

HOUSE AMENDMENTS TO A-ENGROSSED HOUSE BILL 2013

By JOINT COMMITTEE ON WAYS AND MEANS

June 24

1 On page 1 of the printed A-engrossed bill, line 4, delete “and 15” and insert “, 15 and 78”.

2 On page 3, delete lines 8 through 20 and insert:

3 “(5)(a) For the purpose of ensuring that affordable, quality home-based child care is available
4 through a subsidy program administered by the Department of Human Services, the Department of
5 Human Services and the Child Care Division of the Employment Department shall convene a per-
6 manent committee for professional development and quality improvement. The committee must have
7 equal representation by state agencies and by union representatives of home-based child care pro-
8 viders that are exempt from licensure. The committee shall develop a quality improvement system
9 for child care providers that are exempt from licensure and that receive subsidies. The system must
10 use evidence-based approaches.

11 “(b) Any quality standards established under the subsidy program described in paragraph (a) of
12 this subsection for child care providers that are exempt from licensure must be consistent with state
13 policies for child well-being and development and are subject to collective bargaining.”.

14 On page 5, delete lines 6 through 18 and insert:

15 “(5)(a) For the purpose of ensuring that affordable, quality home-based child care is available
16 through a subsidy program administered by the Department of Human Services, the Department of
17 Human Services and the Child Care Division of the Employment Department shall convene a per-
18 manent committee for professional development and quality improvement. The committee must have
19 equal representation by state agencies and by union representatives of home-based child care pro-
20 viders that are exempt from licensure. The committee shall develop a quality improvement system
21 for child care providers that are exempt from licensure and that receive subsidies. The system must
22 use evidence-based approaches.

23 “(b) Any quality standards established under the subsidy program described in paragraph (a) of
24 this subsection for child care providers that are exempt from licensure must be consistent with state
25 policies for child well-being and development and are subject to collective bargaining.”.

26 On page 6, delete lines 12 through 45.

27 Delete pages 7 and 8.

28 On page 9, delete lines 1 through 22 and insert:

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

31 “417.795. (1) The Early Learning Council shall establish [*Healthy Start Family Support*
32 *Services*] **Healthy Families Oregon** programs through contracts entered into by local commissions
33 on children and families in all counties of this state as funding becomes available.

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

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

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

5 “(c) Offer a voluntary comprehensive [*screening and*] risk assessment of all [*newly born*]
6 children, **from zero through three years of age**, and their families **in coordination with volun-**
7 **tary statewide early learning system screening and referral efforts**;

8 “(d) Ensure that the disclosure of information gathered in conjunction with the voluntary com-
9 prehensive [*screening and*] risk assessment of children and their families is limited pursuant to ORS
10 417.728 [(7)] **(8)** to the following purposes:

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

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

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

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

16 “(e) Ensure that risk factors used in the risk [*assessment*] **screen** are limited to those risk fac-
17 tors that have been shown by research to be associated with poor outcomes for children and fami-
18 lies;

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

20 “(g) Provide parenting education and support services, including but not limited to community-
21 based home visiting services [*and primary health care services*];

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

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

28 “[*j*] *Provide follow-up services and supports from zero through six years of age;*]

29 “[*k*] **(j)** Integrate data with any common data system for early childhood programs;

30 “[*L*] **(k)** Be included in a statewide independent evaluation to document:

31 “(A) Level of screening and assessment;

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

33 “(C) Change in parenting skills; and

34 “(D) Rate of child development;

35 “[*m*] **(L)** Be included in a statewide training program in the dynamics of the skills needed to
36 provide early childhood services, such as assessment and home visiting; and

37 “[*n*] **(m)** Meet voluntary statewide and local early childhood system quality assurance and
38 quality improvement standards.

39 “(3) The [*Healthy Start Family Support Services*] **Healthy Families Oregon** programs, [*local*
40 *health departments and other providers of prenatal and perinatal services in counties,*] **in coordination**
41 **with statewide home visiting partners and** as part of the voluntary local early childhood system,
42 shall:

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

45 “(b) Build on existing programs;

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

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

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

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

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

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

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

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

28 “417.795. (1) The Early Learning Council shall establish *[Healthy Start Family Support*
29 *Services]* **Healthy Families Oregon** programs in all counties of this state as funding becomes
30 available.

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

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

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

37 “(c) Offer a voluntary comprehensive *[screening and]* risk assessment of all *[newly born]*
38 children, **from zero through three years of age,** and their families **in coordination with volun-**
39 **tary statewide early learning system screening and referral efforts;**

40 “(d) Ensure that the disclosure of information gathered in conjunction with the voluntary com-
41 prehensive *[screening and]* risk assessment of children and their families is limited pursuant to ORS
42 417.728 [(7)] **(8)** to the following purposes:

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

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

1 “(C) Accomplishing other purposes for which the family has given express written consent; and
2 “(D) Meeting the requirements of mandatory state and federal disclosure laws;
3 “(e) Ensure that risk factors used in the risk [assessment] **screen** are limited to those risk fac-
4 tors that have been shown by research to be associated with poor outcomes for children and fami-
5 lies;
6 “(f) Identify, as early as possible, families that would benefit most from the programs;
7 “(g) Provide parenting education and support services, including but not limited to community-
8 based home visiting services [and primary health care services];
9 “(h) Provide other supports, including but not limited to referral to and linking of community
10 and public services for children and families such as mental health services, alcohol and drug
11 treatment programs that meet the standards promulgated by the Oregon Health Authority under
12 ORS 430.357, child care, food, housing and transportation;
13 “(i) Coordinate services for children consistent with other services provided through the Oregon
14 Early Learning System;
15 “[j] Provide follow-up services and supports from zero through six years of age;]
16 “[k] (j) Integrate data with any common data system for early childhood programs;
17 “[L] (k) Be included in a statewide independent evaluation to document:
18 “(A) Level of screening and assessment;
19 “(B) Incidence of child abuse and neglect;
20 “(C) Change in parenting skills; and
21 “(D) Rate of child development;
22 “[m] (L) Be included in a statewide training program in the dynamics of the skills needed to
23 provide early childhood services, such as assessment and home visiting; and
24 “[n] (m) Meet statewide quality assurance and quality improvement standards.
25 “(3) The [Healthy Start Family Support Services] **Healthy Families Oregon** programs, [local
26 health departments and other providers of prenatal and perinatal services in counties] **in coordination**
27 **with statewide home visiting partners**, shall:
28 “(a) Identify existing services and describe and prioritize additional services necessary for a
29 voluntary home visit system;
30 “(b) Build on existing programs;
31 “(c) Maximize the use of volunteers and other community resources that support all families;
32 “(d) Target, at a minimum, all [first birth families in the county] **prenatal families and families**
33 **with children less than three months of age and provide services through at least the child’s**
34 **third birthday**; and
35 “(e) Ensure that home visiting services provided by local [health departments] **home visiting**
36 **partners** for children and pregnant women support and are coordinated with local [Healthy Start
37 Family Support Services] **Healthy Families Oregon** programs.
38 “(4) Through a [Healthy Start Family Support Services program, a trained family support worker
39 or nurse] **Healthy Families Oregon program, a trained home visitor** shall be assigned to each
40 family assessed as at risk that consents to receive services through the [worker or nurse] **trained**
41 **home visitor**. The [worker or nurse] **trained home visitor** shall conduct home visits and assist the
42 family in gaining access to needed services.
43 “(5) The services required by this section shall be provided by hospitals, public or private enti-
44 ties or organizations, or any combination thereof, capable of providing all or part of the family risk
45 assessment and the follow-up services. In granting a contract, collaborative contracting or requests

1 for proposals may be used and must include the most effective and consistent service delivery sys-
2 tem.

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

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

11 On page 12, delete lines 2 through 45 and delete pages 13 and 14.

12 On page 15, delete lines 1 through 16 and insert:

13 “**NOTE:** Section 14 was deleted by amendment. Subsequent sections were not renumbered.”.

14 On page 18, after line 31, insert:

15 “**SECTION 16. (1) The Early Learning Council shall establish Early Learning Hub Dem-**
16 **onstration Projects.**

17 “(2) The Early Learning Council shall ensure that, to the extent practicable, any re-
18 quirements for Early Learning Hub Demonstration Projects are consistent with the re-
19 quirements for Early Learning Hubs, as described in section 77, chapter 37, Oregon Laws
20 2012.

21 “(3) The Early Learning Council shall develop metrics for the purpose of providing fund-
22 ing under this section. The metrics must:

23 “(a) Focus on community readiness, high capacity development and progress toward
24 tracking child outcomes;

25 “(b) Establish a baseline of information for the area to be served by an Early Learning
26 Hub Demonstration Project, including information about the inclusion of community part-
27 ners in the governance structure of the Early Learning Hub Demonstration Project, the
28 availability of data on local programs and outcomes and the success in leveraging private,
29 nonprofit and other governmental resources for early learning; and

30 “(c) Include child performance metrics.

31 “(4) When selecting entities to participate in an Early Learning Hub Demonstration
32 Project, the Early Learning Council shall consider the entity’s ability to comply with the
33 criteria and requirements adopted under section 77 (3), (4) and (5), chapter 37, Oregon Laws
34 2012, and shall balance the factors described in section 77 (6), chapter 37, Oregon Laws 2012.

35 “(5) The Early Learning Council may provide funding under this section during the
36 2013-2014 fiscal year for no more than seven Early Learning Hub Demonstration Projects.
37 An Early Learning Hub Demonstration Project that receives moneys in the 2013-2014 fiscal
38 year must achieve sufficient outcomes, as determined by the council, to qualify to receive
39 moneys in the 2014-2015 fiscal year.

40 “(6) The Early Learning Council may provide funding under this section during the
41 2014-2015 fiscal year for no more than a total of 16 Early Learning Hub Demonstration
42 Projects.

43 “(7) The Early Learning Council may require that, as a condition of receiving funding
44 under this section, an Early Learning Hub Demonstration Project provide matching funding.
45 The percentage of matching funding shall be determined by the council and may vary for

1 each fiscal year. Any moneys received under this section are subject to the restrictions de-
2 scribed in section 77 (8), chapter 37, Oregon Laws 2012.

3 “(8) For any community in this state that is not served by an Early Learning Hub Dem-
4 onstration Project, the Early Learning Council shall oversee and administer the delivery of
5 early learning services for that community and, to the extent practicable, shall regionalize
6 service administration.

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

10 “(b) The Early Learning Council must submit a report to the Legislative Assembly no
11 later than February 3, 2014. The report must describe:

12 “(A) The progress in establishing Early Learning Hub Demonstration Projects;

13 “(B) The effectiveness of Early Learning Hub Demonstration Projects; and

14 “(C) The transition of services in communities not served by an Early Learning Hub
15 Demonstration Project.

16 “(c) The Early Learning Council must submit a report to the Legislative Assembly no
17 later than February 4, 2015. The report must include:

18 “(A) A summary of the results of the Early Learning Hub Demonstration Projects; and

19 “(B) Proposed legislation that takes into consideration the results of the Early Learning
20 Hub Demonstration Projects and attempts to increase the effectiveness and successfulness
21 of Early Learning Hubs described in section 77, chapter 37, Oregon Laws 2012.

22 “**SECTION 17.** Section 78, chapter 37, Oregon Laws 2012, is amended to read:

23 “**Sec. 78.** The Early Learning Council shall establish a process for designating entities as
24 [*community-based coordinators of early learning services*] **Early Learning Hubs as defined in sec-**
25 **tion 77, chapter 37, Oregon Laws 2012,** that allows the entities to [*begin functioning as*
26 *community-based coordinators of early learning services no later than January 1, 2014*] **transition**
27 **from an Early Learning Hub Demonstration Project, as described in section 16 of this 2013**
28 **Act, to an Early Learning Hub.**

29 “**SECTION 18.** Section 16 of this 2013 Act and section 78, chapter 37, Oregon Laws 2012,
30 are repealed June 30, 2015.”.

31 In line 32, delete “16” and insert “19”.

32 On page 19, line 1, after the period insert “The system may not include more than 16 Early
33 Learning Hubs.”.

34 In line 34, delete “human service providers” and insert “human social service providers, child
35 care providers”.

36 In line 35, after “governments” insert “from the service area”.

37 In line 43, after “raise” insert “and leverage” and after “sources” insert “and to secure in-kind
38 support”.

39 On page 20, after line 20, insert:

40 “(9) The Department of Human Services or the Oregon Health Authority may not transfer any
41 authority for determining eligibility for a state or federal program to an Early Learning Hub.”.

42 In line 21, delete “17” and insert “20”.

43 Delete lines 29 through 45.

44 On page 21, delete line 1.

45 In line 2, delete “20” and insert “21”.

1 In line 14, delete “21” and insert “22”.
2 In line 30, delete “22” and insert “23”.
3 On page 22, line 7, delete “23” and insert “24”.
4 Delete lines 10 through 40 and insert:
5 “**SECTION 25.** ORS 417.790, as amended by sections 51 and 93, chapter 37, Oregon Laws 2012,
6 is amended to read:
7 “417.790. The Early Learning Council shall:
8 “(1) Make grants to fund research-based services and initiatives to improve outcomes for chil-
9 dren, youth or families. [*The council and community-based coordinators of early learning services*
10 *shall assist counties in the implementation of community services that are efficient, accountable, coor-*
11 *ordinated and readily available. These services shall be provided in accordance with ORS 417.715 and*
12 *417.720.*]
13 “(2) Make Great Start grants to fund community-based programs for children zero through six
14 years of age. A [*county or region*] **recipient** shall use Great Start grant funds to provide research-
15 based early childhood programs in community settings and to provide services that have proven to
16 be successful and that meet the needs of the community. These services shall be provided in ac-
17 cordance with ORS 417.728.”.
18 On page 23, delete lines 24 through 28.
19 In line 29, delete “29” and insert “28”.
20 _____