

Enrolled Senate Bill 217

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Governor John A. Kitzhaber, M.D., for Oregon Education Investment Board)

CHAPTER

AN ACT

Relating to strategic education investments; amending ORS 327.800, 327.810, 327.815 and 327.820; repealing sections 30, 31, 32 and 33, chapter 27, Oregon Laws 2015 (Enrolled Senate Bill 342); and declaring an emergency.

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

SECTION 1. ORS 327.800 is amended to read:

327.800. (1) The Oregon Education Investment Board shall [*design and implement*] **identify and make recommendations to the Legislative Assembly about** programs that make strategic investments to:

- (a) Advance the educational goals of this state, as described in ORS 351.009;
- (b) Improve the employability of graduates from Oregon public schools;
- (c) Close the achievement gap that exists between historically underserved student groups, as defined by the board by rule;
- (d) Assist public education in all regions of this state;
- (e) Promote collaboration and alignment among early childhood service providers, school districts, community colleges, public universities and employers;
- (f) Leverage private, public and community resources;
- (g) Engage parents and child care providers, support families and motivate students;
- (h) Develop and disseminate evidence-based models and best practices that are likely to improve student outcomes;
- (i) Collect data to monitor student progress; and
- (j) Establish networks that allow for the replication of successful practices across this state.

[*(2) The distribution and administration of all moneys that are used for strategic investments made as provided by this section and ORS 327.810, 327.815 and 327.820 must be guided by the purposes described in subsection (1) of this section.*]

(2) The Department of Education shall distribute any moneys received for strategic investments under this section. Distributions may be made to school districts, education service districts, post-secondary institutions of education, nonprofit organizations, providers of early childhood services, tribes of this state and other entities. Distributions of moneys must advance the purposes set forth in ORS 327.810, 327.815 and 327.820 or other purposes that meet the goals specified in subsection (1) of this section.

(3) Any recipient of moneys distributed as a strategic investment must provide separate accounting for the moneys and may use the moneys only for the purpose for which the moneys are provided.

(4)(a) The **Oregon Education Investment** Board shall establish requirements for the programs implemented under this section that are consistent with this section and with ORS 327.810, 327.815 and 327.820.

(b) The board shall develop timelines, performance measures and other requirements related to the accumulation and evaluation of data collected in relation to a program that receives moneys as a strategic investment. The performance measures shall include progress toward the goals established in ORS 351.009 and other key student education outcomes established by the board.

(5) The State Board of Education, [*the Oregon Student Access Commission, the Oregon Arts Commission*] **the Early Learning Council** and the Oregon Education Investment Board may adopt any rules necessary for the agencies they oversee to perform any of the duties assigned to them under this section. Any rules adopted by the State Board of Education[, *the Oregon Student Access Commission or the Oregon Arts Commission*] **or the Early Learning Council** must be consistent with this section and actions taken by the Oregon Education Investment Board to implement this section.

SECTION 2. ORS 327.800, as amended by section 5, chapter 660, Oregon Laws 2013, is amended to read:

327.800. (1) The State Board of Education shall [*design and implement*] **identify and make recommendations to the Legislative Assembly about** programs that make strategic investments to:

- (a) Advance the educational goals of this state, as described in ORS 351.009;
- (b) Improve the employability of graduates from Oregon public schools;
- (c) Close the achievement gap that exists between historically underserved student groups, as defined by the board by rule;
- (d) Assist public education in all regions of this state;
- (e) Promote collaboration and alignment among early childhood service providers, school districts, community colleges, public universities and employers;
- (f) Leverage private, public and community resources;
- (g) Engage parents and child care providers, support families and motivate students;
- (h) Develop and disseminate evidence-based models and best practices that are likely to improve student outcomes;
- (i) Collect data to monitor student progress; and
- (j) Establish networks that allow for the replication of successful practices across this state.

[*(2) The distribution and administration of all moneys that are used for strategic investments made as provided by this section and ORS 327.810, 327.815 and 327.820 must be guided by the purposes described in subsection (1) of this section.*]

(2) The Department of Education shall distribute any moneys received for strategic investments under this section. Distributions may be made to school districts, education service districts, post-secondary institutions of education, nonprofit organizations, providers of early childhood services, tribes of this state and other entities. Distributions of moneys must advance the purposes set forth in ORS 327.810, 327.815 and 327.820 or other purposes that meet the goals specified in subsection (1) of this section.

(3) Any recipient of moneys distributed as a strategic investment must provide separate accounting for the moneys and may use the moneys only for the purpose for which the moneys are provided.

(4)(a) The [*board*] **State Board of Education** shall establish requirements for the programs implemented under this section that are consistent with this section and with ORS 327.810, 327.815 and 327.820.

(b) The board shall develop timelines, performance measures and other requirements related to the accumulation and evaluation of data collected in relation to a program that receives moneys as

a strategic investment. The performance measures shall include progress toward the goals established in ORS 351.009 and other key student education outcomes established by the board.

(5) The State Board of Education[, *the Oregon Student Access Commission and the Oregon Arts Commission*] **and the Early Learning Council** may adopt any rules necessary for the agencies they oversee to perform any of the duties assigned to them under this section. Any rules adopted by the [*Oregon Student Access Commission or the Oregon Arts Commission*] **Early Learning Council** must be consistent with this section and actions taken by the State Board of Education to implement this section.

SECTION 3. ORS 327.810 is amended to read:

327.810. (1) The Oregon Education Investment Board shall establish **requirements for** the Oregon Early Reading Program to:

(a) Improve the readiness of children preparing to enter into kindergarten; and

(b) Improve the reading proficiency of students by the time the students complete the third grade.

(2) To accomplish the purposes of the Oregon Early Reading Program, [*moneys shall be distributed*] **the Oregon Education Investment Board shall identify programs and make recommendations for the distribution of moneys by the Department of Education** for strategic investments that advance at least one of the following missions:

(a) Encouraging early reading and involving parents, child care providers and the community in ensuring that children have an early start at reading.

(b) Expanding the amount of time spent reading, adult support, the availability of reading materials, cultural relevance and the level of enjoyment that literacy brings.

(c) Providing differentiated instruction to assist students with reading in early grades.

(3) **In addition to moneys distributed as provided by subsection (2) of this section, the Department of Education may distribute** strategic investment moneys [*distributed as provided by this section shall be as follows*] **for any of the following purposes:**

[(a) *To the Early Learning Council for the purposes of:*]

[(A)] (a) Creating materials and curriculum that promote early literacy; [*and*]

[(B) *Distributing moneys to libraries, providers of early childhood services, nonprofit organizations, school districts and public schools to provide families and child care providers with the resources necessary to encourage reading at home or to expand access to libraries.*]

[(b) *To the Department of Education for the purposes of:*]

[(A)] (b) Extending or expanding reading opportunities in public schools that meet criteria established by the board by providing adult support[,] **or** programs offered during nonschool hours; or [*increased access to technology; and*]

[(B)] (c) Increasing the number of school districts that participate in a network in this state that is designed to support school districts in implementing high-quality reading instruction and protocols that identify, support and serve students who are at risk for not reading at grade level early and effectively.

[(c) *To the Oregon Education Investment Board to develop a statewide approach to early reading awareness.*]

[(d) *To the State Library to expand the Ready to Read program.*]

SECTION 4. ORS 327.810, as amended by section 6, chapter 660, Oregon Laws 2013, is amended to read:

327.810. (1) The State Board of Education shall establish **requirements for** the Oregon Early Reading Program to:

(a) Improve the readiness of children preparing to enter into kindergarten; and

(b) Improve the reading proficiency of students by the time the students complete the third grade.

(2) To accomplish the purposes of the Oregon Early Reading Program, [*moneys shall be distributed*] **the State Board of Education shall identify programs for the distribution of moneys by**

the Department of Education for strategic investments that advance at least one of the following missions:

(a) Encouraging early reading and involving parents, child care providers and the community in ensuring that children have an early start at reading.

(b) Expanding the amount of time spent reading, adult support, the availability of reading materials, cultural relevance and the level of enjoyment that literacy brings.

(c) Providing differentiated instruction to assist students with reading in early grades.

(3) **In addition to moneys distributed as provided by subsection (2) of this section, the Department of Education may distribute** strategic investment moneys *[distributed as provided by this section shall be as follows]* **for any of the following purposes:**

[(a) To the Early Learning Council for the purposes of:]

[(A)] (a) Creating materials and curriculum that promote early literacy; [and]

[(B) Distributing moneys to libraries, providers of early childhood services, nonprofit organizations, school districts and public schools to provide families and child care providers with the resources necessary to encourage reading at home or to expand access to libraries.]

[(b) To the Department of Education for the purposes of:]

[(A)] (b) Extending or expanding reading opportunities in public schools that meet criteria established by the board by providing adult support[,] or programs offered during nonschool hours; or [increased access to technology; and]

[(B)] (c) Increasing the number of school districts that participate in a network in this state that is designed to support school districts in implementing high-quality reading instruction and protocols that identify, support and serve students who are at risk for not reading at grade level early and effectively.

[(c) To the State Board of Education to develop a statewide approach to early reading awareness.]

[(d) To the State Library to expand the Ready to Read program.]

SECTION 5. ORS 327.815 is amended to read:

327.815. (1) The Oregon Education Investment Board shall establish the Guidance and Support for Post-Secondary Aspirations Program to:

(a) Increase the number of students in the ninth grade who are making satisfactory progress toward a high school diploma, a modified diploma or an extended diploma; and

(b) Increase the number of students who earn a high school diploma, a modified diploma or an extended diploma and who enroll in a post-secondary institution of higher education.

(2) To accomplish the purposes of the Guidance and Support for Post-Secondary Aspirations Program, *[moneys shall be distributed]* **the Oregon Education Investment Board shall identify programs and make recommendations for the distribution of moneys by the Department of Education** for strategic investments that advance at least one of the following missions:

(a) Supporting comprehensive systems of monitoring and support for struggling students.

(b) Ensuring that middle and high school students who had not considered enrolling in post-secondary education are directed toward, and able to access, post-secondary education opportunities that match their interests and abilities.

(3) **In addition to moneys distributed as provided by subsection (2) of this section, the Department of Education may distribute** strategic investment moneys *[distributed as provided by this section shall be as follows]* **for any of the following purposes:**

[(a) To the Oregon Student Access Commission for the purposes of supporting an expansion of Access to Student Assistance Programs in Reach of Everyone (ASPIRE) in public middle schools, public high schools and community-based sites across this state.]

[(b) To the Department of Education for the purposes of:]

[(A)] (a) [Distributing moneys to school districts and nonprofit organizations] To implement comprehensive systems for monitoring progress and providing individualized planning, mentoring, tutoring or other support services to students in grades 6 through 10 who are not making satisfactory progress toward a high school diploma, a modified diploma or an extended diploma[.]; or

[(B)] (b) [Creating a scholarship fund aimed at increasing] **To increase** access for underserved students to post-secondary institutions by paying for first-year college courses or accelerated college credit programs.

[(c) To the Department of Community Colleges and Workforce Development for the purpose of distributing moneys to school districts, public schools, post-secondary institutions and nonprofit organizations to educate and engage underserved or first-generation college-bound students and their families through counseling programs, parent advocacy, parent education, college visits, college initiatives and assistance with obtaining financial aid.]

SECTION 6. ORS 327.815, as amended by section 7, chapter 660, Oregon Laws 2013, is amended to read:

327.815. (1) The State Board of Education shall establish the Guidance and Support for Post-Secondary Aspirations Program to:

(a) Increase the number of students in the ninth grade who are making satisfactory progress toward a high school diploma, a modified diploma or an extended diploma; and

(b) Increase the number of students who earn a high school diploma, a modified diploma or an extended diploma and who enroll in a post-secondary institution of higher education.

(2) To accomplish the purposes of the Guidance and Support for Post-Secondary Aspirations Program, *[moneys shall be distributed]* **the State Board of Education shall identify programs for the distribution of moneys by the Department of Education** for strategic investments that advance at least one of the following missions:

(a) Supporting comprehensive systems of monitoring and support for struggling students.

(b) Ensuring that middle and high school students who had not considered enrolling in post-secondary education are directed toward, and able to access, post-secondary education opportunities that match their interests and abilities.

(3) **In addition to moneys distributed as provided by subsection (2) of this section, the Department of Education may distribute** strategic investment moneys *[distributed as provided by this section shall be as follows]* **for any of the following purposes:**

[(a) To the Oregon Student Access Commission for the purposes of supporting an expansion of Access to Student Assistance Programs in Reach of Everyone (ASPIRE) in public middle schools, public high schools and community-based sites across this state.]

[(b) To the Department of Education for the purposes of:]

[(A)] (a) [Distributing moneys to school districts and nonprofit organizations] To implement comprehensive systems for monitoring progress and providing individualized planning, mentoring, tutoring or other support services to students in grades 6 through 10 who are not making satisfactory progress toward a high school diploma, a modified diploma or an extended diploma[.]; **or**

[(B)] (b) [Creating a scholarship fund aimed at increasing] **To increase** access for underserved students to post-secondary institutions by paying for first-year college courses or accelerated college credit programs.

[(c) To the Department of Community Colleges and Workforce Development for the purpose of distributing moneys to school districts, public schools, post-secondary institutions and nonprofit organizations to educate and engage underserved or first-generation college-bound students and their families through counseling programs, parent advocacy, parent education, college visits, college initiatives and assistance with obtaining financial aid.]

SECTION 7. ORS 327.820 is amended to read:

327.820. (1) The Oregon Education Investment Board shall establish the Connecting to the World of Work Program to:

(a) Increase students' proficiency in science, technology, engineering and mathematics; and

(b) Connect students to the world of work.

(2) To accomplish the purposes of the Connecting to the World of Work Program, *[moneys shall be distributed]* **the Oregon Education Investment Board shall identify programs and make recommendations for the distribution of moneys by the Department of Education** for strategic investments that advance the following missions:

(a) Collaborating with other public entities to develop and implement a long-term strategy that advances state educational goals related to science, technology, engineering and mathematics.

(b) Providing investments in programs that engage underserved students in science, technology, engineering or mathematics or in career and technical education.

(c) Developing consortiums of school districts, **education service districts** and post-secondary institutions of higher education committed to developing innovative and flexible pathways for students in grades 6 through 12 and in community colleges.

(3) **In addition to moneys distributed as provided by subsection (2) of this section, the Department of Education may distribute** strategic investment moneys *[distributed as provided by this section shall be as follows]* **for any of the following purposes:**

[(a) To the Department of Education for the purposes of:]

[(A) Distributing moneys to school districts, post-secondary institutions and nonprofit organizations to create regional networks, or expand upon existing regional networks, to support science, technology, engineering and mathematics and career and technical education.]

[(B) Distributing moneys to school districts, public schools, post-secondary institutions and nonprofit organizations to develop public schools focused on science, technology, engineering and mathematics and arts-related industries to serve middle school, high school and community college students.]

(a) Creating regional networks, or expanding existing regional networks, to support science, technology, engineering and mathematics and career and technical education;

*[(C)] (b) [Distributing moneys to school districts, public schools, post-secondary institutions and nonprofit organizations to increase] **Increasing** learning opportunities in science, technology, engineering and mathematics, the arts and career and technical education[.]; or*

*[(D)] (c) [Distributing moneys to consortiums that include at least three school districts, at least one education service district, at least one community college and at least one public or private post-secondary institution to design and deliver] **Designing and delivering** individualized, innovative and flexible ways of delivering content, awarding high school and college credit and providing development education for students in high school or in the first two years of post-secondary education.*

[(b) To the Oregon Arts Commission for the purpose of distributing moneys to school districts, public schools, post-secondary institutions and nonprofit organizations to increase opportunities for students to connect with the arts and arts-related industries.]

SECTION 8. ORS 327.820, as amended by section 8, chapter 660, Oregon Laws 2013, is amended to read:

327.820. (1) The State Board of Education shall establish the Connecting to the World of Work Program to:

(a) Increase students' proficiency in science, technology, engineering and mathematics; and

(b) Connect students to the world of work.

(2) To accomplish the purposes of the Connecting to the World of Work Program, *[moneys shall be distributed]* **the State Board of Education shall identify programs for the distribution of moneys by the Department of Education** for strategic investments that advance the following missions:

(a) Collaborating with other public entities to develop and implement a long-term strategy that advances state educational goals related to science, technology, engineering and mathematics.

(b) Providing investments in programs that engage underserved students in science, technology, engineering or mathematics or in career and technical education.

(c) Developing consortiums of school districts, **education service districts** and post-secondary institutions of higher education committed to developing innovative and flexible pathways for students in grades 6 through 12 and in community colleges.

(3) **In addition to moneys distributed as provided by subsection (2) of this section, the Department of Education may distribute** strategic investment moneys *[distributed as provided by this section shall be as follows]* **for any of the following purposes:**

[(a) To the Department of Education for the purposes of:]

[(A) Distributing moneys to school districts, post-secondary institutions and nonprofit organizations to create regional networks, or expand upon existing regional networks, to support science, technology, engineering and mathematics and career and technical education.]

[(B) Distributing moneys to school districts, public schools, post-secondary institutions and nonprofit organizations to develop public schools focused on science, technology, engineering and mathematics and arts-related industries to serve middle school, high school and community college students.]

(a) Creating regional networks, or expanding existing regional networks, to support science, technology, engineering and mathematics and career and technical education;

[(C) (b) [Distributing moneys to school districts, public schools, post-secondary institutions and nonprofit organizations to increase] Increasing learning opportunities in science, technology, engineering and mathematics, the arts and career and technical education[.]; or

[(D) (c) [Distributing moneys to consortiums that include at least three school districts, at least one education service district, at least one community college and at least one public or private post-secondary institution to design and deliver] Designing and delivering individualized, innovative and flexible ways of delivering content, awarding high school and college credit and providing development education for students in high school or in the first two years of post-secondary education.

[(b) To the Oregon Arts Commission for the purpose of distributing moneys to school districts, public schools, post-secondary institutions and nonprofit organizations to increase opportunities for students to connect with the arts and arts-related industries.]

SECTION 9. If Senate Bill 342 becomes law, sections 30, 31, 32 and 33 (amending ORS 327.800 and 327.815), chapter 27, Oregon Laws 2015 (Enrolled Senate Bill 342), are repealed.

SECTION 10. This 2015 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect July 1, 2015.

Passed by Senate July 1, 2015

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Lori L. Brocker, Secretary of Senate

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Peter Courtney, President of Senate

Passed by House July 3, 2015

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Tina Kotek, Speaker of House

Received by Governor:

.....M.,....., 2015

Approved:

.....M.,....., 2015

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Kate Brown, Governor

Filed in Office of Secretary of State:

.....M.,....., 2015

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Jeanne P. Atkins, Secretary of State