

Requested by Senator GELSER

**PROPOSED AMENDMENTS TO
A-ENGROSSED SENATE BILL 236**

1 On page 1 of the printed A-engrossed bill, after line 8, insert:

2 “(2) When conducting the study, the division shall consult with other
3 state and local entities that provide state public funds for early childhood
4 care or education programs, including entities identified in section 3 (1)(a)
5 of this 2021 Act.”.

6 In line 9, delete “(2)” and insert “(3)”.

7 Delete lines 13 through 22.

8 On page 2, delete lines 1 through 9 and insert:

9 **“SECTION 3. (1) As used in this section:**

10 **“(a) ‘Public body’ means:**

11 **“(A) The Early Learning Division;**

12 **“(B) The Department of Education;**

13 **“(C) The Department of Human Services;**

14 **“(D) The Oregon Council on Developmental Disabilities;**

15 **“(E) The Oregon Health Authority;**

16 **“(F) A school district;**

17 **“(G) An education service district;**

18 **“(H) A community college operated under ORS chapter 341; and**

19 **“(I) A public university listed in ORS 352.002.**

20 **“(b) ‘Rulemaking body’ means:**

21 **“(A) For the Early Learning Division, the Early Learning Council;**

1 **“(B) For the Department of Education, the State Board of Educa-**
2 **tion;**

3 **“(C) For the Department of Human Services, the Department of**
4 **Human Services;**

5 **“(D) For the Oregon Council on Developmental Disabilities, the**
6 **Oregon Council on Developmental Disabilities;**

7 **“(E) For the Oregon Health Authority, the Oregon Health Author-**
8 **ity;**

9 **“(F) For a school district, the State Board of Education;**

10 **“(G) For an education service district, the State Board of Educa-**
11 **tion;**

12 **“(H) For a community college operated under ORS chapter 341, the**
13 **Higher Education Coordinating Commission; and**

14 **“(I) For a public university listed in ORS 352.002, the Higher Edu-**
15 **cation Coordinating Commission.**

16 **“(2) An early childhood care or education program that receives**
17 **state public funds from a public body for the operation of the program**
18 **or for services provided in relation to the program may not suspend**
19 **or expel any child in the program.**

20 **“(3) Except as otherwise provided by state or federal law, an early**
21 **childhood care or education program that violates subsection (2) of**
22 **this section shall cease to be eligible to receive state public funds from**
23 **a public body for the program or for services provided in relation to**
24 **the program.**

25 **“(4)(a) Each rulemaking body shall adopt rules and policies neces-**
26 **sary for the administration of this section, including providing for:**

27 **“(A) A waiver of the prohibition described in subsection (2) of this**
28 **section; and**

29 **“(B) A method for resolving disputes between parents and providers**
30 **related to suspensions and expulsions, while taking into consideration**

1 the best placement of the child.

2 “(b) To the extent practicable and for the purpose of providing
3 consistency among early childhood care or education programs, rules
4 and policies adopted under this section shall take into consideration
5 rules and policies adopted by the Early Learning Council under this
6 section.

7 “SECTION 4. (1) Section 3 of this 2021 Act becomes operative on
8 July 1, 2026.

9 “(2) Notwithstanding the operative date set forth in subsection (1)
10 of this section, a rulemaking body identified in section 3 (1)(b) of this
11 2021 Act and a public body identified in section 3 (1)(a) of this 2021 Act
12 may take any action before the operative date set forth in subsection
13 (1) of this section that is necessary to enable the bodies to exercise,
14 on and after the operative date set forth in subsection (1) of this sec-
15 tion, all of the duties, functions and powers conferred on the bodies
16 by section 3 of this 2021 Act.”

17
