

A-Engrossed
House Bill 4132

Ordered by the House February 13
Including House Amendments dated February 13

Sponsored by Representatives SMITH WARNER, MCLAIN, SALINAS, NERON, Senator WAGNER; Representatives ALONSO LEON, FAHEY, HERNANDEZ, HOLVEY, LIVELY, MEEK, MITCHELL, NOSSE, PILUSO, PRUSAK, SANCHEZ, SCHOUTEN, SOLLMAN, WILDE, WILLIAMS, Senators GELSER, MONNES ANDERSON, ROBLAN, TAYLOR (at the request of former Representative Jennifer Williamson, Healthy Kids Learn Better Coalition) (Pre-session filed.)

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.

Requires Oregon Health Authority to administer and collect data from student health surveys.

Requires authority to consult with Department of Education to convene student health survey planning committee, to engage adolescents in creating and revising surveys and interpreting survey data and to use survey data to assess implementation of laws and rules related to students' health, safety and well-being. **Modifies definition of "adolescent" for purposes of surveys. Requires authority to provide process to inform adolescents and their parents or guardians that participation in survey is voluntary, to develop plan to distribute survey data and to biennially report on surveys to interim committee related to education.**

Declares emergency, effective on passage.

A BILL FOR AN ACT

Relating to student health surveys; and declaring an emergency.

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

SECTION 1. (1) As used in this section, "adolescent" means a person who is:

(a) At least 10 years of age and not older than 21 years of age; and

(b) Enrolled in grades 5 through 12.

(2) The Oregon Health Authority shall:

(a) Administer student health surveys of adolescents that assess physical, mental, emotional and social factors, including school climate, that impact adolescents' health, well-being and educational achievement;

(b) Collect the survey data;

(c) Create reports for counties and the State of Oregon based on the survey data; and

(d) Make the reports available to the public, which may include making printed copies or posting the reports on a webpage maintained by or on behalf of the authority.

(3) The surveys must:

(a) Be administered on a statewide basis;

(b) Be administered at least once per biennium;

(c) Be anonymous and confidential; and

(d) Provide clear processes to inform an adolescent and the adolescent's parent or guardian that participating in the survey is voluntary.

(4) In consultation with the Department of Education, the authority shall convene a student health survey planning committee to determine the:

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) Timing and frequency of the surveys;
- 2 (b) Grades to be surveyed;
- 3 (c) Length of surveys to be administered to each grade;
- 4 (d) Questions to be included in each administration of the surveys; and
- 5 (e) Strategies for securing school or school district participation in the surveys.
- 6 (5) In consultation with the department, the authority shall:

- 7 (a) Substantially and meaningfully engage adolescents in creating and revising the sur-
- 8 veys and interpreting the survey data; and

- 9 (b) Use survey data to support the assessment of the implementation of laws and rules
- 10 related to students' health, safety and well-being.

- 11 (6) The authority shall consult with educational, health and school district stakeholders,
- 12 including but not limited to school teachers and administrators, youth-related organizations,
- 13 local public health authorities, as defined in ORS 431.003, and the federally recognized tribes
- 14 throughout Oregon, to improve the content of the surveys and the process of administering
- 15 the surveys.

- 16 (7) To enable schools or school districts to use the survey data to make informed deci-
- 17 sions, the authority shall:

- 18 (a) Provide staff capacity and technical assistance to schools or school districts to raise
- 19 awareness about the use and importance of the survey data;

- 20 (b) Analyze and interpret the survey data;

- 21 (c) Track trends in the survey data over time; and

- 22 (d) Connect schools or school districts with local public health authorities or other
- 23 community organizations that can provide insight related to the survey data.

- 24 (8) The authority shall develop a plan for the distribution of survey data and reports
- 25 created under subsection (2)(c) of this section that is responsive to the cultural needs of
- 26 communities participating in the surveys.

- 27 (9) No later than June 30 of each odd-numbered year, the authority shall submit a report
- 28 on the surveys conducted under subsection (2) of this section, in the manner provided in ORS
- 29 192.245, to the committee or interim committee of the Legislative Assembly related to edu-
- 30 cation, that describes:

- 31 (a) Key survey findings;

- 32 (b) Disparities and trends in survey data based on demographic information;

- 33 (c) Participation by schools and districts, with selected grades;

- 34 (d) Barriers to the administration of surveys in schools; and

- 35 (e) Recommendations for strategies to increase participation by school districts.

- 36 (10) The authority may adopt rules to implement this section.

37 **SECTION 2.** (1) Section 1 of this 2020 Act becomes operative on July 1, 2020.

38 (2) The Oregon Health Authority may take any action before the operative date specified

39 in subsection (1) of this section that is necessary to enable the authority to exercise, on and

40 after the operative date specified in subsection (1) of this section, the functions and powers

41 conferred on the authority by section 1 of this 2020 Act.

42 **SECTION 3.** In addition to and not in lieu of any other appropriation, there is appropri-

43 ated to the Oregon Health Authority, for the biennium ending June 30, 2021, out of the

44 General Fund, the amount of \$_____ for the purpose of carrying out the duties described

45 in section 1 of this 2020 Act.

1 **SECTION 4. This 2020 Act being necessary for the immediate preservation of the public**
2 **peace, health and safety, an emergency is declared to exist, and this 2020 Act takes effect**
3 **on its passage.**

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