

HB 3156 STAFF MEASURE SUMMARY

House Committee On Education

Action Date: 04/10/17

Action: Do pass. Refer to Ways and Means.

Vote: 9-0-0-0

Yeas: 9 - Doherty, Evans, Hernandez, McLain, Parrish, Sollman, Sprenger, Vial, Wilson

Fiscal: Fiscal impact issued

Revenue: Revenue impact issued

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WHAT THE MEASURE DOES:

Requires the Oregon Department of Education (ODE) be responsible for providing students' education for the first 30 calendar days after an eligible day-treatment program or eligible residential day-treatment program begins or expands operation to a different school district. Requires ODE to pay school district for any costs incurred by treatment programs imposed on school district. Establishes when ODE is required to pay school district for costs incurred by treatment program, including if costs incurred were during the first year of establishment and related to the district beginning to provide education to the students, and if the costs incurred were during the year the program ceased operations contractually obligated by the school district. Affects eligible day-treatment programs that begin operations, expand operations or cease operations in a district on or after the effective date.

ISSUES DISCUSSED:

- Concerns expressed by students at day-treatment programs and programs run by Education Service District
- Notifications and work from Department of Human Services on group homes and providers
- Effect of closing day-treatment program and impact on obligations: contractual obligations with building leases; teacher contracts; and personal commitment to serving students

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

The Willamette Education Service District was servicing the group homes in Newberg and in June 2015 asked the Newberg School District to pick up the contract servicing those providers. This required the Newberg School District to pick up the cost of staff and students in the group homes, which led to an informal partnership with law enforcement agencies, city counselors and community members in an effort to maintain group homes in Newberg. However, the total cost of maintenance amounted to \$800,000 for the Newberg School District. The Oregon Department of Education (ODE) is not required to fund a day-treatment program or eligible residential day-treatment program if it expands operation to a different school district, or if such program begins.

House Bill 3156 requires ODE be responsible for providing students' education for the first 30 calendar days after an eligible day-treatment program or eligible residential day-treatment program begins or expands operation to a different school district. It requires ODE to pay school districts for any costs incurred by the treatment programs imposed on the districts.