

# A-Engrossed House Bill 2026

Ordered by the House March 14  
Including House Amendments dated March 14

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Governor Kate Brown for Department of Education)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Extends sunset on pilot program to decrease rates of school absenteeism by using trauma-informed approaches to education, health services and intervention strategies. Requires report on preliminary evaluation on progress of pilot program.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to pilot program to decrease school absenteeism; creating new provisions; amending section  
3 72, chapter 774, Oregon Laws 2015, and sections 5 and 6, chapter 68, Oregon Laws 2016; and  
4 declaring an emergency.

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

5 **SECTION 1.** Section 5, chapter 68, Oregon Laws 2016, as amended by section 1, chapter 137,  
6 Oregon Laws 2017, is amended to read:  
7

8 **Sec. 5.** (1) As used in this section, "trauma-informed approach" means an approach that recog-  
9 nizes the signs and symptoms of trauma in students, families and staff and responds by fully inte-  
10 grating knowledge about trauma into policies, procedures and practices for the purposes of resisting  
11 the reoccurrence of trauma and promoting resiliency.

12 (2) The Chief Education Office, in coordination with the Oregon Health Authority and the De-  
13 partment of Education, shall distribute moneys as provided in this section to school districts and  
14 education service districts for the purpose of decreasing rates of school absenteeism.

15 (3)(a) A school district or an education service district may apply to receive moneys under this  
16 section:

17 (A) By submitting an application that includes a proposal consistent with subsection (4) of this  
18 section; and

19 (B) If the district has at least one school in the district with:

20 (i) A school-based health center; or

21 (ii) A school-based system for providing behavioral health services and care coordination that  
22 may include a school nurse, a school counselor, a school psychologist, a clinical psychologist or a  
23 school social worker.

24 (b) A school district or an education service district may submit an application jointly with one  
25 or more community partners that will participate with the district in the pilot program described in  
26 subsection (4) of this section.

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.  
New sections are in **boldfaced** type.

1 (4) The office shall distribute moneys to an applicant based on the applicant's proposal to design  
2 and implement a pilot program to decrease rates of school absenteeism by using trauma-informed  
3 approaches to education, health services and intervention strategies that are based in schools and  
4 take advantage of community resources. The proposal must include a plan that:

5 (a) Coordinates the services provided by:

6 (A) The school;

7 (B) The school-based health center or the administrator of the school-based system described in  
8 subsection (3)(a)(B)(ii) of this section; and

9 (C) Coordinated care organizations, public health entities, nonprofit youth service providers,  
10 community-based organizations, social justice groups and similar groups that are located in the  
11 community;

12 (b) Requires professional development and support for school staff, including educators, school  
13 district or education service district professionals, counselors, nurses, classified staff and other staff  
14 of the school district or education service district, to create a culture in the district and community  
15 that is informed about how to understand, recognize and respond to trauma;

16 (c) Provides for at least one trauma specialist who:

17 (A) Is permanently assigned at the school-based health center or at the location where the  
18 school-based system described in subsection (3)(a)(B)(ii) of this section is provided; and

19 (B) Oversees the implementation of the plan, including coordinating the services described in  
20 paragraph (a) of this subsection and coordinating the professional development and support de-  
21 scribed in paragraph (b) of this subsection;

22 (d) Indicates how services coordinated under paragraph (a) of this subsection are provided based  
23 on a trauma-informed approach and with an understanding, recognition and responsiveness to the  
24 effects of trauma on education, absenteeism and school completion;

25 (e) Uses evidence-based and evidence-informed approaches, culturally specific approaches when  
26 appropriate and national models that are tailored to the community to ensure that data are collected  
27 and the effectiveness of the pilot program is determined;

28 (f) Provides matching community funding, or resources that are the monetary equivalent of  
29 matching funding, in a ratio determined by the office by rule; and

30 (g) Pursues additional funding opportunities, including funding under the federal Every Student  
31 Succeeds Act (P.L. 114-95).

32 (5) The office shall prescribe the timelines by which an applicant may submit an application for  
33 moneys under this section and the form of the application.

34 (6) The office shall evaluate and rank applications based on the proposals submitted in the ap-  
35 plications.

36 (7) The office shall distribute moneys to applicants based on:

37 (a) The evaluations and rankings described in subsection (6) of this section;

38 (b) The moneys appropriated to the office for the purpose of this section;

39 (c) The amount of matching community funding available to the applicant; and

40 (d) Any available federal grants.

41 (8)(a) The office, in collaboration with the Oregon Health Authority and the Department of Ed-  
42 ucation, shall provide coordination among school districts and education service districts receiving  
43 moneys under this section.

44 (b) The office may coordinate with a statewide nonprofit organization that has experience in  
45 supporting school-based health centers and student health organizations for the organization to

1 provide technical assistance to school districts and education service districts receiving moneys  
2 under this section.

3 (9) Each participating school district and education service district shall provide regular reports  
4 on the progress of the district's pilot program to the office to enable the office to:

5 (a) Determine the effectiveness of the pilot program; and

6 (b) Submit [*a report*] **reports** and recommendations for legislation to the interim committees of  
7 the Legislative Assembly related to education as required under subsection (10) of this section.

8 (10) [*No later than October 15, 2019,*] The Chief Education Office, the Oregon Health Authority  
9 and the Department of Education, in collaboration with the statewide nonprofit organization de-  
10 scribed in subsection (8) of this section, shall submit [*a report*] **reports** to the interim committees  
11 of the Legislative Assembly related to education[. *The report*] **as follows:**

12 (a) **The first report must be submitted no later than June 30, 2020, and must provide a**  
13 **preliminary evaluation on the progress of the pilot programs.**

14 (b) **The second report must be submitted no later than June 30, 2022, and** must provide  
15 individual and comprehensive evaluations on the outcomes of the pilot programs and include any  
16 recommendations for legislation based on the results of the pilot programs.

17 **SECTION 2.** Section 5, chapter 68, Oregon Laws 2016, as amended by section 1, chapter 137,  
18 Oregon Laws 2017, and section 1 of this 2019 Act, is amended to read:

19 **Sec. 5.** (1) As used in this section, "trauma-informed approach" means an approach that recog-  
20 nizes the signs and symptoms of trauma in students, families and staff and responds by fully inte-  
21 grating knowledge about trauma into policies, procedures and practices for the purposes of resisting  
22 the reoccurrence of trauma and promoting resiliency.

23 (2) The [*Chief Education Office*] **Department of Education**, in coordination with the Oregon  
24 Health Authority [*and the Department of Education*], shall distribute moneys as provided in this  
25 section to school districts and education service districts for the purpose of decreasing rates of  
26 school absenteeism.

27 (3)(a) A school district or an education service district may apply to receive moneys under this  
28 section:

29 (A) By submitting an application that includes a proposal consistent with subsection (4) of this  
30 section; and

31 (B) If the district has at least one school in the district with:

32 (i) A school-based health center; or

33 (ii) A school-based system for providing behavioral health services and care coordination that  
34 may include a school nurse, a school counselor, a school psychologist, a clinical psychologist or a  
35 school social worker.

36 (b) A school district or an education service district may submit an application jointly with one  
37 or more community partners that will participate with the district in the pilot program described in  
38 subsection (4) of this section.

39 (4) The [*office*] **department** shall distribute moneys to an applicant based on the applicant's  
40 proposal to design and implement a pilot program to decrease rates of school absenteeism by using  
41 trauma-informed approaches to education, health services and intervention strategies that are based  
42 in schools and take advantage of community resources. The proposal must include a plan that:

43 (a) Coordinates the services provided by:

44 (A) The school;

45 (B) The school-based health center or the administrator of the school-based system described in

1 subsection (3)(a)(B)(ii) of this section; and

2 (C) Coordinated care organizations, public health entities, nonprofit youth service providers,  
3 community-based organizations, social justice groups and similar groups that are located in the  
4 community;

5 (b) Requires professional development and support for school staff, including educators, school  
6 district or education service district professionals, counselors, nurses, classified staff and other staff  
7 of the school district or education service district, to create a culture in the district and community  
8 that is informed about how to understand, recognize and respond to trauma;

9 (c) Provides for at least one trauma specialist who:

10 (A) Is permanently assigned at the school-based health center or at the location where the  
11 school-based system described in subsection (3)(a)(B)(ii) of this section is provided; and

12 (B) Oversees the implementation of the plan, including coordinating the services described in  
13 paragraph (a) of this subsection and coordinating the professional development and support de-  
14 scribed in paragraph (b) of this subsection;

15 (d) Indicates how services coordinated under paragraph (a) of this subsection are provided based  
16 on a trauma-informed approach and with an understanding, recognition and responsiveness to the  
17 effects of trauma on education, absenteeism and school completion;

18 (e) Uses evidence-based and evidence-informed approaches, culturally specific approaches when  
19 appropriate and national models that are tailored to the community to ensure that data are collected  
20 and the effectiveness of the pilot program is determined;

21 (f) Provides matching community funding, or resources that are the monetary equivalent of  
22 matching funding, in a ratio determined by the [office] **State Board of Education** by rule; and

23 (g) Pursues additional funding opportunities, including funding under the federal Every Student  
24 Succeeds Act (P.L. 114-95).

25 (5) The [office] **department** shall prescribe the timelines by which an applicant may submit an  
26 application for moneys under this section and the form of the application.

27 (6) The [office] **department** shall evaluate and rank applications based on the proposals sub-  
28 mitted in the applications.

29 (7) The [office] **department** shall distribute moneys to applicants based on:

30 (a) The evaluations and rankings described in subsection (6) of this section;

31 (b) The moneys appropriated to the [office] **department** for the purpose of this section;

32 (c) The amount of matching community funding available to the applicant; and

33 (d) Any available federal grants.

34 (8)(a) The [office] **department**, in collaboration with the Oregon Health Authority [*and the De-*  
35 *partment of Education*], shall provide coordination among school districts and education service dis-  
36 tricts receiving moneys under this section.

37 (b) The [office] **department** may coordinate with a statewide nonprofit organization that has  
38 experience in supporting school-based health centers and student health organizations for the or-  
39 ganization to provide technical assistance to school districts and education service districts receiv-  
40 ing moneys under this section.

41 (9) Each participating school district and education service district shall provide regular reports  
42 on the progress of the district's pilot program to the [office] **department** to enable the [office] **de-**  
43 **partment** to:

44 (a) Determine the effectiveness of the pilot program; and

45 (b) Submit reports and recommendations for legislation to the interim committees of the Legis-

1 lative Assembly related to education as required under subsection (10) of this section.

2 (10) The [*Chief Education Office,*] **Department of Education** and the Oregon Health Authority  
3 [*and the Department of Education*], in collaboration with the statewide nonprofit organization de-  
4 scribed in subsection (8) of this section, shall submit reports to the interim committees of the Leg-  
5 islative Assembly related to education as follows:

6 (a) The first report must be submitted no later than June 30, 2020, and must provide a prelimi-  
7 nary evaluation on the progress of the pilot programs.

8 (b) The second report must be submitted no later than June 30, 2022, and must provide individ-  
9 ual and comprehensive evaluations on the outcomes of the pilot programs and include any recom-  
10 mendations for legislation based on the results of the pilot programs.

11 **SECTION 3.** Section 72, chapter 774, Oregon Laws 2015, as amended by section 14, chapter 682,  
12 Oregon Laws 2015, section 20, chapter 763, Oregon Laws 2015, section 27, chapter 639, Oregon Laws  
13 2017, and section 4, chapter 113, Oregon Laws 2018, is amended to read:

14 **Sec. 72.** (1)(a) Section 1, chapter 519, Oregon Laws 2011, as amended by section 8, chapter 519,  
15 Oregon Laws 2011, sections 20 and 21, chapter 36, Oregon Laws 2012, and section 1, chapter 774,  
16 Oregon Laws 2015, is repealed on June 30, 2019.

17 (b) Section 2, chapter 519, Oregon Laws 2011, as amended by section 1, chapter 36, Oregon Laws  
18 2012, section 29, chapter 747, Oregon Laws 2013, and section 4, chapter 774, Oregon Laws 2015, is  
19 repealed on June 30, 2019.

20 (c) Section 3, chapter 519, Oregon Laws 2011, as amended by section 5, chapter 774, Oregon  
21 Laws 2015, is repealed on June 30, 2019.

22 (2) The amendments to ORS 326.021 by section 42, chapter 774, Oregon Laws 2015, become op-  
23 erative on June 30, 2019.

24 (3) The amendments to ORS 326.300 by section 43, chapter 774, Oregon Laws 2015, become op-  
25 erative on June 30, 2019.

26 (4) The amendments to ORS 326.425 by section 44, chapter 774, Oregon Laws 2015, become op-  
27 erative on June 30, 2019.

28 (5) The amendments to ORS 326.430 by section 45, chapter 774, Oregon Laws 2015, become op-  
29 erative on June 30, 2019.

30 (6) The amendments to ORS 326.500 by section 46, chapter 774, Oregon Laws 2015, become op-  
31 erative on June 30, 2019.

32 (7) The amendments to ORS 327.380 by section 8, chapter 739, Oregon Laws 2013, become op-  
33 erative on June 30, 2019.

34 (8) The amendments to ORS 327.800 by section 67a, chapter 774, Oregon Laws 2015, become  
35 operative on June 30, 2019.

36 (9) The amendments to ORS 327.810 by section 68a, chapter 774, Oregon Laws 2015, become  
37 operative on June 30, 2019.

38 (10) The amendments to ORS 327.815 by section 69a, chapter 774, Oregon Laws 2015, become  
39 operative on June 30, 2019.

40 (11) The amendments to ORS 327.820 by section 70a, chapter 774, Oregon Laws 2015, become  
41 operative on June 30, 2019.

42 (12) The amendments to ORS 342.208 by section 53, chapter 774, Oregon Laws 2015, become  
43 operative on June 30, 2019.

44 (13) The amendments to ORS 342.350 by section 54, chapter 774, Oregon Laws 2015, become  
45 operative on June 30, 2019.

1 (14) The amendments to ORS 342.410 by section 55, chapter 774, Oregon Laws 2015, become  
2 operative on June 30, 2019.

3 (15) The amendments to ORS 342.443 by section 56, chapter 774, Oregon Laws 2015, become  
4 operative on June 30, 2019.

5 (16) The amendments to ORS 342.448 by section 76a, chapter 774, Oregon Laws 2015, become  
6 operative on June 30, 2019.

7 (17) The amendments to ORS 344.059 and 344.141 by sections 13 and 14, chapter 763, Oregon  
8 Laws 2015, become operative on June 30, 2019.

9 (18) The amendments to ORS 350.065 by section 60, chapter 774, Oregon Laws 2015, become  
10 operative on June 30, 2019.

11 (19) The amendments to ORS 350.075 by section 61, chapter 774, Oregon Laws 2015, become  
12 operative on June 30, 2019.

13 (20) The amendments to ORS 350.100 by section 75a, chapter 774, Oregon Laws 2015, become  
14 operative on June 30, 2019.

15 (21) The amendments to ORS 352.018 by section 58, chapter 774, Oregon Laws 2015, become  
16 operative on June 30, 2019.

17 (22) The amendments to ORS 417.796 by section 62, chapter 774, Oregon Laws 2015, become  
18 operative on June 30, 2019.

19 (23) The amendments to ORS 417.847 by section 63, chapter 774, Oregon Laws 2015, become  
20 operative on June 30, 2019.

21 (24) The amendments to ORS 417.852 by section 64, chapter 774, Oregon Laws 2015, become  
22 operative on June 30, 2019.

23 (25) The amendments to ORS 660.324 by section 65, chapter 774, Oregon Laws 2015, become  
24 operative on June 30, 2019.

25 (26) The amendments to ORS 342.940 by section 25, chapter 639, Oregon Laws 2017, become  
26 operative on June 30, 2019.

27 (27) The amendments to ORS 348.295 by section 26, chapter 639, Oregon Laws 2017, become  
28 operative on June 30, 2019.

29 (28) The amendments to section 1 [*of this 2018 Act*], **chapter 113, Oregon Laws 2018**, by section  
30 3 [*of this 2018 Act*], **chapter 113, Oregon Laws 2018**, become operative on June 30, 2019.

31 **(29) The amendments to section 5, chapter 68, Oregon Laws 2016, by section 2 of this 2019**  
32 **Act become operative on June 30, 2019.**

33 [(29)] (30) Section 8, chapter 85, Oregon Laws 2014, becomes operative on June 30, 2019.

34 **SECTION 4.** Section 6, chapter 68, Oregon Laws 2016, is amended to read:

35 **Sec. 6.** Section 5 [*of this 2016 Act*], **chapter 68, Oregon Laws 2016, as amended by section**  
36 **1, chapter 137, Oregon Laws 2017, and sections 1 and 2 of this 2019 Act**, is repealed on [*January*  
37 *2, 2020*] **June 30, 2022.**

38 **SECTION 5.** **There is appropriated to the Department of Education, for the biennium**  
39 **beginning July 1, 2019, out of the General Fund, the amount of \$2,500,000 for the purpose of**  
40 **carrying out the provisions of section 5, chapter 68, Oregon Laws 2016.**

41 **SECTION 6.** **This 2019 Act being necessary for the immediate preservation of the public**  
42 **peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect**  
43 **on its passage.**

44