
34 **equal representation by state agencies and by union representatives of home-based child care**
35 **providers that are exempt from licensure. The committee shall develop a quality improve-**
36 **ment system for child care providers that are exempt from licensure and that receive sub-**
37 **sidies. The system must use evidence-based approaches.**

38 “(b) **Any quality standards established for the subsidy program described in paragraph**
39 **(a) of this subsection are subject to collective bargaining.**

40 “(c) **Any eligibility standards related to the subsidy program described in paragraph (a)**
41 **of this subsection may not be delegated to an Early Learning Hub established under section**
42 **77, chapter 37, Oregon Laws 2012.**

43 “[5] (6) The Early Learning Council shall:

44 “(a) Consolidate administrative functions relating to the voluntary statewide early learning
45 system, to the extent practicable, including but not limited to training and technical assistance,

1 planning and budgeting. *[This paragraph does not apply to the administrative functions of the De-*
2 *partment of Education relating to education programs.]*

3 “(b) Adopt policies to establish training and technical assistance programs to ensure that per-
4 sonnel have skills in appropriate areas, including screening, family assessment, competency-based
5 home visiting skills, cultural and gender differences and other areas as needed.

6 “(c) Identify research-based age-appropriate and culturally and gender appropriate screening and
7 assessment tools that would be used as appropriate in programs and services of the voluntary
8 statewide early learning system.

9 “(d) Develop a plan for the implementation of a common data system for voluntary early child-
10 hood programs.

11 “(e) Coordinate existing and new early childhood programs to provide a range of community-
12 based supports.

13 “(f) Establish a common set of quality assurance standards to guide local implementation of all
14 elements of the voluntary statewide early learning system, including voluntary universal screening
15 and assessment, home visiting, staffing, evaluation and community-based services.

16 “(g) Ensure that all plans for voluntary early childhood services are coordinated and consistent
17 with federal and state law, including but not limited to plans for Oregon prekindergarten programs,
18 federal Head Start programs, early childhood special education services, early intervention services
19 and public health services.

20 “(h) Identify how the voluntary statewide early learning system for children who are zero
21 through six years of age will link with systems of support for older children and their families.

22 “(i) During January of each odd-numbered year, report to the Governor and the Legislative As-
23 sembly on the voluntary statewide early learning system.

24 “[~~(6)~~] (7) The State Board of Education, the Employment Department, the Department of Human
25 Services and the Oregon Health Authority when adopting rules to administer voluntary early
26 childhood programs under their individual authority shall adopt rules:

27 “(a) That are consistent with the requirements of the voluntary statewide early learning system
28 created under this section; and

29 “(b) With the direction of the Early Learning Council.

30 “[~~(7)~~] (8) Information gathered in conjunction with the voluntary comprehensive screening and
31 assessment of children and their families may be used only for the following purposes:

32 “(a) Providing services to children and families who give their express written consent;

33 “(b) Providing statistical data that are not personally identifiable;

34 “(c) Accomplishing other purposes for which the family has given express written consent; and

35 “(d) Meeting the requirements of mandatory state and federal disclosure laws.

36 “**SECTION 4.** ORS 417.728, as amended by sections 44b and 91, chapter 37, Oregon Laws 2012,
37 is amended to read:

38 “417.728. (1) The Early Learning Council shall lead a joint effort with other state and local early
39 childhood partners to establish the policies necessary for a voluntary statewide early learning sys-
40 tem.

41 “(2) The voluntary statewide early learning system shall be designed to achieve:

42 “(a) The appropriate outcomes identified by the Early Learning Council with input from early
43 childhood partners; and

44 “(b) Any other early childhood benchmark or outcome that demonstrates progress toward
45 meeting a target and that is identified by the Early Learning Council with input from early child-

1 hood partners.

2 “(3) The voluntary statewide early learning system shall include the following components:

3 “(a) A process to identify as early as possible children and families who would benefit from early
4 learning services, **including the required use of standardized screening and referral procedures**
5 **used throughout the voluntary statewide early learning system;**

6 “(b) A plan to support the identified needs of the child and family that coordinates case man-
7 agement personnel and the delivery of services to the child and family; and

8 “(c) Services to support children who are zero through six years of age and their families who
9 give their express written consent, including:

10 “(A) Screening, assessment and home visiting services pursuant to ORS 417.795;

11 “(B) Specialized or targeted home visiting services;

12 “(C) Community-based services such as relief nurseries, family support programs and parent ed-
13 ucation programs;

14 “(D) Affordable, quality child care, as defined by the Early Learning Council;

15 “(E) Preschool and other early education services;

16 “(F) Health services for children and pregnant women;

17 “(G) Mental health services;

18 “(H) Alcohol and drug treatment programs that meet the standards promulgated by the Oregon
19 Health Authority pursuant to ORS 430.357;

20 “(I) Developmental disability services; and

21 “(J) Other state and local services.

22 “(4) In establishing the definition of affordable, quality child care under subsection (3)(c)(D) of
23 this section, the Early Learning Council shall consult with child care providers and early childhood
24 educators. The definition established by the council shall support parental choice of child care pro-
25 vider and shall consider differences in settings and services, including but not limited to child care
26 for school-aged children, part-time care, odd-hour and respite care and factors of cultural appropri-
27 ateness and competence.

28 “(5)(a) **For the purpose of ensuring that affordable, quality home-based child care is**
29 **available through a program that a state agency subsidizes, the Department of Human Ser-**
30 **VICES and the Child Care Division of the Employment Department shall convene a permanent**
31 **committee for professional development and labor management. The committee must have**
32 **equal representation by state agencies and by union representatives of home-based child care**
33 **providers that are exempt from licensure. The committee shall develop a quality improve-**
34 **ment system for child care providers that are exempt from licensure and that receive sub-**
35 **sidies. The system must use evidence-based approaches.**

36 “(b) **Any quality standards established for the subsidy program described in paragraph**
37 **(a) of this subsection are subject to collective bargaining.**

38 “(c) **Any eligibility standards related to the subsidy program described in paragraph (a)**
39 **of this subsection may not be delegated to an Early Learning Hub established under section**
40 **77, chapter 37, Oregon Laws 2012.**

41 “[5] (6) The Early Learning Council shall:

42 “(a) Consolidate administrative functions relating to the voluntary statewide early learning
43 system, to the extent practicable, including but not limited to training and technical assistance,
44 planning and budgeting. *[This paragraph does not apply to the administrative functions of the De-*
45 *partment of Education relating to education programs.]*

1 “(b) Adopt policies to establish training and technical assistance programs to ensure that per-
2 sonnel have skills in appropriate areas, including screening, family assessment, competency-based
3 home visiting skills, cultural and gender differences and other areas as needed.

4 “(c) Identify research-based age-appropriate and culturally and gender appropriate screening and
5 assessment tools that would be used as appropriate in programs and services of the voluntary
6 statewide early learning system.

7 “(d) Develop a plan for the implementation of a common data system for voluntary early child-
8 hood programs.

9 “(e) Coordinate existing and new early childhood programs to provide a range of community-
10 based supports.

11 “(f) Establish a common set of quality assurance standards to guide local implementation of all
12 elements of the voluntary statewide early learning system, including voluntary universal screening
13 and assessment, home visiting, staffing, evaluation and community-based services.

14 “(g) Ensure that all plans for voluntary early childhood services are coordinated and consistent
15 with federal and state law, including but not limited to plans for Oregon prekindergarten programs,
16 federal Head Start programs, early childhood special education services, early intervention services
17 and public health services.

18 “(h) Identify how the voluntary statewide early learning system for children who are zero
19 through six years of age will link with systems of support for older children and their families.

20 “(i) During January of each odd-numbered year, report to the Governor and the Legislative As-
21 sembly on the voluntary statewide early learning system.

22 “[6] (7) The State Board of Education, the Employment Department, the Department of Human
23 Services and the Oregon Health Authority when adopting rules to administer voluntary early
24 childhood programs under their individual authority shall adopt rules:

25 “(a) That are consistent with the requirements of the voluntary statewide early learning system
26 created under this section; and

27 “(b) With the direction of the Early Learning Council.

28 “[7] (8) Information gathered in conjunction with the voluntary comprehensive screening and
29 assessment of children and their families may be used only for the following purposes:

30 “(a) Providing services to children and families who give their express written consent;

31 “(b) Providing statistical data that are not personally identifiable;

32 “(c) Accomplishing other purposes for which the family has given express written consent; and

33 “(d) Meeting the requirements of mandatory state and federal disclosure laws.

34 “**SECTION 5.** ORS 417.795, as amended by section 53, chapter 37, Oregon Laws 2012, is
35 amended to read:

36 “417.795. (1) The Early Learning Council shall establish [*Healthy Start Family Support*
37 *Services*] **Healthy Families Oregon** programs through contracts entered into by local commissions
38 on children and families in all counties of this state as funding becomes available.

39 “(2) These programs shall be nonstigmatizing, voluntary and designed to achieve the appropriate
40 early childhood benchmarks and shall:

41 “(a) Ensure that express written consent is obtained from the family prior to any release of in-
42 formation that is protected by federal or state law and before the family receives any services;

43 “(b) Ensure that services are voluntary and that, if a family chooses not to accept services or
44 ends services, there are no adverse consequences for those decisions;

45 “(c) Offer a voluntary comprehensive screening and risk assessment of all [*newly born*]

1 children, **from zero through three years of age**, and their families **in coordination with state-**
2 **wide screening and risk assessment efforts;**

3 “(d) Ensure that the disclosure of information gathered in conjunction with the voluntary com-
4 prehensive screening and risk assessment of children and their families is limited pursuant to ORS
5 417.728 [(7)] **(8)** to the following purposes:

6 “(A) Providing services under the programs to children and families who give their express
7 written consent;

8 “(B) Providing statistical data that are not personally identifiable;

9 “(C) Accomplishing other purposes for which the family has given express written consent; and

10 “(D) Meeting the requirements of mandatory state and federal disclosure laws;

11 “(e) Ensure that risk factors used in the risk assessment are limited to those risk factors that
12 have been shown by research to be associated with poor outcomes for children and families;

13 “(f) Identify, as early as possible, families that would benefit most from the programs;

14 “(g) Provide parenting education and support services, including but not limited to community-
15 based home visiting services and primary health care services;

16 “(h) Provide other supports, including but not limited to referral to and linking of community
17 and public services for children and families such as mental health services, alcohol and drug
18 treatment programs that meet the standards promulgated by the Oregon Health Authority under
19 ORS 430.357, child care, food, housing and transportation;

20 “(i) Coordinate services for children consistent with the voluntary local early childhood system
21 plan developed pursuant to ORS 417.777;

22 “(j) Provide follow-up services and supports from zero through six years of age;

23 “(k) Integrate data with any common data system for early childhood programs;

24 “(L) Be included in a statewide independent evaluation to document:

25 “(A) Level of screening and assessment;

26 “(B) Incidence of child abuse and neglect;

27 “(C) Change in parenting skills; and

28 “(D) Rate of child development;

29 “(m) Be included in a statewide training program in the dynamics of the skills needed to provide
30 early childhood services, such as assessment and home visiting; and

31 “(n) Meet voluntary statewide and local early childhood system quality assurance and quality
32 improvement standards.

33 “(3) The [*Healthy Start Family Support Services*] **Healthy Families Oregon** programs, local
34 health departments and other providers of prenatal and perinatal services in counties, as part of the
35 voluntary local early childhood system, shall:

36 “(a) Identify existing services and describe and prioritize additional services necessary for a
37 voluntary home visit system;

38 “(b) Build on existing programs;

39 “(c) Maximize the use of volunteers and other community resources that support all families;

40 “(d) Target, at a minimum, all [*first birth families in the county*] **prenatal families and families**
41 **with children less than three months of age and provide services through at least the child’s**
42 **third birthday;** and

43 “(e) Ensure that home visiting services provided by local health departments for children and
44 pregnant women support and are coordinated with local [*Healthy Start Family Support Services*]
45 **Healthy Families Oregon** programs.

1 “(4) Through a [*Healthy Start Family Support Services program, a trained family support worker*
2 *or nurse*] **Healthy Families Oregon program, a trained home visitor** shall be assigned to each
3 family assessed as at risk that consents to receive services through the [*worker or nurse*] **trained**
4 **home visitor**. The [*worker or nurse*] **trained home visitor** shall conduct home visits and assist the
5 family in gaining access to needed services.

6 “(5) The services required by this section shall be provided by hospitals, public or private enti-
7 ties or organizations, or any combination thereof, capable of providing all or part of the family risk
8 assessment and the follow-up services. In granting a contract, a local commission may utilize
9 collaborative contracting or requests for proposals and shall take into consideration the most ef-
10 fective and consistent service delivery system.

11 “(6) The family risk assessment and follow-up services for families at risk shall be provided by
12 [*trained family support workers or nurses*] **trained home visitors** organized in teams supervised by
13 a manager and including a family services coordinator who is available to consult.

14 “(7) Each [*Healthy Start Family Support Services*] **Healthy Families Oregon** program shall
15 adopt disciplinary procedures for [*family support workers, nurses*] **trained home visitors** and other
16 employees of the program. The procedures shall provide appropriate disciplinary actions for [*family*
17 *support workers, nurses*] **trained home visitors** and other employees who violate federal or state
18 law or the policies of the program.

19 “**SECTION 6.** ORS 417.795, as amended by sections 53 and 95, chapter 37, Oregon Laws 2012,
20 is amended to read:

21 “417.795. (1) The Early Learning Council shall establish [*Healthy Start Family Support*
22 *Services*] **Healthy Families Oregon** programs in all counties of this state as funding becomes
23 available.

24 “(2) These programs shall be nonstigmatizing, voluntary and designed to achieve the appropriate
25 early childhood benchmarks and shall:

26 “(a) Ensure that express written consent is obtained from the family prior to any release of in-
27 formation that is protected by federal or state law and before the family receives any services;

28 “(b) Ensure that services are voluntary and that, if a family chooses not to accept services or
29 ends services, there are no adverse consequences for those decisions;

30 “(c) Offer a voluntary comprehensive screening and risk assessment of all [*newly born*]
31 children, **from zero through three years of age**, and their families **in coordination with state-**
32 **wide screening and risk assessment efforts;**

33 “(d) Ensure that the disclosure of information gathered in conjunction with the voluntary com-
34 prehensive screening and risk assessment of children and their families is limited pursuant to ORS
35 417.728 [(7)] **(8)** to the following purposes:

36 “(A) Providing services under the programs to children and families who give their express
37 written consent;

38 “(B) Providing statistical data that are not personally identifiable;

39 “(C) Accomplishing other purposes for which the family has given express written consent; and

40 “(D) Meeting the requirements of mandatory state and federal disclosure laws;

41 “(e) Ensure that risk factors used in the risk assessment are limited to those risk factors that
42 have been shown by research to be associated with poor outcomes for children and families;

43 “(f) Identify, as early as possible, families that would benefit most from the programs;

44 “(g) Provide parenting education and support services, including but not limited to community-
45 based home visiting services and primary health care services;

1 “(h) Provide other supports, including but not limited to referral to and linking of community
2 and public services for children and families such as mental health services, alcohol and drug
3 treatment programs that meet the standards promulgated by the Oregon Health Authority under
4 ORS 430.357, child care, food, housing and transportation;

5 “(i) Coordinate services for children consistent with other services provided through the Oregon
6 Early Learning System;

7 “(j) Provide follow-up services and supports from zero through six years of age;

8 “(k) Integrate data with any common data system for early childhood programs;

9 “(L) Be included in a statewide independent evaluation to document:

10 “(A) Level of screening and assessment;

11 “(B) Incidence of child abuse and neglect;

12 “(C) Change in parenting skills; and

13 “(D) Rate of child development;

14 “(m) Be included in a statewide training program in the dynamics of the skills needed to provide
15 early childhood services, such as assessment and home visiting; and

16 “(n) Meet statewide quality assurance and quality improvement standards.

17 “(3) The [*Healthy Start Family Support Services*] **Healthy Families Oregon** programs, local
18 health departments and other providers of prenatal and perinatal services in counties shall:

19 “(a) Identify existing services and describe and prioritize additional services necessary for a
20 voluntary home visit system;

21 “(b) Build on existing programs;

22 “(c) Maximize the use of volunteers and other community resources that support all families;

23 “(d) Target, at a minimum, all [*first birth families in the county*] **prenatal families and families**
24 **with children less than three months of age and provide services through at least the child’s**
25 **third birthday;** and

26 “(e) Ensure that home visiting services provided by local health departments for children and
27 pregnant women support and are coordinated with local [*Healthy Start Family Support Services*]
28 **Healthy Families Oregon** programs.

29 “(4) Through a [*Healthy Start Family Support Services program, a trained family support worker*
30 *or nurse*] **Healthy Families Oregon program, a trained home visitor** shall be assigned to each
31 family assessed as at risk that consents to receive services through the [*worker or nurse*] **trained**
32 **home visitor**. The [*worker or nurse*] **trained home visitor** shall conduct home visits and assist the
33 family in gaining access to needed services.

34 “(5) The services required by this section shall be provided by hospitals, public or private enti-
35 ties or organizations, or any combination thereof, capable of providing all or part of the family risk
36 assessment and the follow-up services. In granting a contract, collaborative contracting or requests
37 for proposals may be used and must include the most effective and consistent service delivery sys-
38 tem.

39 “(6) The family risk assessment and follow-up services for families at risk shall be provided by
40 [*trained family support workers or nurses*] **trained home visitors** organized in teams supervised by
41 a manager and including a family services coordinator who is available to consult.

42 “(7) Each [*Healthy Start Family Support Services*] **Healthy Families Oregon** program shall
43 adopt disciplinary procedures for [*family support workers, nurses*] **trained home visitors** and other
44 employees of the program. The procedures shall provide appropriate disciplinary actions for [*family*
45 *support workers, nurses*] **trained home visitors** and other employees who violate federal or state

1 law or the policies of the program.

2 “**SECTION 7.** ORS 417.777, as amended by section 47, chapter 37, Oregon Laws 2012, is
3 amended to read:

4 “417.777. (1) Each local commission on children and families, as part of the local coordinated
5 comprehensive plan developed under ORS 417.775 for the county or region, shall lead and coordinate
6 the development of a voluntary local early childhood system plan that shall focus on the needs of
7 children who are zero through eight years of age and their families. Local Oregon prekindergarten
8 programs, early childhood special education programs and early intervention services shall collab-
9 orate and participate with the local commission in the development and implementation of the vol-
10 untary early childhood system plan.

11 “(2) In the process of developing the voluntary local early childhood system plan, a local com-
12 mission shall include parents, youth, community representatives and representatives of local pro-
13 viders of early childhood services that reflect the diversity of the county or region, including but
14 not limited to representatives from:

15 “(a) Hospitals and the health professions;

16 “(b) Local interagency coordinating councils;

17 “(c) Oregon prekindergarten programs;

18 “(d) Contractors who are designated by the Superintendent of Public Instruction to be respon-
19 sible for the administration of early childhood special education and early intervention services in
20 a service area;

21 “(e) Community corrections agencies;

22 “(f) Mental health services;

23 “(g) County health departments;

24 “(h) [*Healthy Start Family Support Services*] **Healthy Families Oregon** programs;

25 “(i) Alcohol and drug treatment programs;

26 “(j) Local child care resource and referral agencies;

27 “(k) Child care providers;

28 “(L) Developmental disability services;

29 “(m) The kindergarten through grade 12 education community;

30 “(n) Faith-based organizations; and

31 “(o) Other providers of prenatal and perinatal services.

32 “(3) A voluntary local early childhood system plan shall:

33 “(a) Provide for the coordination of early childhood programs by creating a process to connect
34 children and families with the most appropriate supports;

35 “(b) Include a description of how the components of the voluntary statewide early learning sys-
36 tem specified in ORS 417.728 will be implemented in the county or region;

37 “(c) Build on existing programs;

38 “(d) Identify ways to maximize the use of volunteers and other community resources; and

39 “(e) Ensure that the diverse populations within a community receive services that are culturally
40 and gender appropriate.

41 “(4) Local communities are encouraged to:

42 “(a) Use private nonprofit organizations to raise community awareness and support for the vol-
43 untary local early childhood system; and

44 “(b) Involve the medical community to ensure appropriate referrals to services and supports that
45 are provided through the voluntary local early childhood system.

1 “**SECTION 8.** The Oregon Health Authority and the Early Learning Council shall work
2 collaboratively with coordinated care organizations to develop performance metrics for
3 prenatal care, delivery and infant care that align with early learning outcomes.

4 “**SECTION 9.** The Oregon Health Authority and the Early Learning Council shall estab-
5 lish a grant program to provide funding to support effective and scalable strategies that align
6 voluntary statewide early learning systems and health systems for the purpose of improving
7 the developmental outcomes for children from zero through three years of age.

8 “**SECTION 10.** ORS 343.475 is amended to read:

9 “343.475. (1)(a) In accordance with rules adopted by the State Board of Education, the Super-
10 intendent of Public Instruction **in collaboration with the Early Learning Council** shall develop
11 and administer a statewide, comprehensive, coordinated, multidisciplinary, interagency program of
12 early childhood special education and early intervention services for preschool children with disa-
13 bilities [*and may*:].

14 “(b) **The program must ensure that each preschool child with a disability has access to**
15 **a comprehensive plan for communication that allows the child, by the age of three years, to**
16 **engage in expressive and receptive communication across all learning, home and community**
17 **settings. The plan may allow for communication orally, by sign language, by assistive tech-**
18 **nology or by augmentative communication.**

19 “(2) **In accordance with rules adopted by the State Board of Education, the Superinten-**
20 **dent of Public Instruction in collaboration with the Early Learning Council may:**

21 “(a) Establish and designate service areas throughout the state for the delivery of early child-
22 hood special education and early intervention services that shall meet state and federal guidelines
23 and be delivered to all eligible children.

24 “(b) Designate in each service area a primary contractor that shall be responsible for the ad-
25 ministration and coordination of early childhood special education and early intervention services
26 to all eligible preschool children and their families residing in the service area.

27 “[(2)] (3) Early childhood special education and early intervention services shall:

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

30 “(b) Coordinate services with other services that are coordinated through the plan. The coordi-
31 nation of services shall be consistent with federal and state law.

32 “[(3)] (4) Preschool children with disabilities shall be considered residents of the service area
33 where the children are currently living, including children living in public or private residential
34 programs, hospitals and similar facilities.

35 “[(4)] (5) In addition to any other remedy or sanction that may be available, the Superintendent
36 of Public Instruction may withhold funds and terminate the contract of any contractor that fails to
37 comply with any provisions of the contract.

38 “**SECTION 11.** ORS 343.475, as amended by section 89, chapter 37, Oregon Laws 2012, is
39 amended to read:

40 “343.475. (1)(a) In accordance with rules adopted by the State Board of Education, the Super-
41 intendent of Public Instruction **in collaboration with the Early Learning Council** shall develop
42 and administer a statewide, comprehensive, coordinated, multidisciplinary, interagency program of
43 early childhood special education and early intervention services for preschool children with disa-
44 bilities [*and may*:].

45 “(b) **The program must ensure that each preschool child with a disability has access to**

1 a comprehensive plan for communication that allows the child, by the age of three years, to
2 engage in expressive and receptive communication across all learning, home and community
3 settings. The plan may allow for communication orally, by sign language, by assistive tech-
4 nology or by augmentative communication.

5 “(2) In accordance with rules adopted by the State Board of Education, the Superinten-
6 dent of Public Instruction in collaboration with the Early Learning Council may:

7 “(a) Establish and designate service areas throughout the state for the delivery of early child-
8 hood special education and early intervention services that shall meet state and federal guidelines
9 and be delivered to all eligible children.

10 “(b) Designate in each service area a primary contractor that shall be responsible for the ad-
11 ministration and coordination of early childhood special education and early intervention services
12 to all eligible preschool children and their families residing in the service area.

13 “[2] (3) Early childhood special education and early intervention services shall coordinate
14 services with other services provided through the Oregon Early Learning System. The coordination
15 of services shall be consistent with federal and state law.

16 “[3] (4) Preschool children with disabilities shall be considered residents of the service area
17 where the children are currently living, including children living in public or private residential
18 programs, hospitals and similar facilities.

19 “[4] (5) In addition to any other remedy or sanction that may be available, the Superintendent
20 of Public Instruction may withhold funds and terminate the contract of any contractor that fails to
21 comply with any provisions of the contract.

22 “**SECTION 12.** Section 103, chapter 37, Oregon Laws 2012, is amended to read:

23 “**Sec. 103.** ORS 417.747, 417.760, 417.765, 417.770, 417.775, 417.777, 417.780, 417.785, 417.787,
24 [417.797,] 417.830, 417.833, 417.836, 417.839 and 417.842 are repealed.

25 “**SECTION 13. ORS 417.797 is repealed.**

26 “**SECTION 14.** ORS 417.775, as amended by section 46, chapter 37, Oregon Laws 2012, and
27 section 25, chapter 97, Oregon Laws 2012, is amended to read:

28 “417.775. (1) Under the direction of the board or boards of county commissioners, and in con-
29 junction with the guidelines set by the Early Learning Council, the local commission on children
30 and families shall promote wellness for children of all ages and their families in the county or re-
31 gion, if the families have given their express written consent, mobilize communities and develop
32 policy and oversee the implementation of a local coordinated comprehensive plan described in this
33 section. A local commission shall:

34 “(a) Inform and involve citizens;

35 “(b) Identify and map the range of resources in the community;

36 “(c) Plan, advocate and fund research-based and tribal-based initiatives for children who are 18
37 years of age or younger, including prenatal, and their families;

38 “(d) Develop local policies, priorities, outcomes and targets;

39 “(e) Prioritize activities identified in the local plan and mobilize the community to take action;

40 “(f) Prioritize the use of nondedicated resources; **and**

41 “(g) Monitor implementation of the local plan. [; and]

42 “[h] Monitor and evaluate the intermediate outcome targets identified in the local plan that are
43 reviewed under ORS 417.797, and report on the progress in addressing priorities and achieving out-
44 comes.]

45 “(2)(a) A local commission may not provide direct services for children and their families.

1 “(b) Notwithstanding paragraph (a) of this subsection, a local commission may provide direct
2 services for children and their families for a period not to exceed six months if:

3 “(A)(i) The local commission determines that there is an emergency;

4 “(ii) A provider of services discontinues providing the services in the county or region; or

5 “(iii) No provider is able to offer the services in the county or region; and

6 “(B) The family has given its express written consent.

7 “(3) The local commission shall lead and coordinate a process to assess needs, strengths, goals,
8 priorities and strategies, and identify county or regional outcomes to be achieved. The process shall
9 be in conjunction with other coordinating bodies for services for children and their families and
10 shall include representatives of education, mental health services, developmental disability services,
11 alcohol and drug treatment programs, public health programs, local child care resource and referral
12 agencies, child care providers, law enforcement and corrections agencies, private nonprofit entities,
13 local governments, faith-based organizations, businesses, families, youth and the local community.
14 The process shall include populations representing the diversity of the county or region.

15 “(4) Through the process described in subsection (3) of this section, the local commission shall
16 coordinate the development of a single local plan for coordinating community programs, strategies
17 and services for children who are 18 years of age or younger, including prenatal, and their families
18 among community groups, government agencies, private providers and other parties. The local plan
19 shall be a comprehensive area-wide service delivery plan for all services to be provided for children
20 and their families in the county or region, if the families have given their express written consent.
21 The local plan shall be designed to achieve state and county or regional outcomes based on state
22 policies and guidelines and to maintain a level of services consistent with state and federal re-
23 quirements.

24 “(5) The local commission shall prepare the local coordinated comprehensive plan and applica-
25 tions for funds to implement ORS 417.705 to 417.800. The local plan, policies and proposed service
26 delivery systems shall be submitted to the board or boards of county commissioners for approval
27 prior to submission to the Early Learning Council. The local plan shall be based on identifying the
28 most effective service delivery system allowing for the continuation of current public and private
29 programs where appropriate. The local plan shall address needs, strengths and assets of all children,
30 their families and communities, including those children and their families at highest risk.

31 “(6) Subject to the availability of funds:

32 “(a) The local coordinated comprehensive plan shall include:

33 “(A) Identification of ways to connect all state and local planning processes related to services
34 for children and their families into the local coordinated comprehensive plan to create positive
35 outcomes for children and their families; and

36 “(B) Provisions for a continuum of social supports at the community level for children from the
37 prenatal stage through 18 years of age, and their families, that takes into account areas of need,
38 service overlap, asset building and community strengths as outlined in ORS 417.305 (2).

39 “(b) The local coordinated comprehensive plan shall reference:

40 “(A) A voluntary local early childhood system plan created pursuant to ORS 417.777;

41 “(B) Local alcohol and other drug prevention and treatment plans developed pursuant to ORS
42 430.242;

43 “(C) Local service plans, developed pursuant to ORS 430.630, for the delivery of mental health
44 services for children and their families;

45 “(D) Local public health plans, developed pursuant to ORS 431.385, that include public health

1 issues such as prenatal care, immunizations, well-child checkups, tobacco use, nutrition, teen preg-
2 nancy, maternal and child health care and suicide prevention; and

3 “(E) The local high-risk juvenile crime prevention plan developed pursuant to ORS 417.855.

4 “(7) The local coordinated comprehensive plan shall include a list of staff positions budgeted to
5 support the local commission on children and families. The list shall indicate the status of each po-
6 sition as a percentage of full-time equivalency dedicated to the implementation of the local coordi-
7 nated comprehensive plan. The county board or boards of commissioners shall be responsible for
8 providing the level of staff support detailed in the local plan and shall ensure that funds provided
9 for these purposes are used to carry out the local plan.

10 “(8) The local coordinated comprehensive plan shall:

11 “(a) Improve results by addressing the needs, strengths and assets of all children, their families
12 and communities in the county or region, including those children and their families at highest risk;

13 “(b) Improve results by identifying the methods that work best at the state and local levels to
14 coordinate resources, reduce paperwork and simplify processes, including data gathering and plan-
15 ning;

16 “(c) Be based on local, state and federal resources;

17 “(d) Be based on proven practices of effectiveness for the specific community;

18 “(e) Contribute to a voluntary statewide system of formal and informal services and supports
19 that is provided at the community level, that is integrated in local communities and that promotes
20 improved outcomes for Oregon’s children;

21 “(f) Be presented to the citizens in each county for public review, comment and adjustment;

22 “(g) Be designed to achieve outcomes based on research-identified proven practices of effective-
23 ness; and

24 “(h) Address other issues, local needs or children and family support areas as determined by the
25 local commission.

26 “(9) In developing the local coordinated comprehensive plan, the local commission shall:

27 “(a) Secure active participation pursuant to subsection (3) of this section;

28 “(b) Provide for community participation in the planning process, including media notification;

29 “(c) Conduct an assessment of the community that identifies needs and strengths;

30 “(d) Identify opportunities for service integration; and

31 “(e) Develop a local coordinated comprehensive plan and budget to meet the priority needs of
32 a county or region.

33 “(10) The Early Learning Council may disapprove the part of the local coordinated comprehen-
34 sive plan relating to the planning process required by this section and the voluntary local early
35 childhood system plan.

36 “(11)(a) The Early Learning Council may disapprove the planning process and the voluntary lo-
37 cal early childhood system plan only upon making specific findings that the local plan substantially
38 fails to conform to the principles, characteristics and values identified in ORS 417.708 to 417.725 or
39 that the local plan fails to conform with the planning process requirements of this section. The staff
40 of the Early Learning Council shall assist the local commission in remedying the deficiencies in the
41 planning process or the voluntary local early childhood system plan. The Early Learning Council
42 shall set a date by which any deficient portions of the planning process or the voluntary local early
43 childhood system plan must be revised and resubmitted to the Early Learning Council by the local
44 commission.

45 “(b) The Early Learning Council does not have approval authority over the following service

1 plans referenced in the local coordinated comprehensive plan:

2 “(A) The local alcohol and other drug prevention and treatment plans developed pursuant to
3 ORS 430.242;

4 “(B) Local service plans, developed pursuant to ORS 430.630, relating to the delivery of mental
5 health services;

6 “(C) Local public health plans developed pursuant to ORS 431.385; and

7 “(D) Local high-risk juvenile crime prevention plans developed pursuant to ORS 417.855.

8 “(12) The Early Learning Council, the Department of Human Services and the Juvenile Crime
9 Prevention Advisory Committee may jointly approve the community plan that is part of the local
10 coordinated comprehensive plan, but may not jointly approve the service plans that are referenced
11 in the local plan. If the community plan is disapproved in whole, the agencies shall identify with
12 particularity the manner in which the community plan is deficient and the service plans may be
13 implemented. If only part of the community plan is disapproved, the remainder of the community
14 plan and the service plans may be implemented. The staff of the agencies shall assist the local
15 commission in remedying the disapproved portions of the community plan. The agencies shall jointly
16 set a date by which the deficient portions of the community plan shall be revised and resubmitted
17 to the agencies by the local commission. In reviewing the community plan, the agencies shall con-
18 sider the impact of state and local budget reductions on the community plan.

19 “(13) If a local commission determines that the needs of the county or region it serves differ
20 from those identified by the Early Learning Council, it may ask the Early Learning Council to waive
21 specific requirements in its list of children’s support areas. The process for granting waivers shall
22 be developed by the Early Learning Council prior to the start of the review and approval process
23 for the local coordinated comprehensive plan and shall be based primarily on a determination of
24 whether the absence of a waiver would prevent the local commission from best meeting the needs
25 of the county or region.

26 “(14) From time to time, the local commission may amend the local coordinated comprehensive
27 plan and applications for funds to implement ORS 417.705 to 417.800. The local commission must
28 amend the local plan to reflect current community needs, strengths, goals, priorities and strategies.
29 Amendments become effective upon approval of the board or boards of county commissioners and
30 the Early Learning Council.

31 “(15) The local commission shall keep an official record of any amendments to the local coordi-
32 nated comprehensive plan under subsection (14) of this section.

33 “(16) The local commission shall provide an opportunity for public and private contractors to
34 review the components of the local coordinated comprehensive plan and any amendments to the lo-
35 cal plan, to receive notice of any component that the county or counties intend to provide through
36 a county agency and to comment publicly to the board or boards of county commissioners if they
37 disagree with the proposed service delivery plan.

38 “(17) Alcohol and drug prevention and treatment services included in the local coordinated
39 comprehensive plan must meet minimum standards adopted by the Oregon Health Authority under
40 ORS 430.357.

41 “**SECTION 15.** ORS 417.775, as amended by sections 46 and 108a, chapter 37, Oregon Laws 2012,
42 and section 25, chapter 97, Oregon Laws 2012, is amended to read:

43 “417.775. (1) Under the direction of the board or boards of county commissioners, and in con-
44 junction with the guidelines set by the Early Learning Council, the local commission on children
45 and families shall promote wellness for children of all ages and their families in the county or re-

1 gion, if the families have given their express written consent, mobilize communities and develop
2 policy and oversee the implementation of a local coordinated comprehensive plan described in this
3 section. A local commission shall:

4 “(a) Inform and involve citizens;

5 “(b) Identify and map the range of resources in the community;

6 “(c) Plan, advocate and fund research-based and tribal-based initiatives for children who are 18
7 years of age or younger, including prenatal, and their families;

8 “(d) Develop local policies, priorities, outcomes and targets;

9 “(e) Prioritize activities identified in the local plan and mobilize the community to take action;

10 “(f) Prioritize the use of nondedicated resources; **and**

11 “(g) Monitor implementation of the local plan. [*; and*]

12 “[*(h) Monitor and evaluate the intermediate outcome targets identified in the local plan that are*
13 *reviewed under ORS 417.797, and report on the progress in addressing priorities and achieving out-*
14 *comes.*]

15 “(2)(a) A local commission may not provide direct services for children and their families.

16 “(b) Notwithstanding paragraph (a) of this subsection, a local commission may provide direct
17 services for children and their families for a period not to exceed six months if:

18 “(A)(i) The local commission determines that there is an emergency;

19 “(ii) A provider of services discontinues providing the services in the county or region; or

20 “(iii) No provider is able to offer the services in the county or region; and

21 “(B) The family has given its express written consent.

22 “(3) The local commission shall lead and coordinate a process to assess needs, strengths, goals,
23 priorities and strategies, and identify county or regional outcomes to be achieved. The process shall
24 be in conjunction with other coordinating bodies for services for children and their families and
25 shall include representatives of education, mental health services, developmental disability services,
26 alcohol and drug treatment programs, public health programs, local child care resource and referral
27 agencies, child care providers, law enforcement and corrections agencies, private nonprofit entities,
28 local governments, faith-based organizations, businesses, families, youth and the local community.
29 The process shall include populations representing the diversity of the county or region.

30 “(4) Through the process described in subsection (3) of this section, the local commission shall
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32 and services for children who are 18 years of age or younger, including prenatal, and their families
33 among community groups, government agencies, private providers and other parties. The local plan
34 shall be a comprehensive area-wide service delivery plan for all services to be provided for children
35 and their families in the county or region, if the families have given their express written consent.
36 The local plan shall be designed to achieve state and county or regional outcomes based on state
37 policies and guidelines and to maintain a level of services consistent with state and federal re-
38 quirements.

39 “(5) The local commission shall prepare the local coordinated comprehensive plan and applica-
40 tions for funds to implement ORS 417.705 to 417.800. The local plan, policies and proposed service
41 delivery systems shall be submitted to the board or boards of county commissioners for approval
42 prior to submission to the Early Learning Council. The local plan shall be based on identifying the
43 most effective service delivery system allowing for the continuation of current public and private
44 programs where appropriate. The local plan shall address needs, strengths and assets of all children,
45 their families and communities, including those children and their families at highest risk.

1 “(6) Subject to the availability of funds:

2 “(a) The local coordinated comprehensive plan shall include:

3 “(A) Identification of ways to connect all state and local planning processes related to services

4 for children and their families into the local coordinated comprehensive plan to create positive

5 outcomes for children and their families; and

6 “(B) Provisions for a continuum of social supports at the community level for children from the

7 prenatal stage through 18 years of age, and their families, that takes into account areas of need,

8 service overlap, asset building and community strengths as outlined in ORS 417.305 (2).

9 “(b) The local coordinated comprehensive plan shall reference:

10 “(A) A voluntary local early childhood system plan created pursuant to ORS 417.777;

11 “(B) Local alcohol and other drug prevention and treatment plans developed pursuant to ORS

12 430.242;

13 “(C) Local service plans, developed pursuant to ORS 430.630, for the delivery of mental health

14 services for children and their families;

15 “(D) Local public health plans, developed pursuant to ORS 431.385, that include public health

16 issues such as prenatal care, immunizations, well-child checkups, tobacco use, nutrition, teen preg-

17 nancy, maternal and child health care and suicide prevention; and

18 “(E) The local high-risk juvenile crime prevention plan developed pursuant to ORS 417.855.

19 “(7) The local coordinated comprehensive plan shall include a list of staff positions budgeted to

20 support the local commission on children and families. The list shall indicate the status of each po-

21 sition as a percentage of full-time equivalency dedicated to the implementation of the local coordi-

22 nated comprehensive plan. The county board or boards of commissioners shall be responsible for

23 providing the level of staff support detailed in the local plan and shall ensure that funds provided

24 for these purposes are used to carry out the local plan.

25 “(8) The local coordinated comprehensive plan shall:

26 “(a) Improve results by addressing the needs, strengths and assets of all children, their families

27 and communities in the county or region, including those children and their families at highest risk;

28 “(b) Improve results by identifying the methods that work best at the state and local levels to

29 coordinate resources, reduce paperwork and simplify processes, including data gathering and plan-

30 ning;

31 “(c) Be based on local, state and federal resources;

32 “(d) Be based on proven practices of effectiveness for the specific community;

33 “(e) Contribute to a voluntary statewide system of formal and informal services and supports

34 that is provided at the community level, that is integrated in local communities and that promotes

35 improved outcomes for Oregon’s children;

36 “(f) Be presented to the citizens in each county for public review, comment and adjustment;

37 “(g) Be designed to achieve outcomes based on research-identified proven practices of effective-

38 ness; and

39 “(h) Address other issues, local needs or children and family support areas as determined by the

40 local commission.

41 “(9) In developing the local coordinated comprehensive plan, the local commission shall:

42 “(a) Secure active participation pursuant to subsection (3) of this section;

43 “(b) Provide for community participation in the planning process, including media notification;

44 “(c) Conduct an assessment of the community that identifies needs and strengths;

45 “(d) Identify opportunities for service integration; and

1 “(e) Develop a local coordinated comprehensive plan and budget to meet the priority needs of
2 a county or region.

3 “(10) The Early Learning Council may disapprove the part of the local coordinated comprehen-
4 sive plan relating to the planning process required by this section and the voluntary local early
5 childhood system plan.

6 “(11)(a) The Early Learning Council may disapprove the planning process and the voluntary lo-
7 cal early childhood system plan only upon making specific findings that the local plan substantially
8 fails to conform to the principles, characteristics and values identified in ORS 417.708 to 417.725 or
9 that the local plan fails to conform with the planning process requirements of this section. The staff
10 of the Early Learning Council shall assist the local commission in remedying the deficiencies in the
11 planning process or the voluntary local early childhood system plan. The Early Learning Council
12 shall set a date by which any deficient portions of the planning process or the voluntary local early
13 childhood system plan must be revised and resubmitted to the Early Learning Council by the local
14 commission.

15 “(b) The Early Learning Council does not have approval authority over the following service
16 plans referenced in the local coordinated comprehensive plan:

17 “(A) The local alcohol and other drug prevention and treatment plans developed pursuant to
18 ORS 430.242;

19 “(B) Local service plans, developed pursuant to ORS 430.630, relating to the delivery of mental
20 health services;

21 “(C) Local public health plans developed pursuant to ORS 431.385; and

22 “(D) Local high-risk juvenile crime prevention plans developed pursuant to ORS 417.855.

23 “(12) The Early Learning Council, the Department of Human Services and the Youth Develop-
24 ment Council may jointly approve the community plan that is part of the local coordinated com-
25 prehensive plan, but may not jointly approve the service plans that are referenced in the local plan.
26 If the community plan is disapproved in whole, the agencies shall identify with particularity the
27 manner in which the community plan is deficient and the service plans may be implemented. If only
28 part of the community plan is disapproved, the remainder of the community plan and the service
29 plans may be implemented. The staff of the agencies shall assist the local commission in remedying
30 the disapproved portions of the community plan. The agencies shall jointly set a date by which the
31 deficient portions of the community plan shall be revised and resubmitted to the agencies by the
32 local commission. In reviewing the community plan, the agencies shall consider the impact of state
33 and local budget reductions on the community plan.

34 “(13) If a local commission determines that the needs of the county or region it serves differ
35 from those identified by the Early Learning Council, it may ask the Early Learning Council to waive
36 specific requirements in its list of children’s support areas. The process for granting waivers shall
37 be developed by the Early Learning Council prior to the start of the review and approval process
38 for the local coordinated comprehensive plan and shall be based primarily on a determination of
39 whether the absence of a waiver would prevent the local commission from best meeting the needs
40 of the county or region.

41 “(14) From time to time, the local commission may amend the local coordinated comprehensive
42 plan and applications for funds to implement ORS 417.705 to 417.800. The local commission must
43 amend the local plan to reflect current community needs, strengths, goals, priorities and strategies.
44 Amendments become effective upon approval of the board or boards of county commissioners and
45 the Early Learning Council.

1 “(15) The local commission shall keep an official record of any amendments to the local coordi-
2 nated comprehensive plan under subsection (14) of this section.

3 “(16) The local commission shall provide an opportunity for public and private contractors to
4 review the components of the local coordinated comprehensive plan and any amendments to the lo-
5 cal plan, to receive notice of any component that the county or counties intend to provide through
6 a county agency and to comment publicly to the board or boards of county commissioners if they
7 disagree with the proposed service delivery plan.

8 “(17) Alcohol and drug prevention and treatment services included in the local coordinated
9 comprehensive plan must meet minimum standards adopted by the Oregon Health Authority under
10 ORS 430.357.

11 “**SECTION 16.** Section 77, chapter 37, Oregon Laws 2012, is amended to read:

12 “**Sec. 77.** *[(1) As used in this section, ‘community-based coordinator of early learning services’*
13 *means counties, cities, school districts, education service districts, community colleges, public universi-*
14 *ties, private educational institutions, faith-based organizations, nonprofit service providers, tribes and*
15 *any other entity that meets the minimum criteria to be a community-based coordinator of early learning*
16 *services, as determined by the Early Learning Council.]*

17 “(1) **As used in this section:**

18 “(a) **‘Early Learning Hub’ means any entity designated by regional partners to coordinate**
19 **early learning services, as determined by rules adopted by the Early Learning Council.**

20 “(b) **‘Regional partners’ includes counties, cities, school districts, education service dis-**
21 **tricts, community colleges, public universities, private educational institutions, faith-based**
22 **organizations, nonprofit service providers and tribes.**

23 “(2) The Early Learning Council shall implement and oversee a system that coordinates the de-
24 livery of early learning services to the communities of this state through the *[use of community-based*
25 *coordinators of early learning services]* **direction of Early Learning Hubs.**

26 “(3) The system implemented and overseen by the council must ensure that:

27 “(a) Providers of early learning services are accountable **for outcomes;**

28 “(b) Services are provided in a cost-efficient manner; and

29 “(c) The services provided, and the means by which those services are provided, are focused on
30 the outcomes of the services.

31 “*[(4) An entity may become a community-based coordinator of early learning services by submitting*
32 *to the council an application that demonstrates the following:]*

33 “(4) **The Early Learning Council shall develop and implement a process for requesting**
34 **proposals from entities to become Early Learning Hubs. Proposals submitted under this**
35 **subsection must comply with criteria and requirements adopted by the council by rule, in-**
36 **cluding:**

37 “(a) The entity *[is]* **will be** able to coordinate the provision of early learning services to the
38 community that will be served by the entity. An entity may *[make the demonstration required by*
39 *this]* **meet the requirement of this** paragraph by submitting evidence that local stakeholders, in-
40 cluding but not limited to service providers, parents, community members, county governments, local
41 governments and school districts, have participated in the development of the *[application]* **proposal**
42 **and will maintain a meaningful role in the Early Learning Hub.**

43 “(b) The services coordinated by the entity will be in alignment with the services provided by
44 the public schools of the community that will be served by the entity.

45 “(c) The entity will **be in alignment with, and** make advantageous use of, the system of public

1 health care and services available through county health departments and other publicly supported
2 programs delivered through, or in partnership with, counties **and coordinated care organizations.**

3 “(d) **The entity will be able to integrate efforts among education providers, providers of**
4 **health care, providers of human services and providers of other programs and services in the**
5 **community.**

6 “(e) **The entity will use coordinated and transparent budgeting.**

7 “(f) **The entity will operate in a fiscally sound manner.**

8 “[*d*] (g) The entity [*has*] **must have** a governing body or [*an*] **community** advisory body that:

9 “(A) Has the authority to initiate audits, recommend the terms of a contract and provide reports
10 to the public and to the Early Learning Council on the outcomes of the provision of early learning
11 services to the community served by the entity.

12 “(B) Has members selected through a transparent process **and includes both public and pri-**
13 **ivate entities, locally based parents and service recipients, human service providers, health**
14 **care providers and representatives of local governments.**

15 “[*e*] (h) The entity will collaborate on documentation related to coordinated services with
16 public and private entities that are identified by the Early Learning Council as providers of services
17 that advance the early learning of children.

18 “[*f*] (i) The entity will serve a community that is based on the population and service needs
19 of the community **and will demonstrate the ability to improve results for at-risk children, in-**
20 **cluding the ability to identify, evaluate and implement coordinated strategies to ensure that**
21 **a child is ready to succeed in school.**

22 “[*g*] (j) The entity [*is*] **will be** able to raise significant funds from public and private sources
23 to support early learning services coordinated by the entity **and operate in a fiscally sound**
24 **manner.**

25 “[*h*] (k) The entity meets any other qualifications established by the Early Learning Council.

26 “(5) The Early Learning Council may [*develop*] **adopt by rule** requirements **that are** in addition
27 to the requirements described in subsections (3) and (4) of this section that an entity must meet to
28 qualify as [*a community-based coordinator of early learning services*] **an Early Learning Hub.** When
29 developing the **additional** requirements, the council must use a statewide public process of commu-
30 nity engagement that is consistent with the requirements of the federal Head Start Act.

31 “(6) When determining whether to designate an entity as [*a community-based coordinator of early*
32 *learning services*] **an Early Learning Hub**, the Early Learning Council shall balance the following
33 factors:

34 “(a) The entity’s ability to engage the community and be involved in the community.

35 “(b) The entity’s ability to produce outcomes that benefit children.

36 “(c) The entity’s resourcefulness.

37 “(d) The entity’s use, or proposed use, of evidence-based practices.

38 “(7) The Early Learning Council may alter the lines of the territory served by [*a community-*
39 *based coordinator of early learning services*] **an Early Learning Hub** only to ensure that all children
40 of this state are served by [*a community-based coordinator of early learning services*] **an Early**
41 **Learning Hub.**

42 “(8) An entity designated as [*a community-based coordinator of early learning services*] **part of**
43 **an Early Learning Hub** may not use more than 15 percent of the moneys received by the entity
44 from the Early Learning Council to pay administrative costs of the entity.

45 “**SECTION 17.** Section 77a, chapter 37, Oregon Laws 2012, is amended to read:

1 “**Sec. 77a.** (1) In order to ensure an orderly transition from the local system of commissions on
2 children and families, an entity submitting an application under section 77 [*of this 2012 Act*], **chap-**
3 **ter 37, Oregon Laws 2012**, must show inclusion of, and coordination with, county governments.

4 “(2) On and after [*January 1, 2014*] **July 1, 2013**, an entity submitting an application under sec-
5 tion 77 [*of this 2012 Act*], **chapter 37, Oregon Laws 2012**, is required to show that county govern-
6 ments participated in the development of the application as provided by [*section 77 (4) of this 2012*
7 *Act*] **section 77 (4)(a), chapter 37, Oregon Laws 2012**.

8 “**SECTION 18.** ORS 417.790, as amended by sections 51 and 93, chapter 37, Oregon Laws 2012,
9 is amended to read:

10 “417.790. The Early Learning Council shall:

11 “(1) Make grants to fund research-based services and initiatives to improve outcomes for chil-
12 dren, youth or families. The council and [*community-based coordinators of early learning services*]
13 **Early Learning Hubs** shall assist counties in the implementation of community services that are
14 efficient, accountable, coordinated and readily available. These services shall be provided in ac-
15 cordance with ORS 417.715 and 417.720.

16 “(2) Make Great Start grants to fund community-based programs for children zero through six
17 years of age. A county or region shall use Great Start grant funds to provide research-based early
18 childhood programs in community settings and to provide services that have proven to be successful
19 and that meet the needs of the community. These services shall be provided in accordance with ORS
20 417.728.

21 “**SECTION 19.** Section 78, chapter 37, Oregon Laws 2012, is amended to read:

22 “**Sec. 78.** The Early Learning Council shall establish a process for designating entities as
23 [*community-based coordinators of early learning services*] **Early Learning Hubs** that allows the en-
24 tities to begin functioning as [*community-based coordinators of early learning services*] **Early**
25 **Learning Hubs** no later than [*January 1, 2014*] **July 1, 2013**.

26 “**SECTION 20.** ORS 417.705, as amended by sections 43 and 79, chapter 37, Oregon Laws 2012,
27 is amended to read:

28 “417.705. As used in ORS 417.705 to 417.800:

29 “[(1) ‘*Community-based coordinator of early learning services*’ means an entity designated under
30 *section 77, chapter 37, Oregon Laws 2012.*]

31 “(1) ‘**Early Learning Hub**’ means an entity designated under section 77, chapter 37,
32 **Oregon Laws 2012**.

33 “(2) ‘*Outcome*’ means the measure of a desired result.

34 “(3) ‘*Services for children and families*’ does not include services provided by the Department
35 of Education or school districts that are related to curriculum or instructional programs.

36 “(4) ‘*Target*’ means a specific level of achievement desired for a specific time, expressed nu-
37 merically.

38 “**SECTION 21.** ORS 417.710, as amended by sections 44 and 80, chapter 37, Oregon Laws 2012,
39 and section 21, chapter 97, Oregon Laws 2012, is amended to read:

40 “417.710. Subject to the availability of funds therefor and the specific provisions of ORS 417.705
41 to 417.800, it is the purpose of ORS 417.705 to 417.800 to:

42 “(1) Authorize the Early Learning Council to set statewide guidelines for the planning, coordi-
43 nation and delivery of services for children and families in conjunction with other state agencies
44 and other planning bodies;

45 “(2) Vest in [*community-based coordinators of early learning services*] **Early Learning Hubs** the

1 authority to distribute state and federal funds, to coordinate services and to purchase services for
2 children and families in the local area;

3 “(3) Provide a process for providing local services that are consistent with statewide guidelines;

4 “(4) Retain in the state the responsibility for funding of services for children and families
5 through a combination of local, state and federal funding, including the leveraging of public and
6 private funds available under ORS 417.705 to 417.800; and

7 “(5) Retain state supervision of child protection and other services that should be uniform
8 throughout the state and that are necessarily the state’s responsibility.

9 “**SECTION 22.** ORS 417.725, as amended by section 81, chapter 37, Oregon Laws 2012, and
10 section 23, chapter 97, Oregon Laws 2012, is amended to read:

11 “417.725. (1) Key elements of the service system developed and implemented under ORS 417.705
12 to 417.800 are:

13 “(a) A two-to-seven-year incremental implementation process with measurable outcomes;

14 “(b) An implementation process resulting in a voluntary system based on nurturing human de-
15 velopment; and

16 “(c) A service continuum based on promoting wellness for the children of Oregon whose parents
17 have given their express written consent. Family resource centers and community learning centers
18 as defined in ORS 329.007 are a viable, but not the exclusive, structure for delivering a service
19 continuum.

20 “(2) If a system of family resource centers and community learning centers is selected by [*a*
21 *community-based coordinator of early learning services*] **an Early Learning Hub** to deliver services,
22 the centers:

23 “(a) May serve as the prevention arm of the voluntary delivery system and may link and inte-
24 grate neighborhood-based services with the intent that services be available to all families who have
25 given their express written consent to promote their children’s wellness;

26 “(b) Shall involve parents in the care and education of their children;

27 “(c) Shall involve the local community in developing and overseeing family resource center
28 programs and community learning center programs; and

29 “(d) Shall incorporate the requirements specified for community learning centers under ORS
30 329.156.

31 “**SECTION 23.** Section 82, chapter 37, Oregon Laws 2012, is amended to read:

32 “**Sec. 82.** The amendments to ORS 417.705, 417.710 and 417.725 by sections 79 to 81 [*of this 2012*
33 *Act*], **chapter 37, Oregon Laws 2012**, become operative on [*January 1, 2014*] **July 1, 2013.**

34 “**SECTION 24.** (1) **The Early Learning Council shall establish an Early Learning Hub**
35 **demonstration project. Under the project, the council shall provide funding to assist in the**
36 **development of Early Learning Hubs.**

37 “(2) **The Early Learning Council shall develop metrics for the purpose of providing fund-**
38 **ing under this section. The metrics must:**

39 “(a) **Focus on community readiness, high capacity development and progress toward**
40 **tracking child outcomes;**

41 “(b) **Establish a baseline of information for the area to be served by an Early Learning**
42 **Hub, including information about the inclusion of community partners in the governance**
43 **structure of the Early Learning Hub, degree data on local programs and outcomes and the**
44 **success in leveraging private, nonprofit and other governmental resources for early learning;**
45 **and**

1 “(c) Include child performance metrics.

2 “(3) The Early Learning Council may provide funding under this section during the
3 2013-2014 fiscal year for no more than seven Early Learning Hubs. An Early Learning Hub
4 that receives moneys in the 2013-2014 fiscal year must achieve sufficient outcomes, as de-
5 termined by the council, to qualify to receive moneys in the 2014-2015 fiscal year.

6 “(4) The Early Learning Council may provide funding under this section during the
7 2014-2015 fiscal year to no more than a total of 16 Early Learning Hubs.

8 “(5) As a condition of receiving funding under this section, the Early Learning Council
9 may require that an Early Learning Hub provide matching funding. The percentage of
10 matching funding shall be determined by the council and may vary for each fiscal year.

11 “(6) For any community of this state that is not served by an Early Learning Hub as
12 provided by this section, the Early Learning Council shall oversee and administer the deliv-
13 ery of early learning services for that community.

14 “(7)(a) An Early Learning Hub that receives funding under this section must submit a
15 report to the appropriate interim legislative committees no later than January 1, 2014.

16 “(b) The Early Learning Council must submit a report on the Early Learning Hub dem-
17 onstration project to the appropriate interim legislative committees no later than July 1,
18 2014.

19 “SECTION 25. Section 24 of this 2013 Act is repealed January 2, 2015.

20 “SECTION 26. (1) The Early Learning Kindergarten Readiness Partnership and Inno-
21 vation Program is established for the purpose of improving the readiness of children for
22 kindergarten. The program shall be administered by the Early Learning Council as provided
23 by this section.

24 “(2) The Early Learning Council shall provide grants under this section based on criteria
25 established by the council by rule. Criteria may include requirements that an applicant must
26 meet one or more of the following criteria:

27 “(a) Form a partnership with at least one provider of early learning services, childcare
28 provider or elementary school;

29 “(b) Form partnerships with community-based providers of early childhood services to
30 provide preschool and other early-learning strategies;

31 “(c) Establish ambitious but meaningful targets for kindergarten readiness;

32 “(d) Invest resources in students who meet criteria established by the council by rule;

33 “(e) Align with, and supplement, federal programs to provide moneys for educational
34 purposes; and

35 “(f) Agree to report to, and partner with, any Early Learning Hubs serving the region.

36 “(3) Priority for grants provided under this section may be for programs that:

37 “(a) Assist children in becoming ready for kindergarten or being successful in
38 kindergarten; or

39 “(b) Share professional development strategies and resources with providers of early
40 learning services, child care providers and kindergarten teachers.

41 “SECTION 27. (1) The Early Learning Kindergarten Readiness Partnership and Inno-
42 vation Account is established within the Early Learning Council Fund. Separate records shall
43 be maintained for moneys in the account. Interest earned by the account shall be credited
44 to the account.

45 “(2) Moneys in the account are continuously appropriated to the Early Learning Council

1 for the Early Learning Kindergarten Readiness Partnership and Innovation Program de-
2 scribed in section 26 of this 2013 Act.

3 **“SECTION 28.** In addition to and not in lieu of any other appropriation, there is appro-
4 priated to the Early Learning Council, for the biennium beginning July 1, 2013, out of the
5 General Fund, the amount of \$_____, which may be expended for the establishment and
6 support of Early Learning Hubs established as provided by section 77, chapter 37, Oregon
7 Laws 2012.

8 **“SECTION 29.** This 2013 Act being necessary for the immediate preservation of the public
9 peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect
10 July 1, 2013.”.

11 _____