

Requested by Representative HUFFMAN

**PROPOSED AMENDMENTS TO
HOUSE BILL 3106**

1 On page 1 of the printed bill, line 3, after “329.172” insert “and 329.195”.

2 Delete lines 5 through 31 and delete pages 2 and 3 and insert:

3 **“SECTION 1.** ORS 329.172 is amended to read:

4 “329.172. (1) The Early Learning Division shall administer a preschool
5 program as provided by this section. The preschool program shall expand
6 preschool options available to the children of this state.

7 “(2)(a) For the purpose of expanding **and coordinating** preschool options,
8 Early Learning Hubs shall:

9 “(A) Coordinate the providers of preschool programs under this section.

10 “(B) **Convene annual meetings between representatives of the**
11 **Oregon prekindergarten program and the preschool program described**
12 **in this section to coordinate the enrollment of eligible children in the**
13 **programs before the eligible children are enrolled. The representatives**
14 **shall collaborate to determine the program that best meets the needs**
15 **of eligible children and their families within the Early Learning Hub.**

16 “(b) The Early Learning Hubs shall apply for state funding, coordinate
17 local planning and enter into contracts with preschool providers.

18 “(3) A preschool provider that meets the requirements of this subsection
19 may apply to participate in the preschool program described in this section.
20 The preschool provider:

21 “(a) Must be establishing a new preschool program or expanding an ex-

1 isting preschool program.

2 “(b) Must meet or exceed the requirements of subsection (4) of this sec-
3 tion.

4 “(c) May be a Head Start program, an Oregon prekindergarten program,
5 a child care provider, a relief nursery, a private preschool, a public school,
6 a public charter school, an education service district or a community-based
7 organization that provides a preschool program.

8 “(4) A preschool provider may participate in the preschool program de-
9 scribed in this section if the provider’s preschool program:

10 “(a) Provides, at a minimum, the annual number of instructional hours
11 required for full-day kindergarten.

12 “(b) Takes into consideration the scheduling needs of families who need
13 full-time child care.

14 “(c) Serves children who are:

15 “(A) At least three years of age but not older than five years of age, as
16 determined by the date used to determine kindergarten eligibility; and

17 “(B) Members of families whose incomes, at the time of enrollment, are
18 at or below 200 percent of the federal poverty guidelines.

19 “(d) Provides continuity from infant and toddler services to early ele-
20 mentary grades.

21 “(e) Demonstrates quality through meeting standards, including:

22 “(A) Attaining one of the top two ratings of the quality rating and im-
23 provement system for early childhood programs.

24 “(B) Adopting culturally responsive teaching methods and practices.

25 “(C) Providing a high quality, culturally responsive family engagement
26 environment that supports parents as partners in a child’s learning and de-
27 velopment.

28 “(D) Providing high quality, culturally responsive curricula, assessments
29 and professional development that are linked to one another and to the
30 state’s comprehensive early learning standards.

1 “(E) Providing highly trained lead preschool teachers who have at least
2 a bachelor’s degree in early childhood education or a field related to early
3 childhood education. The requirements of this subparagraph may be satisfied
4 by lead preschool teachers who do not have a bachelor’s degree but who have
5 submitted a plan to attain a bachelor’s degree and are demonstrating
6 progress on that plan.

7 “(F) Providing lead preschool teachers with a salary that meets the min-
8 imum salary requirements established by the Early Learning Council.

9 “(G) Providing at least one assistant in each classroom who provides
10 support for academic instruction and who meets the state’s personnel quali-
11 fication requirements of one of the top two tiers for the quality rating and
12 improvement system for early childhood programs.

13 “(H) Providing additional health and child development supports for
14 children and families, such as screening, referrals and coordination with
15 health care providers.

16 “(f) Incorporates best practices in outreach, enrollment and programming
17 for diverse cultural and linguistic populations and children who have been
18 historically underserved in preschool programs.

19 “(g) Works in collaboration with community programs to ensure that
20 families have knowledge of, and are connected to, community resources and
21 supports to meet the needs of children and families served by the preschool
22 program.

23 “(h) Participates in an ongoing monitoring and program evaluation sys-
24 tem that is used for continuous program improvement.

25 “(5)(a) While any moneys received under a contract entered into as pro-
26 vided by this section must be used to serve children described in subsection
27 (4)(c) of this section, nothing in subsection (4)(c) of this section prevents a
28 preschool provider from serving additional children, including children who:

29 “(A) Pay tuition for the preschool program and whose family incomes at
30 the time of enrollment exceeds 200 percent of federal poverty guidelines.

1 “(B) Are funded by the Oregon prekindergarten program, a Head Start
2 program or another source of funding.

3 “(b) If a preschool program serves children described in paragraph (a) of
4 this subsection, moneys received under a contract as provided by this section
5 may not be used to pay for expenses incurred for the children described in
6 paragraph (a) of this subsection.

7 “(6) A preschool program may receive a waiver of any of the requirements
8 described in subsection (4) of this section if the waiver:

9 “(a) Is for a preschool program that is maintaining progress toward
10 quality;

11 “(b) Is anticipated for the first years of the preschool program only; and

12 “(c) Is granted for only one year at a time.

13 “(7) To assist the Early Learning Division in administering this section,
14 the Early Learning Council shall:

15 “(a) Identify resources necessary for the Early Learning Division to de-
16 velop, support and sustain the implementation of a high quality preschool
17 program, including evaluations, professional development opportunities,
18 technical assistance, monitoring guidance and administrative assistance.

19 “(b) Ensure that pathways and supports are available to teaching staff to
20 increase culturally and linguistically diverse staff to teach and assist in
21 preschool classrooms.

22 “(c) Establish minimum salary requirements and target salary require-
23 ments for lead preschool teachers as required under subsection (4)(e)(F) of
24 this section. Minimum salary requirements may be differentiated by program
25 type. Target salary requirements shall be comparable to lead kindergarten
26 teacher salaries in public schools.

27 “(d) Develop strategies that strive to increase the mean salary for lead
28 preschool teachers in this state.

29 “(e) Administer waivers as described in subsection (6) of this section.

30 “(8) Each biennium, the Early Learning Division shall submit a report to

1 the Legislative Assembly that describes:

2 “(a) The number of children served by the preschool program described
3 in this section, including the number of children:

4 “(A) Whose family incomes are at or below 200 percent of the federal
5 poverty guidelines;

6 “(B) Whose family incomes are between 100 and 200 percent of the federal
7 poverty guidelines;

8 “(C) Who pay tuition; and

9 “(D) Who are eligible for Head Start programs.

10 “(b) The cost to serve each child described in subsection (4)(c) of this
11 section.

12 “(c) The level of state support received for implementing the preschool
13 program described in this section.

14 “(d) The effectiveness of the preschool program described in this section,
15 including student progress and outcomes.

16 “(e) Improvements that have been made to the administration and evalu-
17 ation of the preschool program to improve the effectiveness of the program.

18 “(f) The salary, education levels and turnover rates of lead preschool
19 teachers employed by preschool providers receiving moneys under this sec-
20 tion.

21 “(9) The Early Learning Division shall coordinate with the Department
22 of Education and other state agencies in support of the preschool program
23 described in this section.

24 “(10) The Early Learning Division shall prescribe the form and timeline
25 for applications to participate in the preschool program as provided by this
26 section.

27 **“SECTION 2.** ORS 329.195 is amended to read:

28 “329.195. (1)(a) The Early Learning Council, acting as the state advisory
29 council for purposes of the federal Head Start Act, shall adopt rules for the
30 establishment of the Oregon prekindergarten program.

1 “(b) Rules adopted under this section specifically shall require:

2 “(A) Performance standards and operating standards that are at a level
3 no less than the level required under the federal Head Start program guide-
4 lines.

5 “(B) Processes and procedures for recompetition that are substantially
6 similar to the processes and procedures required under the rules and guide-
7 lines adopted under the federal Head Start Act.

8 **“(C) Implementation plans for any changes to the federal Head**
9 **Start program rules or guidelines.**

10 “(c) Federal Head Start program guidelines shall be considered as guide-
11 lines for the Oregon prekindergarten program.

12 **“(d) Notwithstanding paragraph (b) of this subsection, the council**
13 **may adopt rules that allow for the provision of a half-day program or**
14 **a full-day program, or a combination thereof, to meet community**
15 **needs, as determined by the council based on community assessments.**

16 “(2) In developing rules for the Oregon prekindergarten program, the
17 council shall consult with the advisory committee established under ORS
18 329.190 and shall consider such factors as coordination with existing pro-
19 grams, the preparation necessary for instructors, qualifications of instruc-
20 tors, training of staff, adequate space and equipment and special
21 transportation needs.

22 “(3) The Early Learning Division shall review applications for the Oregon
23 prekindergarten program received and designate those programs as eligible
24 to commence operation by July 1 of each year. When approving grant appli-
25 cations, to the extent practicable, the council shall distribute funds re-
26 gionally based on percentages of unmet needs for the county or region.”.

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