

HB 2013-A8  
(LC 3410)  
6/10/13 (HRL/ps)

**PROPOSED AMENDMENTS TO  
A-ENGROSSED HOUSE BILL 2013**

1 On page 1 of the printed A-engrossed bill, line 4, delete “and 15” and in-  
2 sert “, 15 and 78”.

3 On page 3, delete lines 8 through 20 and insert:

4 “(5)(a) For the purpose of ensuring that affordable, quality home-based  
5 child care is available through a subsidy program administered by the De-  
6 partment of Human Services, the Department of Human Services and the  
7 Child Care Division of the Employment Department shall convene a perma-  
8 nent committee for professional development and quality improvement. The  
9 committee must have equal representation by state agencies and by union  
10 representatives of home-based child care providers that are exempt from  
11 licensure. The committee shall develop a quality improvement system for  
12 child care providers that are exempt from licensure and that receive subsi-  
13 dies. The system must use evidence-based approaches.

14 “(b) Any quality standards established under the subsidy program de-  
15 scribed in paragraph (a) of this subsection for child care providers that are  
16 exempt from licensure must be consistent with state policies for child well-  
17 being and development and are subject to collective bargaining.”.

18 On page 5, delete lines 6 through 18 and insert:

19 “(5)(a) For the purpose of ensuring that affordable, quality home-based  
20 child care is available through a subsidy program administered by the De-  
21 partment of Human Services, the Department of Human Services and the  
22 Child Care Division of the Employment Department shall convene a perma-

1    nent committee for professional development and quality improvement. The  
2    committee must have equal representation by state agencies and by union  
3    representatives of home-based child care providers that are exempt from  
4    licensure. The committee shall develop a quality improvement system for  
5    child care providers that are exempt from licensure and that receive subsi-  
6    dies. The system must use evidence-based approaches.

7       “(b) Any quality standards established under the subsidy program de-  
8    scribed in paragraph (a) of this subsection for child care providers that are  
9    exempt from licensure must be consistent with state policies for child well-  
10   being and development and are subject to collective bargaining.”.

11       On page 6, delete lines 12 through 45.

12       Delete pages 7 and 8.

13       On page 9, delete lines 1 through 22 and insert:

14       “**SECTION 5.** ORS 417.795, as amended by section 53, chapter 37, Oregon  
15   Laws 2012, is amended to read:

16       “417.795. (1) The Early Learning Council shall establish [*Healthy Start*  
17   *Family Support Services*] **Healthy Families Oregon** programs through con-  
18   tracts entered into by local commissions on children and families in all  
19   counties of this state as funding becomes available.

20       “(2) These programs shall be nonstigmatizing, voluntary and designed to  
21   achieve the appropriate early childhood benchmarks and shall:

22       “(a) Ensure that express written consent is obtained from the family prior  
23   to any release of information that is protected by federal or state law and  
24   before the family receives any services;

25       “(b) Ensure that services are voluntary and that, if a family chooses not  
26   to accept services or ends services, there are no adverse consequences for  
27   those decisions;

28       “(c) Offer a voluntary comprehensive [*screening and*] risk assessment of  
29   all [*newly born*] children, **from zero through three years of age**, and their  
30   families **in coordination with voluntary statewide early learning system**

1 **screening and referral efforts;**

2 “(d) Ensure that the disclosure of information gathered in conjunction  
3 with the voluntary comprehensive [*screening and*] risk assessment of children  
4 and their families is limited pursuant to ORS 417.728 [(7)] (8) to the following  
5 purposes:

6 “(A) Providing services under the programs to children and families who  
7 give their express written consent;

8 “(B) Providing statistical data that are not personally identifiable;

9 “(C) Accomplishing other purposes for which the family has given express  
10 written consent; and

11 “(D) Meeting the requirements of mandatory state and federal disclosure  
12 laws;

13 “(e) Ensure that risk factors used in the risk [*assessment*] **screen** are  
14 limited to those risk factors that have been shown by research to be associ-  
15 ated with poor outcomes for children and families;

16 “(f) Identify, as early as possible, families that would benefit most from  
17 the programs;

18 “(g) Provide parenting education and support services, including but not  
19 limited to community-based home visiting services [*and primary health care*  
20 *services*];

21 “(h) Provide other supports, including but not limited to referral to and  
22 linking of community and public services for children and families such as  
23 mental health services, alcohol and drug treatment programs that meet the  
24 standards promulgated by the Oregon Health Authority under ORS 430.357,  
25 child care, food, housing and transportation;

26 “(i) Coordinate services for children consistent with the voluntary local  
27 early childhood system plan developed pursuant to ORS 417.777;

28 “[*(j) Provide follow-up services and supports from zero through six years*  
29 *of age;*]

30 “[*(k)*] (j) Integrate data with any common data system for early childhood

1 programs;

2 “[(L)] (k) Be included in a statewide independent evaluation to document:

3 “(A) Level of screening and assessment;

4 “(B) Incidence of child abuse and neglect;

5 “(C) Change in parenting skills; and

6 “(D) Rate of child development;

7 “[(m)] (L) Be included in a statewide training program in the dynamics

8 of the skills needed to provide early childhood services, such as assessment

9 and home visiting; and

10 “[(n)] (m) Meet voluntary statewide and local early childhood system

11 quality assurance and quality improvement standards.

12 “(3) The *[Healthy Start Family Support Services]* **Healthy Families**

13 **Oregon** programs, *[local health departments and other providers of prenatal*

14 *and perinatal services in counties,]* **in coordination with statewide home**

15 **visiting partners and** as part of the voluntary local early childhood system,

16 shall:

17 “(a) Identify existing services and describe and prioritize additional ser-

18 vices necessary for a voluntary home visit system;

19 “(b) Build on existing programs;

20 “(c) Maximize the use of volunteers and other community resources that

21 support all families;

22 “(d) Target, at a minimum, all *[first birth families in the county]* **prenatal**

23 **families and families with children less than three months of age and**

24 **provide services through at least the child’s third birthday;** and

25 “(e) Ensure that home visiting services provided by local *[health depart-*

26 *ments]* **home visiting partners** for children and pregnant women support

27 and are coordinated with local *[Healthy Start Family Support Services]*

28 **Healthy Families Oregon** programs.

29 “(4) Through a *[Healthy Start Family Support Services program, a trained*

30 *family support worker or nurse]* **Healthy Families Oregon program, a**

1 **trained home visitor** shall be assigned to each family assessed as at risk  
2 that consents to receive services through the [*worker or nurse*] **trained**  
3 **home visitor**. The [*worker or nurse*] **trained home visitor** shall conduct  
4 home visits and assist the family in gaining access to needed services.

5 “(5) The services required by this section shall be provided by hospitals,  
6 public or private entities or organizations, or any combination thereof, ca-  
7 pable of providing all or part of the family risk assessment and the follow-up  
8 services. In granting a contract, a local commission may utilize collaborative  
9 contracting or requests for proposals and shall take into consideration the  
10 most effective and consistent service delivery system.

11 “(6) The family risk assessment and follow-up services for families at risk  
12 shall be provided by [*trained family support workers or nurses*] **trained home**  
13 **visitors** organized in teams supervised by a manager [*and including a family*  
14 *services coordinator who is available to consult*].

15 “(7) Each [*Healthy Start Family Support Services*] **Healthy Families**  
16 **Oregon** program shall adopt disciplinary procedures for [*family support*  
17 *workers, nurses*] **trained home visitors** and other employees of the program.  
18 The procedures shall provide appropriate disciplinary actions for [*family*  
19 *support workers, nurses*] **trained home visitors** and other employees who  
20 violate federal or state law or the policies of the program.

21 “**SECTION 6.** ORS 417.795, as amended by sections 53 and 95, chapter 37,  
22 Oregon Laws 2012, is amended to read:

23 “417.795. (1) The Early Learning Council shall establish [*Healthy Start*  
24 *Family Support Services*] **Healthy Families Oregon** programs in all counties  
25 of this state as funding becomes available.

26 “(2) These programs shall be nonstigmatizing, voluntary and designed to  
27 achieve the appropriate early childhood benchmarks and shall:

28 “(a) Ensure that express written consent is obtained from the family prior  
29 to any release of information that is protected by federal or state law and  
30 before the family receives any services;

1       “(b) Ensure that services are voluntary and that, if a family chooses not  
2 to accept services or ends services, there are no adverse consequences for  
3 those decisions;

4       “(c) Offer a voluntary comprehensive [*screening and*] risk assessment of  
5 all [*newly born*] children, **from zero through three years of age**, and their  
6 families **in coordination with voluntary statewide early learning system**  
7 **screening and referral efforts**;

8       “(d) Ensure that the disclosure of information gathered in conjunction  
9 with the voluntary comprehensive [*screening and*] risk assessment of children  
10 and their families is limited pursuant to ORS 417.728 [(7)] (8) to the following  
11 purposes:

12       “(A) Providing services under the programs to children and families who  
13 give their express written consent;

14       “(B) Providing statistical data that are not personally identifiable;

15       “(C) Accomplishing other purposes for which the family has given express  
16 written consent; and

17       “(D) Meeting the requirements of mandatory state and federal disclosure  
18 laws;

19       “(e) Ensure that risk factors used in the risk [*assessment*] **screen** are  
20 limited to those risk factors that have been shown by research to be associ-  
21 ated with poor outcomes for children and families;

22       “(f) Identify, as early as possible, families that would benefit most from  
23 the programs;

24       “(g) Provide parenting education and support services, including but not  
25 limited to community-based home visiting services [*and primary health care*  
26 *services*];

27       “(h) Provide other supports, including but not limited to referral to and  
28 linking of community and public services for children and families such as  
29 mental health services, alcohol and drug treatment programs that meet the  
30 standards promulgated by the Oregon Health Authority under ORS 430.357,

1 child care, food, housing and transportation;

2 “(i) Coordinate services for children consistent with other services pro-

3 vided through the Oregon Early Learning System;

4 “[*(j)*] *Provide follow-up services and supports from zero through six years*

5 *of age;*]

6 “[*(k)*] **(j)** Integrate data with any common data system for early childhood

7 programs;

8 “[*(L)*] **(k)** Be included in a statewide independent evaluation to document:

9 “(A) Level of screening and assessment;

10 “(B) Incidence of child abuse and neglect;

11 “(C) Change in parenting skills; and

12 “(D) Rate of child development;

13 “[*(m)*] **(L)** Be included in a statewide training program in the dynamics

14 of the skills needed to provide early childhood services, such as assessment

15 and home visiting; and

16 “[*(n)*] **(m)** Meet statewide quality assurance and quality improvement

17 standards.

18 “(3) The [*Healthy Start Family Support Services*] **Healthy Families**

19 **Oregon** programs, [*local health departments and other providers of prenatal*

20 *and perinatal services in counties*] **in coordination with statewide home**

21 **visiting partners**, shall:

22 “(a) Identify existing services and describe and prioritize additional ser-

23 vices necessary for a voluntary home visit system;

24 “(b) Build on existing programs;

25 “(c) Maximize the use of volunteers and other community resources that

26 support all families;

27 “(d) Target, at a minimum, all [*first birth families in the county*] **prenatal**

28 **families and families with children less than three months of age and**

29 **provide services through at least the child’s third birthday;** and

30 “(e) Ensure that home visiting services provided by local [*health depart-*



1 ments] **home visiting partners** for children and pregnant women support  
2 and are coordinated with local [*Healthy Start Family Support Services*]  
3 **Healthy Families Oregon** programs.

4 “(4) Through a [*Healthy Start Family Support Services* program, a trained  
5 family support worker or nurse] **Healthy Families Oregon** program, a  
6 **trained home visitor** shall be assigned to each family assessed as at risk  
7 that consents to receive services through the [*worker or nurse*] **trained**  
8 **home visitor**. The [*worker or nurse*] **trained home visitor** shall conduct  
9 home visits and assist the family in gaining access to needed services.

10 “(5) The services required by this section shall be provided by hospitals,  
11 public or private entities or organizations, or any combination thereof, ca-  
12 pable of providing all or part of the family risk assessment and the follow-up  
13 services. In granting a contract, collaborative contracting or requests for  
14 proposals may be used and must include the most effective and consistent  
15 service delivery system.

16 “(6) The family risk assessment and follow-up services for families at risk  
17 shall be provided by [*trained family support workers or nurses*] **trained home**  
18 **visitors** organized in teams supervised by a manager [*and including a family*  
19 *services coordinator who is available to consult*].

20 “(7) Each [*Healthy Start Family Support Services*] **Healthy Families**  
21 **Oregon** program shall adopt disciplinary procedures for [*family support*  
22 *workers, nurses*] **trained home visitors** and other employees of the program.  
23 The procedures shall provide appropriate disciplinary actions for [*family*  
24 *support workers, nurses*] **trained home visitors** and other employees who  
25 violate federal or state law or the policies of the program.”.

26 On page 12, delete lines 2 through 45 and delete pages 13 and 14.

27 On page 15, delete lines 1 through 16 and insert:

28 “**NOTE:** Section 14 was deleted by amendment. Subsequent sections were  
29 not renumbered.”.

30 On page 18, after line 31, insert:



1       **“SECTION 16.** (1) The Early Learning Council shall establish Early  
2 Learning Hub Demonstration Projects.

3       **“(2)** The Early Learning Council shall ensure that, to the extent  
4 practicable, any requirements for Early Learning Hub Demonstration  
5 Projects are consistent with the requirements for Early Learning  
6 Hubs, as described in section 77, chapter 37, Oregon Laws 2012.

7       **“(3)** The Early Learning Council shall develop metrics for the pur-  
8 pose of providing funding under this section. The metrics must:

9       **“(a)** Focus on community readiness, high capacity development and  
10 progress toward tracking child outcomes;

11       **“(b)** Establish a baseline of information for the area to be served  
12 by an Early Learning Hub Demonstration Project, including informa-  
13 tion about the inclusion of community partners in the governance  
14 structure of the Early Learning Hub Demonstration Project, the  
15 availability of data on local programs and outcomes and the success  
16 in leveraging private, nonprofit and other governmental resources for  
17 early learning; and

18       **“(c)** Include child performance metrics.

19       **“(4)** When selecting entities to participate in an Early Learning Hub  
20 Demonstration Project, the Early Learning Council shall consider the  
21 entity’s ability to comply with the criteria and requirements adopted  
22 under section 77 (3), (4) and (5), chapter 37, Oregon Laws 2012, and  
23 shall balance the factors described in section 77 (6), chapter 37, Oregon  
24 Laws 2012.

25       **“(5)** The Early Learning Council may provide funding under this  
26 section during the 2013-2014 fiscal year for no more than seven Early  
27 Learning Hub Demonstration Projects. An Early Learning Hub Dem-  
28 onstration Project that receives moneys in the 2013-2014 fiscal year  
29 must achieve sufficient outcomes, as determined by the council, to  
30 qualify to receive moneys in the 2014-2015 fiscal year.

1       “(6) The Early Learning Council may provide funding under this  
2 section during the 2014-2015 fiscal year for no more than a total of 16  
3 Early Learning Hub Demonstration Projects.

4       “(7) The Early Learning Council may require that, as a condition  
5 of receiving funding under this section, an Early Learning Hub Dem-  
6 onstration Project provide matching funding. The percentage of  
7 matching funding shall be determined by the council and may vary for  
8 each fiscal year. Any moneys received under this section are subject  
9 to the restrictions described in section 77 (8), chapter 37, Oregon Laws  
10 2012.

11       “(8) For any community in this state that is not served by an Early  
12 Learning Hub Demonstration Project, the Early Learning Council shall  
13 oversee and administer the delivery of early learning services for that  
14 community and, to the extent practicable, shall regionalize service  
15 administration.

16       “(9)(a) An Early Learning Hub Demonstration Project that receives  
17 funding under this section must submit a report to the appropriate  
18 interim legislative committees no later than January 1, 2014.

19       “(b) The Early Learning Council must submit a report to the Leg-  
20 islative Assembly no later than February 3, 2014. The report must de-  
21 scribe:

22       “(A) The progress in establishing Early Learning Hub Demon-  
23 stration Projects;

24       “(B) The effectiveness of Early Learning Hub Demonstration  
25 Projects; and

26       “(C) The transition of services in communities not served by an  
27 Early Learning Hub Demonstration Project.

28       “(c) The Early Learning Council must submit a report to the Leg-  
29 islative Assembly no later than February 4, 2015. The report must in-  
30 clude:

1       “(A) A summary of the results of the Early Learning Hub Demon-  
2 stration Projects; and

3       “(B) Proposed legislation that takes into consideration the results  
4 of the Early Learning Hub Demonstration Projects and attempts to  
5 increase the effectiveness and successfulness of Early Learning Hubs  
6 described in section 77, chapter 37, Oregon Laws 2012.

7       “**SECTION 17.** Section 78, chapter 37, Oregon Laws 2012, is amended to  
8 read:

9       “**Sec. 78.** The Early Learning Council shall establish a process for des-  
10 ignating entities as [*community-based coordinators of early learning services*]  
11 **Early Learning Hubs as defined in section 77, chapter 37, Oregon Laws**  
12 **2012**, that allows the entities to [*begin functioning as community-based coor-*  
13 *dinators of early learning services no later than January 1, 2014*] **transition**  
14 **from an Early Learning Hub Demonstration Project, as described in**  
15 **section 16 of this 2013 Act, to an Early Learning Hub.**

16       “**SECTION 18.** Section 16 of this 2013 Act and section 78, chapter 37,  
17 **Oregon Laws 2012, are repealed June 30, 2015.”.**

18       In line 32, delete “16” and insert “19”.

19       On page 19, line 1, after the period insert “The system may not include  
20 more than 16 Early Learning Hubs.”.

21       In line 34, delete “human service providers” and insert “human social  
22 service providers, child care providers”.

23       In line 35, after “governments” insert “from the service area”.

24       In line 43, after “raise” insert “and leverage” and after “sources” insert  
25 “and to secure in-kind support”.

26       On page 20, after line 20, insert:

27       “(9) The Department of Human Services or the Oregon Health Authority  
28 may not transfer any authority for determining eligibility for a state or  
29 federal program to an Early Learning Hub.”.

30       In line 21, delete “17” and insert “20”.

1 Delete lines 29 through 45.

2 On page 21, delete line 1.

3 In line 2, delete “20” and insert “21”.

4 In line 14, delete “21” and insert “22”.

5 In line 30, delete “22” and insert “23”.

6 On page 22, line 7, delete “23” and insert “24”.

7 Delete lines 10 through 40 and insert:

8 **“SECTION 25.** ORS 417.790, as amended by sections 51 and 93, chapter  
9 37, Oregon Laws 2012, is amended to read:

10 “417.790. The Early Learning Council shall:

11 “(1) Make grants to fund research-based services and initiatives to im-  
12 prove outcomes for children, youth or families. [*The council and community-*  
13 *based coordinators of early learning services shall assist counties in the*  
14 *implementation of community services that are efficient, accountable, coordi-*  
15 *nated and readily available. These services shall be provided in accordance*  
16 *with ORS 417.715 and 417.720.]*

17 “(2) Make Great Start grants to fund community-based programs for  
18 children zero through six years of age. A [*county or region*] **recipient** shall  
19 use Great Start grant funds to provide research-based early childhood pro-  
20 grams in community settings and to provide services that have proven to be  
21 successful and that meet the needs of the community. These services shall  
22 be provided in accordance with ORS 417.728.”.

23 On page 23, delete lines 24 through 28.

24 In line 29, delete “29” and insert “28”.

25