

A-Engrossed
House Bill 2244

Ordered by the House April 17
Including House Amendments dated April 17

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Early Childhood and Family Supports)

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.

[Establishes CourtCare Fund and appropriates moneys in fund to Department of Education for distribution to counties to operate CourtCare programs.]

[Directs circuit courts to collect surcharge on certain fees to be deposited in CourtCare Fund.]

Establishes Task Force on CourtCare and directs task force to study long-term funding source for statewide CourtCare program and report to interim committees of Legislative Assembly related to child welfare no later than June 30, 2020.

Expands CourtCare pilot program to Jackson County.

Directs governing bodies of Marion, Polk and Jackson Counties to report on progress of pilot programs to interim committees of Legislative Assembly related to child welfare no later than September 15, 2021.

Authorizes Oregon Department of Administrative Services to award grants to counties to implement pilot programs.

Declares emergency, effective on passage.

A BILL FOR AN ACT

Relating to CourtCare programs; creating new provisions; amending sections 2 and 4, chapter 672, Oregon Laws 2017; and declaring an emergency.

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

TASK FORCE ON COURTCARE

SECTION 1. (1) The Task Force on CourtCare is established.

(2) The task force consists of 9 members appointed as follows:

(a) The President of the Senate shall appoint one member from among members of the Senate.

(b) The Speaker of the House of Representatives shall appoint one member from among members of the House of Representatives.

(c) The Governor shall appoint five members as follows:

(A) Two representatives of CourtCare programs;

(B) One representative of the Early Learning Division;

(C) One representative of the Department of Human Services; and

(D) One representative of the Association of Oregon Counties.

(d) The Chief Justice of the Supreme Court shall appoint two members as follows:

(A) One representative of the Judicial Department; and

(B) One representative of the Oregon State Bar.

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 (3) The task force shall study and recommend a long-term funding source for a statewide
2 CourtCare program and evaluate the impact of CourtCare programs on outcomes for families
3 and the judicial system.

4 (4) A majority of the voting members of the task force constitutes a quorum for the
5 transaction of business.

6 (5) Official action by the task force requires the approval of a majority of the voting
7 members of the task force.

8 (6) The task force shall elect one of its members to serve as chairperson.

9 (7) If there is a vacancy for any cause, the appointing authority shall make an appoint-
10 ment to become immediately effective.

11 (8) The task force shall meet at times and places specified by the call of the chairperson
12 or of a majority of the voting members of the task force.

13 (9) The task force may adopt rules necessary for the operation of the task force.

14 (10) The task force shall submit a report in the manner provided by ORS 192.245, and
15 may include recommendations for legislation, to the interim committees of the Legislative
16 Assembly related to child welfare no later than June 30, 2020.

17 (11) The Legislative Policy and Research Director shall provide staff support to the task
18 force.

19 (12) Members of the Legislative Assembly appointed to the task force are nonvoting
20 members of the task force and may act in an advisory capacity only.

21 (13) Members of the task force who are not members of the Legislative Assembly are not
22 entitled to compensation or reimbursement for expenses and serve as volunteers on the task
23 force.

24 (14) All agencies of state government, as defined in ORS 174.111, are directed to assist
25 the task force in the performance of the duties of the task force and, to the extent permitted
26 by laws relating to confidentiality, to furnish information and advice the members of the task
27 force consider necessary to perform their duties.

28 **SECTION 2.** Section 1 of this 2019 Act is repealed on December 31, 2020.

29
30 **COURTCARE PILOT PROGRAMS**

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32 **SECTION 3.** Section 2, chapter 672, Oregon Laws 2017, is amended to read:

33 **Sec. 2.** (1) As used in this section:

34 (a) "Child care" means care and supervision provided to a child between six weeks and [10] 12
35 years of age on behalf of a person with responsibility for the child.

36 (b) "CourtCare program" means a program that provides child care and serves as a clearing-
37 house for information and resource referrals for individuals and families with court-related matters
38 or governmental business in or near a county courthouse or courthouse complex.

39 (2) **After obtaining the approval of the presiding judge of the judicial district in which the**
40 **county is located,** Marion [and], Polk **and Jackson** Counties may establish one or more CourtCare
41 programs as pilot programs to provide quality child care to individuals and families who are:

42 (a) Participating in or serving as jurors in court proceedings at the local courthouse; or

43 (b) Transacting business at a local governmental office in or near a county courthouse or
44 courthouse complex.

45 (3) A CourtCare program established under subsection (2) of this section must also serve as a

1 clearinghouse for information and resource referrals relating to family support services that are
2 available to individuals and families in the local community, including but not limited to housing,
3 emergency services, early learning programs, parent education, public health, relief nurseries, health
4 insurance, behavioral health services, legal assistance, screening and referral services for develop-
5 mental health and referrals to community organization as appropriate.

6 (4) A CourtCare program established under subsection (2) of this section must ensure that:

7 (a) Children receive quality child care and are in a safe and nurturing environment while their
8 caretakers are participating in court proceedings or transacting local governmental business;

9 (b) Staff at the CourtCare program site are able to provide information and make referrals to
10 appropriate local area resources; and

11 (c) Court and local governmental business continues without interruption or distraction from
12 children cared for in the CourtCare program.

13 (5) If Marion [*or*], Polk **or Jackson** County establishes a CourtCare program under this section,
14 the county shall ensure that:

15 (a) Volunteers, employees and staff at the CourtCare program are enrolled in the Central
16 Background Registry under ORS 329A.030; and

17 (b) The CourtCare program is either certified under ORS 329A.280 or registered under ORS
18 329A.330 by the Office of Child Care or is exempt from the requirements for certification or regis-
19 tration under ORS 329A.250.

20 (6) If Marion [*or*], Polk **or Jackson** County establishes a CourtCare program under this section,
21 the county shall enter into an agreement with a nonprofit or nongovernmental entity to implement
22 and administer the CourtCare program. At a minimum, the contract must require that the nonprofit
23 or nongovernmental entity report to the county on an annual basis regarding outcomes and objec-
24 tives that include, but are not limited to:

25 (a) The number of individuals and families utilizing the CourtCare program;

26 (b) The type of services provided to individuals and families that utilized the CourtCare pro-
27 gram;

28 (c) Unmet needs and barriers to the provision of services in the CourtCare program;

29 (d) The effect of the CourtCare program on courtroom, judicial and local government efficiency;
30 and

31 (e) The types of information and resource referrals provided by the CourtCare program.

32 **SECTION 4.** Section 4, chapter 672, Oregon Laws 2017, is amended to read:

33 **Sec. 4.** [*Sections 1 to 3 of this 2017 Act*] **Sections 1 and 3, chapter 672, Oregon Laws 2017,**
34 **and section 2, chapter 672, Oregon Laws 2017, as amended by section 3 of this 2019 Act,** are
35 repealed on January 2, [2021] 2023.

36 **SECTION 5.** **The governing bodies of Marion, Polk and Jackson Counties shall report on**
37 **the progress of CourtCare pilot programs implemented under section 2, chapter 672, Oregon**
38 **Laws 2017, in the manner provided in ORS 192.245, to the interim committees of the Legis-**
39 **lative Assembly related to child welfare no later than September 15, 2021.**

40 **SECTION 6.** (1) **The Oregon Department of Administrative Services may award grants**
41 **to Marion, Polk and Jackson Counties to implement CourtCare pilot programs as provided**
42 **in section 2, chapter 672, Oregon Laws 2017.**

43 (2) **A county may receive a grant under this section for a CourtCare program if:**

44 (a) **The county provides cash funding for the CourtCare program in an amount of at least**
45 **10 percent of the amount of the grant; and**

1 (b) The county provides services, materials or facilities for the CourtCare program with
2 a value of at least 15 percent of the amount of the grant.

3 (3) A county may obtain the cash funding and services, materials or facilities required
4 under subsection (2) of this section from public or private sources.

5 SECTION 7. In addition to and not in lieu of any other appropriation, there is appropri-
6 ated to the Oregon Department of Administrative Services, for the biennium beginning July
7 1, 2019, out of the General Fund, the amount of \$370,000, for distribution of grants to Marion,
8 Polk and Jackson Counties for CourtCare pilot programs as provided in section 6 of this 2019
9 Act.

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11 CAPTIONS

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13 SECTION 8. The unit captions used in this 2019 Act are provided only for the convenience
14 of the reader and do not become part of the statutory law of this state or express any leg-
15 islative intent in the enactment of this 2019 Act.

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17 EMERGENCY CLAUSE

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19 SECTION 9. This 2019 Act being necessary for the immediate preservation of the public
20 peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect
21 on its passage.
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