

House Bill 2026

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 **as introduced**.

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; amending section 72, chapter 774, Oregon
3 Laws 2015, and sections 5 and 6, chapter 68, Oregon Laws 2016; and declaring an emergency.

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

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

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

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

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

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

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

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

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

30 (a) Coordinates the services provided by:

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 (A) The school;
- 2 (B) The school-based health center or the administrator of the school-based system described in
3 subsection (3)(a)(B)(ii) of this section; and
- 4 (C) Coordinated care organizations, public health entities, nonprofit youth service providers,
5 community-based organizations, social justice groups and similar groups that are located in the
6 community;
- 7 (b) Requires professional development and support for school staff, including educators, school
8 district or education service district professionals, counselors, nurses, classified staff and other staff
9 of the school district or education service district, to create a culture in the district and community
10 that is informed about how to understand, recognize and respond to trauma;
- 11 (c) Provides for at least one trauma specialist who:
- 12 (A) Is permanently assigned at the school-based health center or at the location where the
13 school-based system described in subsection (3)(a)(B)(ii) of this section is provided; and
- 14 (B) Oversees the implementation of the plan, including coordinating the services described in
15 paragraph (a) of this subsection and coordinating the professional development and support de-
16 scribed in paragraph (b) of this subsection;
- 17 (d) Indicates how services coordinated under paragraph (a) of this subsection are provided based
18 on a trauma-informed approach and with an understanding, recognition and responsiveness to the
19 effects of trauma on education, absenteeism and school completion;
- 20 (e) Uses evidence-based and evidence-informed approaches, culturally specific approaches when
21 appropriate and national models that are tailored to the community to ensure that data are collected
22 and the effectiveness of the pilot program is determined;
- 23 (f) Provides matching community funding, or resources that are the monetary equivalent of
24 matching funding, in a ratio determined by the office by rule; and
- 25 (g) Pursues additional funding opportunities, including funding under the federal Every Student
26 Succeeds Act (P.L. 114-95).
- 27 (5) The office shall prescribe the timelines by which an applicant may submit an application for
28 moneys under this section and the form of the application.
- 29 (6) The office shall evaluate and rank applications based on the proposals submitted in the ap-
30 plications.
- 31 (7) The office shall distribute moneys to applicants based on:
- 32 (a) The evaluations and rankings described in subsection (6) of this section;
- 33 (b) The moneys appropriated to the office for the purpose of this section;
- 34 (c) The amount of matching community funding available to the applicant; and
- 35 (d) Any available federal grants.
- 36 (8)(a) The office, in collaboration with the Oregon Health Authority and the Department of Ed-
37 ucation, shall provide coordination among school districts and education service districts receiving
38 moneys under this section.
- 39 (b) The office may coordinate with a statewide nonprofit organization that has experience in
40 supporting school-based health centers and student health organizations for the organization to
41 provide technical assistance to school districts and education service districts receiving moneys
42 under this section.
- 43 (9) Each participating school district and education service district shall provide regular reports
44 on the progress of the district's pilot program to the office to enable the office to:
- 45 (a) Determine the effectiveness of the pilot program; and

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

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

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

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

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

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

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

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

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

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

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

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

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

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

38 (a) Coordinates the services provided by:

39 (A) The school;

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

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

45 (b) Requires professional development and support for school staff, including educators, school

1 district or education service district professionals, counselors, nurses, classified staff and other staff
 2 of the school district or education service district, to create a culture in the district and community
 3 that is informed about how to understand, recognize and respond to trauma;

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

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

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

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

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

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

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

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

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

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

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

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

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

28 (d) Any available federal grants.

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

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

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

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

40 (b) Submit reports and recommendations for legislation to the interim committees of the Legis-
 41 lative Assembly related to education as required under subsection (10) of this section.

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

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

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

6 **SECTION 3.** Section 72, chapter 774, Oregon Laws 2015, as amended by section 14, chapter 682,
7 Oregon Laws 2015, section 20, chapter 763, Oregon Laws 2015, section 27, chapter 639, Oregon Laws
8 2017, and section 4, chapter 113, Oregon Laws 2018, is amended to read:

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

12 (b) Section 2, chapter 519, Oregon Laws 2011, as amended by section 1, chapter 36, Oregon Laws
13 2012, section 29, chapter 747, Oregon Laws 2013, and section 4, chapter 774, Oregon Laws 2015, is
14 repealed on June 30, 2019.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

45 (16) The amendments to ORS 342.448 by section 76a, chapter 774, Oregon Laws 2015, become

1 operative on June 30, 2019.

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

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

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

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

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

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

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

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

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

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

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

24 (28) The amendments to section 1 [*of this 2018 Act*], **chapter 113, Oregon Laws 2018**, by section
25 3 [*of this 2018 Act*], **chapter 113, Oregon Laws 2018**, become operative on June 30, 2019.

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

28 [(29)] (30) Section 8, chapter 85, Oregon Laws 2014, becomes operative on June 30, 2019.

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

30 **Sec. 6.** Section 5 [*of this 2016 Act*], **chapter 68, Oregon Laws 2016, as amended by section**
31 **1, chapter 137, Oregon Laws 2017, and sections 1 and 2 of this 2019 Act**, is repealed on [*January*
32 *2, 2020*] **June 30, 2022.**

33 **SECTION 5.** **This 2019 Act being necessary for the immediate preservation of the public**
34 **peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect**
35 **on its passage.**

36