

**PROPOSED AMENDMENTS TO
HOUSE BILL 2015**

1 On page 1 of the printed bill, line 2, before the period insert “creating
2 new provisions; and amending ORS 417.728”.

3 In line 4, after the period insert “(1)”.

4 In line 8, delete “(1)” and insert “(a)”.

5 In line 11, after the period insert “Exit eligibility and copays must be
6 structured to mitigate the financial impact of reduced subsidy support due
7 to increased income.”.

8 In line 12, delete “(2)” and insert “(b)”.

9 In line 15, delete “(3)” and insert “(c)”.

10 In line 17, delete “(4)” and insert “(d)”.

11 In line 24, delete “(5)” and insert “(e)”.

12 After line 25, insert:

13 “(2) The department shall work to meet federal recommendations for in-
14 come eligibility and market access in regard to employment-related child
15 care administered by the department.”.

16 In line 27, delete “a family child care provider as defined in ORS
17 329A.430” and insert “an exempt child care provider as defined by the Office
18 of Child Care by rule”.

19 On page 2, line 4, delete “family” and insert “exempt”.

20 In line 5, delete “family” and insert “exempt”.

21 After line 5, insert:

22 **“SECTION 3.** ORS 417.728 is amended to read:

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

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

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

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

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

13 “(a) A process to identify as early as possible children and families who
14 would benefit from early learning services, including the required use of
15 standardized screening and referral procedures used throughout the volun-
16 tary statewide early learning system;

17 “(b) A plan to support the identified needs of the child and family that
18 coordinates case management personnel and the delivery of services to the
19 child and family; and

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

22 “(A) Screening, assessment and home visiting services pursuant to ORS
23 417.795;

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

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

27 “(D) Affordable, quality child care, as defined by the Early Learning
28 Council;

29 “(E) Preschool and other early education services;

30 “(F) Health services for children and pregnant women;

1 “(G) Mental health services;

2 “(H) Alcohol and drug treatment programs that meet the standards
3 promulgated by the Oregon Health Authority pursuant to ORS 430.357;

4 “(I) Developmental disability services; and

5 “(J) Other state and local services.

6 “(4) In establishing the definition of affordable, quality child care under
7 subsection (3)(c)(D) of this section, the Early Learning Council shall consult
8 with child care providers and early childhood educators. The definition es-
9 tablished by the council shall support parental choice of child care provider
10 and shall consider differences in settings and services, including but not
11 limited to child care for school-aged children, part-time care, odd-hour and
12 respite care and factors of cultural appropriateness and competence.

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

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

26 “(5) **No later than July 1, 2016, for the purpose of ensuring that af-**
27 **fordable, quality home-based child care is available through a subsidy**
28 **program administered by the Department of Human Services, the**
29 **Early Learning Division, in consultation with the department, shall**
30 **develop and implement a system of quality supports for exempt family**

1 **child care providers as defined in ORS 329A.430. The system may use**
2 **evidence-based practices or best practices that are consistent with**
3 **state policies for child well-being and development and that are subject**
4 **to collective bargaining. The system must include professional devel-**
5 **opment opportunities for exempt family child care providers that are**
6 **available for attendance in person and through the Internet.**

7 “(6) The Early Learning Council shall:

8 “(a) Consolidate administrative functions relating to the voluntary state-
9 wide early learning system, to the extent practicable, including but not lim-
10 ited to training and technical assistance, planning and budgeting.

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

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

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

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

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

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

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

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

7 “(7) The State Board of Education, the Employment Department, the De-
8 partment of Human Services and the Oregon Health Authority when adopt-
9 ing rules to administer voluntary early childhood programs under their
10 individual authority shall adopt rules:

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

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

14 “(8) Information gathered in conjunction with the voluntary comprehen-
15 sive screening and assessment of children and their families may be used
16 only for the following purposes:

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

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

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

22 “(d) Meeting the requirements of mandatory state and federal disclosure
23 laws.

24 **“SECTION 4. The Early Learning Division, in consultation with the**
25 **Department of Human Services, shall conduct a study regarding**
26 **methods to incentivize parents to select exempt family child care**
27 **providers as defined in ORS 329A.430 who have participated in the**
28 **system of quality supports developed by the division under ORS 417.728**
29 **(5).**

30 **“SECTION 5. No later than September 15, 2016, the Early Learning**

1 **Division shall report to the interim legislative committees on child**
2 **welfare and child care on the development and implementation of the**
3 **system of quality supports for exempt family child care providers**
4 **pursuant to ORS 417.728 (5).”.**

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