

# House Bill 3034

Sponsored by COMMITTEE ON EDUCATION

## SUMMARY

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

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

## A BILL FOR AN ACT

Relating to Oregon prekindergarten programs; amending ORS 329.175.

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

**SECTION 1.** ORS 329.175 is amended to read:

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

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

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

(4) Oregon prekindergartens shall coordinate with each other and with federal Head Start programs to ensure efficient delivery of services and prevent overlap. Oregon prekindergartens shall also work with local organizations such as local education associations serving young children and make the maximum use of local resources.

(5) Oregon prekindergartens shall:

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

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

**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       **(6)(a) As a condition of the receipt of grant funds under this section:**

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

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

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

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

9       329.175. (1) The Department of Education shall administer the Oregon prekindergarten program  
10 to assist eligible children with comprehensive services including educational, social, health and nu-  
11 tritional development to enhance their chances for success in school and life. Eligible children, upon  
12 request of parent or guardian, shall be admitted to approved Oregon prekindergartens to the extent  
13 that the Legislative Assembly provides funds.

14       (2) Nonsectarian organizations including school districts and Head Start grantees are eligible  
15 to compete for funds to establish an Oregon prekindergarten. Grant recipients shall serve children  
16 eligible according to federal Head Start guidelines and other children who meet criteria of eligibility  
17 adopted by rule by the State Board of Education. However, not more than 20 percent of the total  
18 enrollment shall consist of children who do not meet Head Start guidelines. School districts may  
19 contract with other governmental or nongovernmental nonsectarian organizations to conduct a  
20 portion of the program. Funds appropriated for the program shall be used to establish and maintain  
21 new or expanded Oregon prekindergartens and shall not be used to supplant federally supported  
22 Head Start programs. Oregon prekindergartens also may accept gifts, grants and other funds for the  
23 purposes of this section.

24       (3) Applicants shall identify how they will serve the target population and provide all compo-  
25 nents as specified in the federal Head Start performance standards and guidelines, including staff  
26 qualifications and training, facilities and equipment, transportation and fiscal management.

27       (4) Oregon prekindergartens shall coordinate with each other and with federal Head Start pro-  
28 grams to ensure efficient delivery of services and prevent overlap. Oregon prekindergartens shall  
29 also work with local organizations such as local education associations serving young children and  
30 make the maximum use of local resources.

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

34       **(6)(a) As a condition of the receipt of grant funds under this section:**

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

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

37       **(b) As used in this subsection, “governing body” means a board or other entity of two**  
38 **or more persons who are authorized to make decisions with respect to a recipient or who**  
39 **are authorized to advise or make recommendations to a governing body of the recipient.**

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