

**PROPOSED AMENDMENTS TO  
HOUSE BILL 2013**

1 On page 1 of the printed bill, line 2, delete “417.728” insert “417.705,  
2 417.710, 417.725, 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  
4 “section 14” and 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  
7 read:

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

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

21 “(3)(a) By November 1, 2013, the process described in subsection (1) of  
22 this section must be made available to all school districts for implementa-

1 tion.

2 “(b) The council and department shall assist school districts in im-  
3 plementing the process described in subsection (1) of this section. As-  
4 sistance shall include training on:

5 “(A) The goals of the process;

6 “(B) The implementation of the process;

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

9 “(D) The recommended procedures to follow after implementation,  
10 including accessing any early learning services.

11 “SECTION 2. (1) Section 14, chapter 37, Oregon Laws 2012, is re-  
12 pealed June 30, 2015.

13 “(2) Section 15, chapter 37, Oregon Laws 2012, is repealed.

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

16 “417.728. (1) The Early Learning Council shall lead a joint effort with  
17 other state and local early childhood partners to establish the policies nec-  
18 essary for a voluntary statewide early learning system that shall be incor-  
19 porated into the local coordinated comprehensive plan.

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

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

24 “(b) Any other early childhood benchmark or outcome that demonstrates  
25 progress toward meeting a target and that is identified by the Early Learning  
26 Council with input from early childhood partners.

27 “(3) The voluntary statewide early learning system shall include the fol-  
28 lowing components:

29 “(a) A process to identify as early as possible children and families who  
30 would benefit from early learning services, **including the required use of**

1 **standardized screening and referral procedures used throughout the**  
2 **voluntary statewide early learning system;**

3 “(b) A plan to support the identified needs of the child and family that  
4 coordinates case management personnel and the delivery of services to the  
5 child and family; and

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

8 “(A) Screening, assessment and home visiting services pursuant to ORS  
9 417.795;

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

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

13 “(D) Affordable, quality child care, as defined by the Early Learning  
14 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  
19 promulgated by the Oregon 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  
23 subsection (3)(c)(D) of this section, the Early Learning Council shall consult  
24 with child care providers and early childhood educators. The definition es-  
25 tablished by the council shall support parental choice of child care provider  
26 and shall consider differences in settings and services, including but not  
27 limited to child care for school-aged children, part-time care, odd-hour and  
28 respite care and factors of cultural appropriateness and competence.

29 **“(5)(a) For the purpose of ensuring that affordable, quality home-**  
30 **based child care is available through a program that a state agency**

1 **subsidizes, the Department of Human Services and the Child Care Di-**  
2 **vision of the Employment Department shall convene a permanent**  
3 **committee for professional development and labor management. The**  
4 **committee must have equal representation by state agencies and by**  
5 **union representatives of home-based child care providers that are ex-**  
6 **empt from licensure. The committee shall develop a quality improve-**  
7 **ment system for child care providers that are exempt from licensure**  
8 **and that receive subsidies. The system must use evidence-based ap-**  
9 **proaches.**

10 **“(b) Any quality standards established for the subsidy program de-**  
11 **scribed in paragraph (a) of this subsection are subject to collective**  
12 **bargaining.**

13 **“(c) Any eligibility standards related to the subsidy program de-**  
14 **scribed in paragraph (a) of this subsection may not be delegated to an**  
15 **Early Learning Hub established under section 77, chapter 37, Oregon**  
16 **Laws 2012.**

17 **“[(5)] (6) The Early Learning Council shall:**

18 **“(a) Consolidate administrative functions relating to the voluntary state-**  
19 **wide early learning system, to the extent practicable, including but not lim-**  
20 **ited to training and technical assistance, planning and budgeting. [*This***  
21 ***paragraph does not apply to the administrative functions of the Department***  
22 ***of Education relating to education programs.*]**

23 **“(b) Adopt policies to establish training and technical assistance pro-**  
24 **grams to ensure that personnel have skills in appropriate areas, including**  
25 **screening, family assessment, competency-based home visiting skills, cultural**  
26 **and gender differences and other areas as needed.**

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

30 **“(d) Develop a plan for the implementation of a common data system for**

1 voluntary early childhood programs.

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

4 “(f) Establish a common set of quality assurance standards to guide local  
5 implementation of all elements of the voluntary statewide early learning  
6 system, including voluntary universal screening and assessment, home visit-  
7 ing, staffing, evaluation and community-based services.

8 “(g) Ensure that all plans for voluntary early childhood services are co-  
9 ordinated and consistent with federal and state law, including but not lim-  
10 ited to plans for Oregon prekindergarten programs, federal Head Start  
11 programs, early childhood special education services, early intervention ser-  
12 vices and public health services.

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

16 “(i) During January of each odd-numbered year, report to the Governor  
17 and the Legislative Assembly on the voluntary statewide early learning sys-  
18 tem.

19 “[~~(6)~~] **(7)** The State Board of Education, the Employment Department, the  
20 Department of Human Services and the Oregon Health Authority when  
21 adopting rules to administer voluntary early childhood programs under their  
22 individual authority shall adopt rules:

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

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

26 “[~~(7)~~] **(8)** Information gathered in conjunction with the voluntary com-  
27 prehensive screening and assessment of children and their families may be  
28 used only for the following purposes:

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

- 1 “(b) Providing statistical data that are not personally identifiable;  
2 “(c) Accomplishing other purposes for which the family has given express  
3 written consent; and  
4 “(d) Meeting the requirements of mandatory state and federal disclosure  
5 laws.

6 **“SECTION 4.** ORS 417.728, as amended by sections 44b and 91, chapter  
7 37, Oregon Laws 2012, is amended to read:

8 “417.728. (1) The Early Learning Council shall lead a joint effort with  
9 other state and local early childhood partners to establish the policies nec-  
10 essary for a voluntary statewide early learning system.

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

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

15 “(b) Any other early childhood benchmark or outcome that demonstrates  
16 progress toward meeting a target and that is identified by the Early Learning  
17 Council with input from early childhood partners.

18 “(3) The voluntary statewide early learning system shall include the fol-  
19 lowing components:

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

24 “(b) A plan to support the identified needs of the child and family that  
25 coordinates case management personnel and the delivery of services to the  
26 child and family; and

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

29 “(A) Screening, assessment and home visiting services pursuant to ORS  
30 417.795;

- 1 “(B) Specialized or targeted home visiting services;
- 2 “(C) Community-based services such as relief nurseries, family support
- 3 programs and parent education programs;
- 4 “(D) Affordable, quality child care, as defined by the Early Learning
- 5 Council;
- 6 “(E) Preschool and other early education services;
- 7 “(F) Health services for children and pregnant women;
- 8 “(G) Mental health services;
- 9 “(H) Alcohol and drug treatment programs that meet the standards
- 10 promulgated by the Oregon Health Authority pursuant to ORS 430.357;
- 11 “(I) Developmental disability services; and
- 12 “(J) Other state and local services.

13 “(4) In establishing the definition of affordable, quality child care under

14 subsection (3)(c)(D) of this section, the Early Learning Council shall consult

15 with child care providers and early childhood educators. The definition es-

16 tablished by the council shall support parental choice of child care provider

17 and shall consider differences in settings and services, including but not

18 limited to child care for school-aged children, part-time care, odd-hour and

19 respite care and factors of cultural appropriateness and competence.

20 “(5)(a) **For the purpose of ensuring that affordable, quality home-**

21 **based child care is available through a program that a state agency**

22 **subsidizes, the Department of Human Services and the Child Care Di-**

23 **vision of the Employment Department shall convene a permanent**

24 **committee for professional development and labor management. The**

25 **committee must have equal representation by state agencies and by**

26 **union representatives of home-based child care providers that are ex-**

27 **empt from licensure. The committee shall develop a quality improve-**

28 **ment system for child care providers that are exempt from licensure**

29 **and that receive subsidies. The system must use evidence-based ap-**

30 **proaches.**

1       **“(b) Any quality standards established for the subsidy program de-**  
2 **scribed in paragraph (a) of this subsection are subject to collective**  
3 **bargaining.**

4       **“(c) Any eligibility standards related to the subsidy program de-**  
5 **scribed in paragraph (a) of this subsection may not be delegated to an**  
6 **Early Learning Hub established under section 77, chapter 37, Oregon**  
7 **Laws 2012.**

8       “[(5)] (6) The Early Learning Council shall:

9       “(a) Consolidate administrative functions relating to the voluntary state-  
10 wide early learning system, to the extent practicable, including but not lim-  
11 ited to training and technical assistance, planning and budgeting. [*This*  
12 *paragraph does not apply to the administrative functions of the Department*  
13 *of Education relating to education programs.*]

14       “(b) Adopt policies to establish training and technical assistance pro-  
15 grams to ensure that personnel have skills in appropriate areas, including  
16 screening, family assessment, competency-based home visiting skills, cultural  
17 and gender differences and other areas as needed.

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

21       “(d) Develop a plan for the implementation of a common data system for  
22 voluntary early childhood programs.

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

25       “(f) Establish a common set of quality assurance standards to guide local  
26 implementation of all elements of the voluntary statewide early learning  
27 system, including voluntary universal screening and assessment, home visit-  
28 ing, staffing, evaluation and community-based services.

29       “(g) Ensure that all plans for voluntary early childhood services are co-  
30 ordinated and consistent with federal and state law, including but not lim-



1 ited to plans for Oregon prekindergarten programs, federal Head Start  
2 programs, early childhood special education services, early intervention ser-  
3 vices and public health services.

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

7 “(i) During January of each odd-numbered year, report to the Governor  
8 and the Legislative Assembly on the voluntary statewide early learning sys-  
9 tem.

10 “[6] (7) The State Board of Education, the Employment Department, the  
11 Department of Human Services and the Oregon Health Authority when  
12 adopting rules to administer voluntary early childhood programs under their  
13 individual authority shall adopt rules:

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

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

17 “[7] (8) Information gathered in conjunction with the voluntary com-  
18 prehensive screening and assessment of children and their families may be  
19 used only for the following purposes:

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

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

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

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

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

29 “417.795. (1) The Early Learning Council shall establish [*Healthy Start*  
30 *Family Support Services*] **Healthy Families Oregon** programs through con-

1 tracts entered into by local commissions on children and families in all  
2 counties of this state as funding becomes available.

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

5 “(a) Ensure that express written consent is obtained from the family prior  
6 to any release of information that is protected by federal or state law and  
7 before the family receives any services;

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

11 “(c) Offer a voluntary comprehensive screening and risk assessment of all  
12 [*newly born*] children, **from zero through three years of age**, and their  
13 families **in coordination with statewide screening and risk assessment**  
14 **efforts**;

15 “(d) Ensure that the disclosure of information gathered in conjunction  
16 with the voluntary comprehensive screening and risk assessment of children  
17 and their families is limited pursuant to ORS 417.728 [(7)] **(8)** to the following  
18 purposes:

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

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

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

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

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

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

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

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

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

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

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

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

16 “(A) Level of screening and assessment;

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

18 “(C) Change in parenting skills; and

19 “(D) Rate of child development;

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

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

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

29 “(a) Identify existing services and describe and prioritize additional ser-  
30 vices necessary for a voluntary home visit system;

1 “(b) Build on existing programs;

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

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

7 “(e) Ensure that home visiting services provided by local health depart-  
8 ments for children and pregnant women support and are coordinated with  
9 local [*Healthy Start Family Support Services*] **Healthy Families Oregon**  
10 programs.

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

17 “(5) The services required by this section shall be provided by hospitals,  
18 public or private entities or organizations, or any combination thereof, ca-  
19 pable of providing all or part of the family risk assessment and the follow-up  
20 services. In granting a contract, a local commission may utilize collaborative  
21 contracting or requests for proposals and shall take into consideration the  
22 most effective and consistent service delivery system.

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

27 “(7) Each [*Healthy Start Family Support Services*] **Healthy Families**  
28 **Oregon** program shall adopt disciplinary procedures for [*family support*  
29 *workers, nurses*] **trained home visitors** and other employees of the program.  
30 The procedures shall provide appropriate disciplinary actions for [*family*

1 *support workers, nurses]* **trained home visitors** and other employees who  
2 violate federal or state law or the policies of the program.

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

5 “417.795. (1) The Early Learning Council shall establish [*Healthy Start*  
6 *Family Support Services*] **Healthy Families Oregon** programs in all counties  
7 of this state as funding becomes available.

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

10 “(a) Ensure that express written consent is obtained from the family prior  
11 to any release of information that is protected by federal or state law and  
12 before the family receives any services;

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

16 “(c) Offer a voluntary comprehensive screening and risk assessment of all  
17 [*newly born*] children, **from zero through three years of age**, and their  
18 families **in coordination with statewide screening and risk assessment**  
19 **efforts;**

20 “(d) Ensure that the disclosure of information gathered in conjunction  
21 with the voluntary comprehensive screening and risk assessment of children  
22 and their families is limited pursuant to ORS 417.728 [(7)] **(8)** to the following  
23 purposes:

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

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

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

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

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

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

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

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

14 “(i) Coordinate services for children consistent with other services pro-  
15 vided through the Oregon Early Learning System;

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

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

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

21 “(A) Level of screening and assessment;

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

23 “(C) Change in parenting skills; and

24 “(D) Rate of child development;

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

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

29 “(3) The [*Healthy Start Family Support Services*] **Healthy Families**  
30 **Oregon** programs, local health departments and other providers of prenatal

1 and perinatal services in counties shall:

2 “(a) Identify existing services and describe and prioritize additional ser-  
3 vices necessary for a voluntary home visit system;

4 “(b) Build on existing programs;

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

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

10 “(e) Ensure that home visiting services provided by local health depart-  
11 ments for children and pregnant women support and are coordinated with  
12 local [*Healthy Start Family Support Services*] **Healthy Families Oregon**  
13 programs.

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

20 “(5) The services required by this section shall be provided by hospitals,  
21 public or private entities or organizations, or any combination thereof, ca-  
22 pable of providing all or part of the family risk assessment and the follow-up  
23 services. In granting a contract, collaborative contracting or requests for  
24 proposals may be used and must include the most effective and consistent  
25 service delivery system.

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

30 “(7) Each [*Healthy Start Family Support Services*] **Healthy Families**

1 **Oregon** program shall adopt disciplinary procedures for [*family support*  
2 *workers, nurses*] **trained home visitors** and other employees of the program.  
3 The procedures shall provide appropriate disciplinary actions for [*family*  
4 *support workers, nurses*] **trained home visitors** and other employees who  
5 violate federal or state law or the policies of the program.

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

8 “417.777. (1) Each local commission on children and families, as part of  
9 the local coordinated comprehensive plan developed under ORS 417.775 for  
10 the county or region, shall lead and coordinate the development of a volun-  
11 tary local early childhood system plan that shall focus on the needs of chil-  
12 dren who are zero through eight years of age and their families. Local  
13 Oregon prekindergarten programs, early childhood special education pro-  
14 grams and early intervention services shall collaborate and participate with  
15 the local commission in the development and implementation of the volun-  
16 tary early childhood system plan.

17 “(2) In the process of developing the voluntary local early childhood sys-  
18 tem plan, a local commission shall include parents, youth, community rep-  
19 resentatives and representatives of local providers of early childhood services  
20 that reflect the diversity of the county or region, including but not limited  
21 to representatives from:

22 “(a) Hospitals and the health professions;

23 “(b) Local interagency coordinating councils;

24 “(c) Oregon prekindergarten programs;

25 “(d) Contractors who are designated by the Superintendent of Public In-  
26 struction to be responsible for the administration of early childhood special  
27 education and early intervention services in a service area;

28 “(e) Community corrections agencies;

29 “(f) Mental health services;

30 “(g) County health departments;



1 “(h) [*Healthy Start Family Support Services*] **Healthy Families Oregon**

2 programs;

3 “(i) Alcohol and drug treatment programs;

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

5 “(k) Child care providers;

6 “(L) Developmental disability services;

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

8 “(n) Faith-based organizations; and

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

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

11 “(a) Provide for the coordination of early childhood programs by creating  
12 a process to connect children and families with the most appropriate sup-  
13 ports;

14 “(b) Include a description of how the components of the voluntary state-  
15 wide early learning system specified in ORS 417.728 will be implemented in  
16 the county or region;

17 “(c) Build on existing programs;

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

20 “(e) Ensure that the diverse populations within a community receive ser-  
21 vices that are culturally and gender appropriate.

22 “(4) Local communities are encouraged to:

23 “(a) Use private nonprofit organizations to raise community awareness  
24 and support for the voluntary local early childhood system; and

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

28 **“SECTION 8. The Oregon Health Authority and the Early Learning**  
29 **Council shall work collaboratively with coordinated care organizations**  
30 **to develop performance metrics for prenatal care, delivery and infant**

1 care that align with early learning outcomes.

2 **“SECTION 9. The Oregon Health Authority and the Early Learning**  
3 **Council shall establish a grant program to provide funding to support**  
4 **effective and scalable strategies that align voluntary statewide early**  
5 **learning systems and health systems for the purpose of improving the**  
6 **developmental outcomes for children from zero through three years**  
7 **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  
10 Education, the Superintendent of Public Instruction **in collaboration with**  
11 **the Early Learning Council** shall develop and administer a statewide,  
12 comprehensive, coordinated, multidisciplinary, interagency program of early  
13 childhood special education and early intervention services for preschool  
14 children with disabilities [*and may*:].

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

21 **“(2) In accordance with rules adopted by the State Board of Edu-**  
22 **cation, the Superintendent of Public Instruction in collaboration with**  
23 **the Early Learning Council may:**

24 “(a) Establish and designate service areas throughout the state for the  
25 delivery of early childhood special education and early intervention services  
26 that shall meet state and federal guidelines and be delivered to all eligible  
27 children.

28 “(b) Designate in each service area a primary contractor that shall be  
29 responsible for the administration and coordination of early childhood spe-  
30 cial education and early intervention services to all eligible preschool chil-

1 dren and their families residing in the service area.

2 “[2] (3) Early childhood special education and early intervention ser-  
3 vices shall:

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

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

9 “[3] (4) Preschool children with disabilities shall be considered residents  
10 of the service area where the children are currently living, including chil-  
11 dren living in public or private residential programs, hospitals and similar  
12 facilities.

13 “[4] (5) In addition to any other remedy or sanction that may be avail-  
14 able, the Superintendent of Public Instruction may withhold funds and ter-  
15 minate the contract of any contractor that fails to comply with any  
16 provisions of the contract.

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

19 “343.475. (1)(a) In accordance with rules adopted by the State Board of  
20 Education, the Superintendent of Public Instruction **in collaboration with**  
21 **the Early Learning Council** shall develop and administer a statewide,  
22 comprehensive, coordinated, multidisciplinary, interagency program of early  
23 childhood special education and early intervention services for preschool  
24 children with disabilities [*and may*].

25 **“(b) The program must ensure that each preschool child with a**  
26 **disability has access to a comprehensive plan for communication that**  
27 **allows the child, by the age of three years, to engage in expressive and**  
28 **receptive communication across all learning, home and community**  
29 **settings. The plan may allow for communication orally, by sign lan-**  
30 **guage, by assistive technology or by augmentative communication.**

1       **“(2) In accordance with rules adopted by the State Board of Edu-**  
2 **cation, the Superintendent of Public Instruction in collaboration with**  
3 **the Early Learning Council may:**

4       “(a) Establish and designate service areas throughout the state for the  
5 delivery of early childhood special education and early intervention services  
6 that shall meet state and federal guidelines and be delivered to all eligible  
7 children.

8       “(b) Designate in each service area a primary contractor that shall be  
9 responsible for the administration and coordination of early childhood spe-  
10 cial education and early intervention services to all eligible preschool chil-  
11 dren and their families residing in the service area.

12       “~~[(2)]~~ **(3)** Early childhood special education and early intervention ser-  
13 vices shall coordinate services with other services provided through the  
14 Oregon Early Learning System. The coordination of services shall be con-  
15 sistent with federal and state law.

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

20       “~~[(4)]~~ **(5)** In addition to any other remedy or sanction that may be avail-  
21 able, the Superintendent of Public Instruction may withhold funds and ter-  
22 minate the contract of any contractor that fails to comply with any  
23 provisions of the contract.

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

26       “**Sec. 103.** ORS 417.747, 417.760, 417.765, 417.770, 417.775, 417.777, 417.780,  
27 417.785, 417.787, ~~[417.797,]~~ 417.830, 417.833, 417.836, 417.839 and 417.842 are  
28 repealed.

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

30       “**SECTION 14.** ORS 417.775, as amended by section 46, chapter 37, Oregon

1 Laws 2012, and section 25, chapter 97, Oregon Laws 2012, is amended to read:

2 “417.775. (1) Under the direction of the board or boards of county com-  
3 missioners, and in conjunction with the guidelines set by the Early Learning  
4 Council, the local commission on children and families shall promote  
5 wellness for children of all ages and their families in the county or region,  
6 if the families have given their express written consent, mobilize communi-  
7 ties and develop policy and oversee the implementation of a local coordinated  
8 comprehensive plan described in this section. A local commission shall:

9 “(a) Inform and involve citizens;

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

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

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

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

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

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

19 “[*h*] *Monitor and evaluate the intermediate outcome targets identified in*  
20 *the local plan that are reviewed under ORS 417.797, and report on the progress*  
21 *in addressing priorities and achieving outcomes.*]

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

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

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

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

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

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

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

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

24       “(5) The local commission shall prepare the local coordinated compre-  
25 hensive plan and applications for funds to implement ORS 417.705 to 417.800.  
26 The local plan, policies and proposed service delivery systems shall be sub-  
27 mitted to the board or boards of county commissioners for approval prior to  
28 submission to the Early Learning Council. The local plan shall be based on  
29 identifying the most effective service delivery system allowing for the con-  
30 tinuation of current public and private programs where appropriate. The lo-

1 cal plan shall address needs, strengths and assets of all children, their  
2 families and communities, including those children and their families at  
3 highest risk.

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

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

6 “(A) Identification of ways to connect all state and local planning pro-  
7 cesses related to services for children and their families into the local coor-  
8 dinated comprehensive plan to create positive outcomes for children and  
9 their families; and

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

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

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

17 “(B) Local alcohol and other drug prevention and treatment plans devel-  
18 oped pursuant to ORS 430.242;

19 “(C) Local service plans, developed pursuant to ORS 430.630, for the de-  
20 livery of mental health services for children and their families;

21 “(D) Local public health plans, developed pursuant to ORS 431.385, that  
22 include public health issues such as prenatal care, immunizations, well-child  
23 checkups, tobacco use, nutrition, teen pregnancy, maternal and child health  
24 care and suicide prevention; and

25 “(E) The local high-risk juvenile crime prevention plan developed pursu-  
26 ant to ORS 417.855.

27 “(7) The local coordinated comprehensive plan shall include a list of staff  
28 positions budgeted to support the local commission on children and families.  
29 The list shall indicate the status of each position as a percentage of full-time  
30 equivalency dedicated to the implementation of the local coordinated com-

1 prehensive plan. The county board or boards of commissioners shall be re-  
2 sponsible for providing the level of staff support detailed in the local plan  
3 and shall ensure that funds provided for these purposes are used to carry out  
4 the local plan.

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

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

9 “(b) Improve results by identifying the methods that work best at the  
10 state and local levels to coordinate resources, reduce paperwork and simplify  
11 processes, including data gathering and planning;

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

13 “(d) Be based on proven practices of effectiveness for the specific com-  
14 munity;

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

19 “(f) Be presented to the citizens in each county for public review, com-  
20 ment and adjustment;

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

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

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

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

28 “(b) Provide for community participation in the planning process, includ-  
29 ing media notification;

30 “(c) Conduct an assessment of the community that identifies needs and



1 strengths;

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

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

5 “(10) The Early Learning Council may disapprove the part of the local  
6 coordinated comprehensive plan relating to the planning process required by  
7 this section and the voluntary local early childhood system plan.

8 “(11)(a) The Early Learning Council may disapprove the planning process  
9 and the voluntary local early childhood system plan only upon making spe-  
10 cific findings that the local plan substantially fails to conform to the prin-  
11 ciples, characteristics and values identified in ORS 417.708 to 417.725 or that  
12 the local plan fails to conform with the planning process requirements of this  
13 section. The staff of the Early Learning Council shall assist the local com-  
14 mission in remedying the deficiencies in the planning process or the volun-  
15 tary local early childhood system plan. The Early Learning Council shall set  
16 a date by which any deficient portions of the planning process or the vol-  
17 untary local early childhood system plan must be revised and resubmitted to  
18 the Early Learning Council by the local commission.

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

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

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

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

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

29 “(12) The Early Learning Council, the Department of Human Services and  
30 the Juvenile Crime Prevention Advisory Committee may jointly approve the

1 community plan that is part of the local coordinated comprehensive plan, but  
2 may not jointly approve the service plans that are referenced in the local  
3 plan. If the community plan is disapproved in whole, the agencies shall  
4 identify with particularity the manner in which the community plan is defi-  
5 cient and the service plans may be implemented. If only part of the commu-  
6 nity plan is disapproved, the remainder of the community plan and the  
7 service plans may be implemented. The staff of the agencies shall assist the  
8 local commission in remedying the disapproved portions of the community  
9 plan. The agencies shall jointly set a date by which the deficient portions  
10 of the community plan shall be revised and resubmitted to the agencies by  
11 the local commission. In reviewing the community plan, the agencies shall  
12 consider the impact of state and local budget reductions on the community  
13 plan.

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

23 “(14) From time to time, the local commission may amend the local coor-  
24 dinated comprehensive plan and applications for funds to implement ORS  
25 417.705 to 417.800. The local commission must amend the local plan to reflect  
26 current community needs, strengths, goals, priorities and strategies. Amend-  
27 ments become effective upon approval of the board or boards of county  
28 commissioners and the Early Learning Council.

29 “(15) The local commission shall keep an official record of any amend-  
30 ments to the local coordinated comprehensive plan under subsection (14) of

1 this section.

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

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

11 **“SECTION 15.** ORS 417.775, as amended by sections 46 and 108a, chapter  
12 37, Oregon Laws 2012, and section 25, chapter 97, Oregon Laws 2012, is  
13 amended to read:

14 “417.775. (1) Under the direction of the board or boards of county com-  
15 missioners, and in conjunction with the guidelines set by the Early Learning  
16 Council, the local commission on children and families shall promote  
17 wellness for children of all ages and their families in the county or region,  
18 if the families have given their express written consent, mobilize communi-  
19 ties and develop policy and oversee the implementation of a local coordinated  
20 comprehensive plan described in this section. A local commission shall:

21 “(a) Inform and involve citizens;

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

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

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

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

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

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

1        “[*h*) Monitor and evaluate the intermediate outcome targets identified in  
2        the local plan that are reviewed under ORS 417.797, and report on the progress  
3        in addressing priorities and achieving outcomes.]

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

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

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

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

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

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

14       “(3) The local commission shall lead and coordinate a process to assess  
15       needs, strengths, goals, priorities and strategies, and identify county or re-  
16       gional outcomes to be achieved. The process shall be in conjunction with  
17       other coordinating bodies for services for children and their families and  
18       shall include representatives of education, mental health services, develop-  
19       mental disability services, alcohol and drug treatment programs, public  
20       health programs, local child care resource and referral agencies, child care  
21       providers, law enforcement and corrections agencies, private nonprofit enti-  
22       ties, local governments, faith-based organizations, businesses, families, youth  
23       and the local community. The process shall include populations representing  
24       the diversity of the county or region.

25       “(4) Through the process described in subsection (3) of this section, the  
26       local commission shall coordinate the development of a single local plan for  
27       coordinating community programs, strategies and services for children who  
28       are 18 years of age or younger, including prenatal, and their families among  
29       community groups, government agencies, private providers and other parties.  
30       The local plan shall be a comprehensive area-wide service delivery plan for

1 all services to be provided for children and their families in the county or  
2 region, if the families have given their express written consent. The local  
3 plan shall be designed to achieve state and county or regional outcomes  
4 based on state policies and guidelines and to maintain a level of services  
5 consistent with state and federal requirements.

6 “(5) The local commission shall prepare the local coordinated compre-  
7 hensive plan and applications for funds to implement ORS 417.705 to 417.800.  
8 The local plan, policies and proposed service delivery systems shall be sub-  
9 mitted to the board or boards of county commissioners for approval prior to  
10 submission to the Early Learning Council. The local plan shall be based on  
11 identifying the most effective service delivery system allowing for the con-  
12 tinuation of current public and private programs where appropriate. The lo-  
13 cal plan shall address needs, strengths and assets of all children, their  
14 families and communities, including those children and their families at  
15 highest risk.

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

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

18 “(A) Identification of ways to connect all state and local planning pro-  
19 cesses related to services for children and their families into the local coor-  
20 dinated comprehensive plan to create positive outcomes for children and  
21 their families; and

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

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

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

29 “(B) Local alcohol and other drug prevention and treatment plans devel-  
30 oped pursuant to ORS 430.242;

1 “(C) Local service plans, developed pursuant to ORS 430.630, for the de-  
2 livery of mental health services for children and their families;

3 “(D) Local public health plans, developed pursuant to ORS 431.385, that  
4 include public health issues such as prenatal care, immunizations, well-child  
5 checkups, tobacco use, nutrition, teen pregnancy, maternal and child health  
6 care and suicide prevention; and

7 “(E) The local high-risk juvenile crime prevention plan developed pursu-  
8 ant to ORS 417.855.

9 “(7) The local coordinated comprehensive plan shall include a list of staff  
10 positions budgeted to support the local commission on children and families.  
11 The list shall indicate the status of each position as a percentage of full-time  
12 equivalency dedicated to the implementation of the local coordinated com-  
13 prehensive plan. The county board or boards of commissioners shall be re-  
14 sponsible for providing the level of staff support detailed in the local plan  
15 and shall ensure that funds provided for these purposes are used to carry out  
16 the local plan.

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

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

21 “(b) Improve results by identifying the methods that work best at the  
22 state and local levels to coordinate resources, reduce paperwork and simplify  
23 processes, including data gathering and planning;

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

25 “(d) Be based on proven practices of effectiveness for the specific com-  
26 munity;

27 “(e) Contribute to a voluntary statewide system of formal and informal  
28 services and supports that is provided at the community level, that is inte-  
29 grated in local communities and that promotes improved outcomes for  
30 Oregon’s children;

1 “(f) Be presented to the citizens in each county for public review, com-  
2 ment and adjustment;

3 “(g) Be designed to achieve outcomes based on research-identified proven  
4 practices of effectiveness; and

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

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

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

10 “(b) Provide for community participation in the planning process, includ-  
11 ing media notification;

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

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

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

17 “(10) The Early Learning Council may disapprove the part of the local  
18 coordinated comprehensive plan relating to the planning process required by  
19 this section and the voluntary local early childhood system plan.

20 “(11)(a) The Early Learning Council may disapprove the planning process  
21 and the voluntary local early childhood system plan only upon making spe-  
22 cific findings that the local plan substantially fails to conform to the prin-  
23 ciples, characteristics and values identified in ORS 417.708 to 417.725 or that  
24 the local plan fails to conform with the planning process requirements of this  
25 section. The staff of the Early Learning Council shall assist the local com-  
26 mission in remedying the deficiencies in the planning process or the volun-  
27 tary local early childhood system plan. The Early Learning Council shall set  
28 a date by which any deficient portions of the planning process or the vol-  
29 untary local early childhood system plan must be revised and resubmitted to  
30 the Early Learning Council by the local commission.

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

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

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

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

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

11 “(12) The Early Learning Council, the Department of Human Services and  
12 the Youth Development Council may jointly approve the community plan  
13 that is part of the local coordinated comprehensive plan, but may not jointly  
14 approve the service plans that are referenced in the local plan. If the com-  
15 munity plan is disapproved in whole, the agencies shall identify with  
16 particularity the manner in which the community plan is deficient and the  
17 service plans may be implemented. If only part of the community plan is  
18 disapproved, the remainder of the community plan and the service plans may  
19 be implemented. The staff of the agencies shall assist the local commission  
20 in remedying the disapproved portions of the community plan. The agencies  
21 shall jointly set a date by which the deficient portions of the community plan  
22 shall be revised and resubmitted to the agencies by the local commission. In  
23 reviewing the community plan, the agencies shall consider the impact of  
24 state and local budget reductions on the community plan.

25 “(13) If a local commission determines that the needs of the county or  
26 region it serves differ from those identified by the Early Learning Council,  
27 it may ask the Early Learning Council to waive specific requirements in its  
28 list of children’s support areas. The process for granting waivers shall be  
29 developed by the Early Learning Council prior to the start of the review and  
30 approval process for the local coordinated comprehensive plan and shall be



1 based primarily on a determination of whether the absence of a waiver would  
2 prevent the local commission from best meeting the needs of the county or  
3 region.

4 “(14) From time to time, the local commission may amend the local coor-  
5 dinated comprehensive plan and applications for funds to implement ORS  
6 417.705 to 417.800. The local commission must amend the local plan to reflect  
7 current community needs, strengths, goals, priorities and strategies. Amend-  
8 ments become effective upon approval of the board or boards of county  
9 commissioners and the Early Learning Council.

10 “(15) The local commission shall keep an official record of any amend-  
11 ments to the local coordinated comprehensive plan under subsection (14) of  
12 this section.

13 “(16) The local commission shall provide an opportunity for public and  
14 private contractors to review the components of the local coordinated com-  
15 prehensive plan and any amendments to the local plan, to receive notice of  
16 any component that the county or counties intend to provide through a  
17 county agency and to comment publicly to the board or boards of county  
18 commissioners if they disagree with the proposed service delivery plan.

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

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

24 “**Sec. 77.** [(1) As used in this section, ‘community-based coordinator of early  
25 learning services’ means counties, cities, school districts, education service  
26 districts, community colleges, public universities, private educational insti-  
27 tutions, faith-based organizations, nonprofit service providers, tribes and any  
28 other entity that meets the minimum criteria to be a community-based coordi-  
29 nator of early learning services, as determined by the Early Learning  
30 Council.]

1       “(1) **As used in this section:**

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

5       “(b) **‘Regional partners’ includes counties, cities, school districts,**  
6 **education service districts, community colleges, public universities,**  
7 **private educational institutions, faith-based organizations, nonprofit**  
8 **service providers and tribes.**

9       “(2) The Early Learning Council shall implement and oversee a system  
10 that coordinates the delivery of early learning services to the communities  
11 of this state through the [*use of community-based coordinators of early*  
12 *learning services*] **direction of Early Learning Hubs.**

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

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

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

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

19       “[(4) *An entity may become a community-based coordinator of early learning*  
20 *services by submitting to the council an application that demonstrates the fol-*  
21 *lowing:*]

22       “(4) **The Early Learning Council shall develop and implement a**  
23 **process for requesting proposals from entities to become Early Learn-**  
24 **ing Hubs. Proposals submitted under this subsection must comply with**  
25 **criteria and requirements adopted by the council by rule, including:**

26       “(a) The entity [*is*] **will be** able to coordinate the provision of early  
27 learning services to the community that will be served by the entity. An  
28 entity may [*make the demonstration required by this*] **meet the requirement**  
29 **of this** paragraph by submitting evidence that local stakeholders, including  
30 but not limited to service providers, parents, community members, county

1 governments, local governments and school districts, have participated in the  
2 development of the [*application*] **proposal and will maintain a meaningful**  
3 **role in the Early Learning Hub.**

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

7 “(c) The entity will **be in alignment with, and** make advantageous use  
8 of, the system of public health care and services available through county  
9 health departments and other publicly supported programs delivered through,  
10 or in partnership with, counties **and coordinated care organizations.**

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

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

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

16 “[*d*] (g) The entity [*has*] **must have** a governing body or [*an*] **commu-**  
17 **nity** advisory body that:

18 “(A) Has the authority to initiate audits, recommend the terms of a con-  
19 tract and provide reports to the public and to the Early Learning Council  
20 on the outcomes of the provision of early learning services to the community  
21 served by the entity.

22 “(B) Has members selected through a transparent process **and includes**  
23 **both public and private entities, locally based parents and service re-**  
24 **ipients, human service providers, health care providers and repre-**  
25 **sentatives of local governments.**

26 “[*e*] (h) The entity will collaborate on documentation related to coordi-  
27 nated services with public and private entities that are identified by the  
28 Early Learning Council as providers of services that advance the early  
29 learning of children.

30 “[*f*] (i) The entity will serve a community that is based on the popu-

1 lation and service needs of the community **and will demonstrate the abil-**  
2 **ity to improve results for at-risk children, including the ability to**  
3 **identify, evaluate and implement coordinated strategies to ensure that**  
4 **a child is ready to succeed in school.**

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

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

10 “(5) The Early Learning Council may [*develop*] **adopt by rule** require-  
11 ments **that are** in addition to the requirements described in subsections (3)  
12 and (4) of this section that an entity must meet to qualify as [*a community-*  
13 *based coordinator of early learning services*] **an Early Learning Hub.** When  
14 developing the **additional** requirements, the council must use a statewide  
15 public process of community engagement that is consistent with the re-  
16 quirements of the federal Head Start Act.

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

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

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

23 “(c) The entity’s resourcefulness.

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

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

30 “(8) An entity designated as [*a community-based coordinator of early*

1 *learning services*] **part of an Early Learning Hub** may not use more than  
2 15 percent of the moneys received by the entity from the Early Learning  
3 Council to pay administrative costs of the entity.

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

6 **“Sec. 77a.** (1) In order to ensure an orderly transition from the local  
7 system of commissions on children and families, an entity submitting an ap-  
8 plication under section 77 [*of this 2012 Act*], **chapter 37, Oregon Laws 2012,**  
9 must show inclusion of, and coordination with, county governments.

10 **“(2)** On and after [*January 1, 2014*] **July 1, 2013,** an entity submitting an  
11 application under section 77 [*of this 2012 Act*], **chapter 37, Oregon Laws**  
12 **2012,** is required to show that county governments participated in the de-  
13 velopment of the application as provided by [*section 77 (4) of this 2012 Act*]  
14 **section 77 (4)(a), chapter 37, Oregon Laws 2012.**

15 **“SECTION 18.** ORS 417.790, as amended by sections 51 and 93, chapter  
16 37, Oregon Laws 2012, is amended to read:

17 **“417.790.** The Early Learning Council shall:

18 **“(1)** Make grants to fund research-based services and initiatives to im-  
19 prove outcomes for children, youth or families. The council and  
20 [*community-based coordinators of early learning services*] **Early Learning**  
21 **Hubs** shall assist counties in the implementation of community services that  
22 are efficient, accountable, coordinated and readily available. These services  
23 shall be provided in accordance with ORS 417.715 and 417.720.

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

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

1 read:

2 “**Sec. 78.** The Early Learning Council shall establish a process for des-  
3 ignating entities as [*community-based coordinators of early learning services*]  
4 **Early Learning Hubs** that allows the entities to begin functioning as  
5 [*community-based coordinators of early learning services*] **Early Learning**  
6 **Hubs** no later than [*January 1, 2014*] **July 1, 2013.**

7 “**SECTION 20.** ORS 417.705, as amended by sections 43 and 79, chapter  
8 37, Oregon Laws 2012, is amended to read:

9 “417.705. As used in ORS 417.705 to 417.800:

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

12 “**(1) ‘Early Learning Hub’ means an entity designated under section**  
13 **77, chapter 37, Oregon Laws 2012.**

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

15 “**(3) ‘Services for children and families’ does not include services provided**  
16 **by the Department of Education or school districts that are related to cur-**  
17 **riculum or instructional programs.**

18 “**(4) ‘Target’ means a specific level of achievement desired for a specific**  
19 **time, expressed numerically.**

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

23 “417.710. Subject to the availability of funds therefor and the specific  
24 provisions of ORS 417.705 to 417.800, it is the purpose of ORS 417.705 to  
25 417.800 to:

26 “**(1) Authorize the Early Learning Council to set statewide guidelines for**  
27 **the planning, coordination and delivery of services for children and families**  
28 **in conjunction with other state agencies and other planning bodies;**

29 “**(2) Vest in [*community-based coordinators of early learning services*]**  
30 **Early Learning Hubs** the authority to distribute state and federal funds,

1 to coordinate services and to purchase services for children and families in  
2 the local area;

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

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

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

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

14 “417.725. (1) Key elements of the service system developed and imple-  
15 mented under ORS 417.705 to 417.800 are:

16 “(a) A two-to-seven-year incremental implementation process with meas-  
17 urable outcomes;

18 “(b) An implementation process resulting in a voluntary system based on  
19 nurturing human development; and

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

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

28 “(a) May serve as the prevention arm of the voluntary delivery system  
29 and may link and integrate neighborhood-based services with the intent that  
30 services be available to all families who have given their express written

1 consent to promote their children’s wellness;

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

3 “(c) Shall involve the local community in developing and overseeing  
4 family resource center programs and community learning center programs;  
5 and

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

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

10 **“Sec. 82.** The amendments to ORS 417.705, 417.710 and 417.725 by sections  
11 79 to 81 [*of this 2012 Act*], **chapter 37, Oregon Laws 2012**, become operative  
12 on [*January 1, 2014*] **July 1, 2013**.

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

17 **“(2) The Early Learning Council shall develop metrics for the pur-**  
18 **pose of providing funding under this section. The metrics must:**

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

21 **“(b) Establish a baseline of information for the area to be served**  
22 **by an Early Learning Hub, including information about the inclusion**  
23 **of community partners in the governance structure of the Early**  
24 **Learning Hub, degree data on local programs and outcomes and the**  
25 **success in leveraging private, nonprofit and other governmental re-**  
26 **sources for early learning; and**

27 **“(c) Include child performance metrics.**

28 **“(3) The Early Learning Council may provide funding under this**  
29 **section during the 2013-2014 fiscal year for no more than seven Early**  
30 **Learning Hubs. An Early Learning Hub that receives moneys in the**



1 2013-2014 fiscal year must achieve sufficient outcomes, as determined  
2 by the council, to qualify to receive moneys in the 2014-2015 fiscal year.

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

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

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

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

17 “(b) The Early Learning Council must submit a report on the Early  
18 Learning Hub demonstration project to the appropriate interim legis-  
19 lative committees no later than July 1, 2014.

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

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

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

30 “(a) Form a partnership with at least one provider of early learning

1 services, childcare provider or elementary school;

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

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

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

9 “(e) Align with, and supplement, federal programs to provide mon-  
10 eys for educational purposes; and

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

13 “(3) Priority for grants provided under this section may be for pro-  
14 grams that:

15 “(a) Assist children in becoming ready for kindergarten or being  
16 successful in kindergarten; or

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

20 **“SECTION 27. (1) The Early Learning Kindergarten Readiness**  
21 **Partnership and Innovation Account is established within the Early**  
22 **Learning Council Fund. Separate records shall be maintained for**  
23 **moneys in the account. Interest earned by the account shall be cred-**  
24 **ited to the account.**

25 **“(2) Moneys in the account are continuously appropriated to the**  
26 **Early Learning Council for the Early Learning Kindergarten Readiness**  
27 **Partnership and Innovation Program described in section 26 of this**  
28 **2013 Act.**

29 **“SECTION 28. In addition to and not in lieu of any other appropri-**  
30 **ation, there is appropriated to the Early Learning Council, for the**

1 biennium beginning July 1, 2013, out of the General Fund, the amount  
2 of \$\_\_\_\_\_, which may be expended for the establishment and support  
3 of Early Learning Hubs established as provided by section 77, chapter  
4 37, Oregon Laws 2012.

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

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