

**A-Engrossed**  
**House Bill 2392**

Ordered by the House April 22  
Including House Amendments dated April 22

Sponsored by Representative CLEM (Pre-session filed.)

**SUMMARY**

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

*[Requires membership of Youth Development Council to include representatives of county departments and boards of county commissioners. Requires council to assess county programs and services related to youth development and training, identify funds for community-based programs, establish equitable funding formulas and respond to local concerns and considerations as identified and reported on by representatives of county departments and boards of county commissioners.]*

**Requires membership of Youth Development Council to include minimum of three representatives of county departments and boards of county commissioners. Requires council to determine availability of funding to support community-based youth development programs, services and initiatives, prioritize funding, establish equitable formula for distribution of funding no later than June 30, 2013, enter into performance-based intergovernmental agreements by September 1, 2013, for provision of programs, services and initiatives by September 30, 2013, and respond to local concerns and considerations. Requires council to direct funding through competitive selection process. Directs council to adopt rules and establish demonstrated outcomes and strategic objectives for funding.**

**Declares emergency, effective on passage.**

**A BILL FOR AN ACT**

1  
2 Relating to the Youth Development Council; creating new provisions; amending sections 21 and 26,  
3 chapter 37, Oregon Laws 2012; and declaring an emergency.

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

5 **SECTION 1.** Section 21, chapter 37, Oregon Laws 2012, is amended to read:

6 **Sec. 21.** (1) The Youth Development Council is established. The council shall function under  
7 the direction and control of the Oregon Education Investment Board established by section 1,  
8 chapter 519, Oregon Laws 2011.

9 (2) The council is established for the purpose of assisting the board in overseeing a unified  
10 system that provides services to school-age children through youth 20 years of age in a manner that  
11 supports academic success, reduces criminal involvement and is integrated, measurable and ac-  
12 countable.

13 (3) The council consists of no fewer than 15 members who are appointed by the Governor. The  
14 Governor shall ensure that membership of the council satisfies any federal requirements for mem-  
15 bership of a state advisory committee on juvenile justice[,] and shall include **a minimum of three**  
16 **representatives of county departments and boards of county commissioners from diverse**  
17 **regions of this state and** tribal representation in the membership of the council. **When deter-**  
18 **mining whom to appoint to the council, the Governor shall ensure that each congressional**  
19 **district of this state is represented by at least one member of the council.**

20 (4) The council shall:

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1        *[(a) Prioritize funding for prevention and intervention services related to gang violence and gang*  
2 *involvement.]*

3        **(a) Determine the availability of funding to support community-based youth development**  
4 **programs, services and initiatives with demonstrated outcomes and strategic objectives es-**  
5 **tablished by the council by rule. Funding available under ORS 417.855 may not be included in**  
6 **the determination of availability of funding under this paragraph.**

7        **(b) Prioritize funding for services related to:**

8        **(A) The prevention of and intervention in the risk factors that lead to juvenile delin-**  
9 **quency and the promotion of protective factors that increase the health and well-being of**  
10 **children and youth, as supported by evidence-based program models and other research-**  
11 **based models; and**

12        **(B) The prevention of and intervention in gang violence and gang involvement.**

13        **(c) Using youth population data, establish an equitable formula for the distribution of**  
14 **funding identified in paragraph (a) of this subsection to programs and services in all ge-**  
15 **ographic areas of this state.**

16        **(d) As determined to be necessary or appropriate, enter into performance-based inter-**  
17 **governmental agreements with regional and county entities, and tribal governments, to**  
18 **contract for the provision of youth development programs, services and initiatives that will**  
19 **achieve demonstrated outcomes and strategic objectives established by the council by rule.**

20        *[(b)]* **(e) Determine the means by which services to children and youth may be provided effec-**  
21 **tively and efficiently across multiple programs to improve the academic and social outcomes of**  
22 **children and youth.**

23        *[(c)]* **(f) Assess state programs and services related to youth development and training, and**  
24 **identify methods by which programs and services may be coordinated or consolidated.**

25        *[(d)]* **(g) Establish common academic and social indicators to support attainment of goals estab-**  
26 **lished by the Oregon Education Investment Board.**

27        *[(e)]* **(h) Establish common program outcome measurements and coordinate data collection**  
28 **across multiple programs and services.**

29        *[(f)]* **(i) Ensure implementation of best practices that:**

30        **(A) Are evidence based;**

31        **(B) Are culturally, gender and age appropriate;**

32        **(C) Address individual risk factors;**

33        **(D) Build upon **protective** factors that increase the health and well-being of children and youth;**

34 *[and]*

35        **(E) Respond to local concerns and considerations that are brought to the attention of the**  
36 **council or that are identified and reported to the council by members of the council who are**  
37 **representatives of county departments and boards of county commissioners; and**

38        *[(E)]* **(F) Include tribal best practices.**

39        **(5) Notwithstanding subsection (4)(c) of this section, funding prioritized for the pre-**  
40 **vention of and intervention in gang violence and gang involvement shall be directed by the**  
41 **council, through a competitive selection process, to geographic areas of this state with**  
42 **demonstrated need.**

43        **(6) Notwithstanding subsection (4)(c) of this section, the council, through a competitive**  
44 **selection process, may direct funding determined to be available for community-based youth**  
45 **development programs, services and initiatives under subsection (4)(a) of this section to**

1 **targeted investments in programs, services and initiatives, including but not limited to in-**  
2 **vestments in proven programs, services and initiatives. In making the targeted investments**  
3 **under this subsection, the council shall consider the funding that has been determined to be**  
4 **available pursuant to subsection (4)(a) of this section and ensure that the distribution of**  
5 **funds using the equitable formula under subsection (4)(c) of this section supports**  
6 **community-based youth development programs, services and initiatives that will achieve, in**  
7 **all geographic areas of this state, demonstrated outcomes and strategic objectives estab-**  
8 **lished by the council by rule.**

9 [(5)] (7) The Governor may designate one member of the council to serve as the chairperson or,  
10 if the Governor chooses not to designate a chairperson, the council may elect one of its members  
11 to serve as chairperson.

12 **(8) The council shall, in consultation with the Oregon Education Investment Board, adopt**  
13 **rules to implement the provisions of this section. Rules adopted by the council must, at a**  
14 **minimum, establish demonstrated outcomes and strategic objectives for community-based**  
15 **youth development programs, services and initiatives that receive funding pursuant to this**  
16 **section.**

17 **(9) As used in this section, “county department” means an office designated by the**  
18 **county governing body as defined in ORS 357.216 to perform specific duties and functions.**

19 **SECTION 2.** Section 21, chapter 37, Oregon Laws 2012, as amended by section 23, chapter 37,  
20 Oregon Laws 2012, is amended to read:

21 **Sec. 21.** (1) The Youth Development Council is established.

22 (2) The council is established for the purpose of overseeing a unified system that provides ser-  
23 vices to school-age children through youth 20 years of age in a manner that supports academic  
24 success, reduces criminal involvement and is integrated, measurable and accountable.

25 (3) The council consists of no fewer than 15 members who are appointed by the Governor. The  
26 Governor shall ensure that membership of the council satisfies any federal requirements for mem-  
27 bership of a state advisory committee on juvenile justice[,] **and shall include a minimum of three**  
28 **representatives of county departments and boards of county commissioners from diverse**  
29 **regions of this state and tribal representation in the membership of the council. When de-**  
30 **termining whom to appoint to the council, the Governor shall ensure that each congressional**  
31 **district of this state is represented by at least one member of the council.**

32 (4) The council shall:

33 [(a) *Prioritize funding for prevention and intervention services related to gang violence and gang*  
34 *involvement.*]

35 **(a) Determine the availability of funding to support community-based youth development**  
36 **programs, services and initiatives with demonstrated outcomes and strategic objectives es-**  
37 **tablished by the council by rule. Funding available under ORS 417.855 may not be included in**  
38 **the determination of availability of funding under this paragraph.**

39 **(b) Prioritize funding for services related to:**

40 **(A) The prevention of and intervention in the risk factors that lead to juvenile delin-**  
41 **quency and the promotion of protective factors that increase the health and well-being of**  
42 **children and youth, as supported by evidence-based program models and other research-**  
43 **based models; and**

44 **(B) The prevention of and intervention in gang violence and gang involvement.**

45 **(c) Using youth population data, establish an equitable formula for the distribution of**

1 **funding identified in paragraph (a) of this subsection to programs and services in all ge-**  
2 **ographic areas of this state.**

3 **(d) As determined to be necessary or appropriate, enter into performance-based inter-**  
4 **governmental agreements with regional and county entities, and tribal governments, to**  
5 **contract for the provision of youth development programs, services and initiatives that will**  
6 **achieve demonstrated outcomes and strategic objectives established by the council by rule.**

7 [(b)] (e) Determine the means by which services to children and youth may be provided effec-  
8 tively and efficiently across multiple programs to improve the academic and social outcomes of  
9 children and youth.

10 [(c)] (f) Assess state programs and services related to youth development and training, and  
11 identify methods by which programs and services may be coordinated or consolidated.

12 [(d)] (g) Establish common academic and social indicators to support attainment of goals estab-  
13 lished by the council.

14 [(e)] (h) Establish common program outcome measurements and coordinate data collection  
15 across multiple programs and services.

16 [(f)] (i) Ensure implementation of best practices that:

17 (A) Are evidence based;

18 (B) Are culturally, gender and age appropriate;

19 (C) Address individual risk factors;

20 (D) Build upon **protective** factors that increase the health and well-being of children and youth;

21 [and]

22 **(E) Respond to local concerns and considerations that are brought to the attention of the**  
23 **council or that are identified and reported to the council by members of the council who are**  
24 **representatives of county departments and boards of county commissioners; and**

25 [(E)] (F) Include tribal best practices.

26 **(5) Notwithstanding subsection (4)(c) of this section, funding prioritized for the pre-**  
27 **vention of and intervention in gang violence and gang involvement shall be directed by the**  
28 **council, through a competitive selection process, to geographic areas of this state with**  
29 **demonstrated need.**

30 **(6) Notwithstanding subsection (4)(c) of this section, the council, through a competitive**  
31 **selection process, may direct funding determined to be available for community-based youth**  
32 **development programs, services and initiatives under subsection (4)(a) of this section to**  
33 **targeted investments in programs, services and initiatives, including but not limited to in-**  
34 **vestments in proven programs, services and initiatives. In making the targeted investments**  
35 **under this subsection, the council shall consider the funding that has been determined to be**  
36 **available pursuant to subsection (4)(a) of this section and ensure that the distribution of**  
37 **funds using the equitable formula under subsection (4)(c) of this section supports**  
38 **community-based youth development programs, services and initiatives that will achieve, in**  
39 **all geographic areas of this state, demonstrated outcomes and strategic objectives estab-**  
40 **lished by the council by rule.**

41 [(5)] (7) The Governor may designate one member of the council to serve as the chairperson or,  
42 if the Governor chooses not to designate a chairperson, the council may elect one of its members  
43 to serve as chairperson.

44 [(6) *In accordance with applicable provisions of ORS chapter 183, the council may adopt rules*  
45 *necessary for the administration of the laws that the council is charged with administering.*]

1       **(8) The council shall adopt rules to implement the provisions of this section. Rules**  
2 **adopted by the council must, at a minimum, establish demonstrated outcomes and strategic**  
3 **objectives for community-based youth development programs, services and initiatives that**  
4 **receive funding pursuant to this section.**

5       **(9) As used in this section, “county department” means an office designated by the**  
6 **county governing body as defined in ORS 357.216 to perform specific duties and functions.**

7       **SECTION 3.** Section 26, chapter 37, Oregon Laws 2012, is amended to read:

8       **Sec. 26.** By November 1, 2013, the Youth Development Council shall submit a report to the  
9 Oregon Education Investment Board that establishes funding priorities for [*gang violence intervention*  
10 *efforts and programs that assist gang-affected youth.*]:

11       **(1) The prevention of and intervention in the risk factors that lead to juvenile delin-**  
12 **quency, including funding priorities for community-based youth development programs, ser-**  
13 **vices and initiatives with demonstrated outcomes and strategic objectives; and**

14       **(2) Gang violence prevention and intervention efforts and services that assist gang-**  
15 **involved youth.**

16       **SECTION 4.** (1) The equitable formula for the distribution of funding identified in section  
17 **21 (4)(a), chapter 37, Oregon Laws 2012, as amended by section 1 of this 2013 Act, must be**  
18 **established no later than June 30, 2013.**

19       **(2) The Youth Development Council shall enter into performance-based intergovern-**  
20 **mental agreements with regional and county entities, and tribal governments, as required**  
21 **by section 21 (4)(d), chapter 37, Oregon Laws 2012, as amended by section 1 of this 2013 Act,**  
22 **by September 1, 2013. The youth development programs, services and initiatives that are to**  
23 **be provided pursuant to such agreements under section 21 (4)(d), chapter 37, Oregon Laws**  
24 **2012, as amended by section 1 of this 2013 Act, must be provided by September 30, 2013.**

25       **SECTION 5.** This 2013 Act being necessary for the immediate preservation of the public  
26 **peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect**  
27 **on its passage.**

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