

B-Engrossed
Senate Bill 236

Ordered by the House June 18
Including Senate Amendments dated April 29 and House Amendments
dated June 18

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Senate Interim Committee on Education for Children's Institute)

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 Early Learning Division to conduct study on use of suspension and expulsion in early childhood care and education programs and on efforts to reduce and prevent use of suspension and expulsion. Requires division to report results of study to appropriate interim committees of Legislative Assembly. Sunsets December 31, 2024.

Prohibits early childhood care or education program that receives state public funds from Early Learning Division **or that is certified or registered** from suspending or expelling any child. Becomes operative July 1, 2026. **Requires division to report on proposed implementation of prohibition to appropriate interim committees of Legislative Assembly.**

Declares emergency, effective July 1, 2021.

A BILL FOR AN ACT

1
2 Relating to discipline used in early learning; and declaring an emergency.

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

4 **SECTION 1. (1) The Early Learning Division shall conduct a study on:**

5 **(a) The use of suspension and expulsion in early childhood care and education programs;**

6 **and**

7 **(b) Efforts to reduce and prevent the use of suspension and expulsion in early childhood**
8 **care and education programs.**

9 **(2) The division shall report the results of the study required under this section to the**
10 **appropriate interim committees of the Legislative Assembly no later than September 15,**
11 **2024.**

12 **SECTION 2. Section 1 of this 2021 Act is repealed on December 31, 2024.**

13 **SECTION 3. An early childhood care or education program may not suspend or expel any**
14 **child if the program receives state public funds from the Early Learning Division or the**
15 **program is certified under ORS 329A.280 or registered under ORS 329A.330.**

16 **SECTION 4. (1) Section 3 of this 2021 Act becomes operative on July 1, 2026.**

17 **(2) Notwithstanding the operative date set forth in subsection (1) of this section, the**
18 **Early Learning Council and the Early Learning Division may take any action before the op-**
19 **erative date set forth in subsection (1) of this section that is necessary to enable the council**
20 **and division to exercise, on and after the operative date set forth in subsection (1) of this**
21 **section, all of the duties, functions and powers conferred on the council and division by sec-**
22 **tion 3 of this 2021 Act.**

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 **SECTION 5.** No later than July 1, 2022, the Early Learning Division must submit to the
2 appropriate interim committees of the Legislative Assembly a report on the proposed imple-
3 mentation of section 3 of this 2021 Act. The report must include a description of the pro-
4 cesses for conducting investigations and contested case hearings under ORS chapter 183 for
5 any violations of section 3 of this 2021 Act and must make any related recommendations for
6 legislation.

7 **SECTION 6.** This 2021 Act being necessary for the immediate preservation of the public
8 peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect
9 July 1, 2021.

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