

A-Engrossed
House Bill 2224

Ordered by the House April 8
Including House Amendments dated April 8

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Education for Confederation of Oregon School Administrators)

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.

Directs Department of Education to distribute grants for improving student outcomes by supporting social, emotional, mental and physical health needs of students. Prescribes requirements for receiving distributions.

Directs department to create list of recommended curricula and training for students and school employees related to social and emotional learning, trauma-informed care and other student mental health issues.

Directs department to create statewide data-sharing implementation team to eliminate barriers between health care and education service providers. Sunsets team on July 1, 2021.

Establishes Student Social and Emotional Health and Development Account.

Declares emergency, effective July 1, 2019.

A BILL FOR AN ACT

1
2 Relating to student wellness; and declaring an emergency.

3 Whereas Oregon students face obstacles outside of the classroom that have major impacts on
4 their abilities to succeed academically and in life; and

5 Whereas poverty, abuse, neglect, household dysfunction and other traumatic experiences not
6 only can impair students' cognitive abilities but also can have lasting negative social, emotional,
7 mental and physical consequences throughout students' lives; and

8 Whereas students across Oregon and across the socioeconomic spectrum experience these ad-
9 verse childhood experiences and other incidents of trauma; and

10 Whereas our schools lack the resources and infrastructure necessary to adequately support the
11 social, emotional, mental and physical health needs of students, leaving thousands of students with-
12 out adequate tools and strategies to deal with their experiences in a healthy and productive way;
13 and

14 Whereas this state should significantly invest in addressing the unmet social, emotional, mental
15 and physical health needs of Oregon's students; now, therefore,

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

17 **SECTION 1.** **Sections 2 and 3 of this 2019 Act are added to and made a part of ORS**
18 **chapter 327.**

19 **SECTION 2.** **(1) In addition to those moneys distributed through the State School Fund,**
20 **the Department of Education shall distribute grants through the Student Social and Emo-**
21 **tional Health and Development Account established by section 3 of this 2019 Act for the**
22 **purpose of improving student outcomes by supporting the social, emotional, mental and**
23 **physical health needs of students.**

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 **(2)(a) The department shall make distributions from the account to school districts, ed-**
2 **ucation service districts and consortiums of districts. Distributions shall be the greater of:**

3 **(A) The total ADMw for the district or districts \times (the total amount available for dis-**
4 **tribution to districts as grants in each fiscal year \div the total ADMw of all districts that**
5 **receive a grant); or**

6 **(B) \$10,000.**

7 **(b) As used in this section, "ADMw" means the weighted average daily membership cal-**
8 **culated under ORS 327.013 or 327.019.**

9 **(3) A school district, an education service district or a consortium of districts may use**
10 **moneys received from the account to:**

11 **(a) Hire or contract with youth or family support professionals to work directly with**
12 **students and their families to serve their health needs, including their social, emotional,**
13 **mental and physical health and well-being;**

14 **(b) Facilitate the implementation of high-quality professional development and training**
15 **on social and emotional learning, mental health and trauma-informed care that is culturally**
16 **responsive and the implementation of programs and initiatives that support student social**
17 **and emotional development; and**

18 **(c) Form and build partnerships between school districts or education service districts**
19 **and health care organizations, state agencies, coordinated care organizations, county gov-**
20 **ernments and community nonprofit organizations for the colocation or coordination of health**
21 **services.**

22 **(4) To receive a distribution under this section, a school district, an education service**
23 **district or a consortium of districts must submit an application on the form and within the**
24 **timelines prescribed by the department. The application must:**

25 **(a) Demonstrate how the funds will be allocated;**

26 **(b) Provide an explanation of the likely impact of the requested funds on the unmet so-**
27 **cial, emotional, mental and physical health needs of students in the district or districts; and**

28 **(c) Provide an analysis of how the proposed allocation of moneys will impact underserved**
29 **students.**

30 **(5) For the purpose of making distributions under this section, the department shall**
31 **convene an advisory committee. The advisory committee must include members who are:**

32 **(a) Representatives of the Oregon Health Authority;**

33 **(b) School administrators;**

34 **(c) Public education employees, including teachers;**

35 **(d) School board members;**

36 **(e) Students and family members of students or their representatives;**

37 **(f) Research and implementation experts; and**

38 **(g) Representatives of relevant nonprofit organizations, including health care and**
39 **community-based organizations.**

40 **(6) Any moneys not expended by the department in a biennium may be used in the next**
41 **biennium.**

42 **SECTION 3. (1) The Student Social and Emotional Health and Development Account is**
43 **established in the State Treasury, separate and distinct from the General Fund.**

44 **(2) Moneys in the account are continuously appropriated to the Department of Education**
45 **for the purposes described in sections 2 and 4 of this 2019 Act.**

1 (3) From the moneys appropriated by the Legislative Assembly to the account each
2 biennium, the department may retain no more than a total of five percent of the moneys for
3 administrative expenses incurred by the department for the purposes described in sections
4 2 and 4 of this 2019 Act.

5 **SECTION 4.** (1) The Department of Education shall create a list of recommended cur-
6 ricula and training for students and school employees related to social and emotional learn-
7 ing, trauma-informed care and other student mental health materials.

8 (2) For the purpose of creating the list described in subsection (1) of this section, the
9 department shall convene an advisory group that consists of representatives of:

10 (a) The Oregon Health Authority;

11 (b) The Department of Human Services;

12 (c) A statewide collaborative formed to promote and sustain trauma-informed care across
13 systems that serve children and families;

14 (d) Community-based organizations;

15 (e) Health care and mental health organizations;

16 (f) Federally recognized tribes in this state;

17 (g) School administrators;

18 (h) Education service districts;

19 (i) Public education employees, including teachers;

20 (j) Students and family members of students;

21 (k) School district boards; and

22 (L) Any additional experts or groups identified by the Department of Education.

23 (3) When developing the list described in subsection (1) of this section, the advisory group
24 convened as provided by subsection (2) of this section shall consider existing state and na-
25 tional standards and shall ensure that the individual experiences of students are considered.

26 **SECTION 5.** (1) Notwithstanding section 3 of this 2019 Act and for the 2019-2021 biennium
27 only, the Department of Education may expend moneys from the Student Social and Emo-
28 tional Health and Development Account established by section 3 of this 2019 Act to create a
29 statewide data-sharing implementation team that will eliminate barriers between health care
30 providers and education service providers. Administrative costs incurred under this section
31 must be used in the calculation of administrative expenses for the purpose of section 3 (3)
32 of this 2019 Act.

33 (2) The statewide data-sharing implementation team shall include representatives of
34 multiple professions and state and local agencies, including representatives of:

35 (a) The Oregon Health Authority;

36 (b) The Department of Human Services;

37 (c) Health care providers;

38 (d) School administrators;

39 (e) Education service districts;

40 (f) Public education employees, including teachers;

41 (g) School district boards;

42 (h) Coordinated care organizations;

43 (i) Local public health agencies; and

44 (j) County mental health programs.

45 (3) The statewide data-sharing implementation team shall address the following:

1 **(a) Breaking down the barriers that prevent communication between state agencies,**
2 **health care providers and schools about critical student information;**

3 **(b) Enhancing statewide participation in existing data-collection tools, including surveys**
4 **administered by the Oregon Health Authority;**

5 **(c) Improving the alignment, timing and content of existing data-collection tools; and**

6 **(d) Encouraging the use of all available databases to help identify children in need of so-**
7 **cial, emotional, mental and physical supports and provide timely intervention.**

8 **SECTION 6.** Section 5 of this 2019 Act is repealed on July 1, 2021.

9 **SECTION 7.** In addition to and not in lieu of any other appropriation, there is appropri-
10 **ated to the Department of Education, for the biennium beginning July 1, 2019, out of the**
11 **General Fund, the amount of \$85,000,000, which shall be deposited in the Student Social and**
12 **Emotional Health and Development Account established by section 3 of this 2019 Act.**

13 **SECTION 8.** This 2019 Act being necessary for the immediate preservation of the public
14 **peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect**
15 **July 1, 2019.**