

# House Bill 4099

Sponsored by Representatives VALDERRAMA, NERON, Senator JAMA, Representatives ALONSO LEON, CAMPOS, REYNOLDS, RUIZ, SMITH G, Senators FREDERICK, MANNING JR; Representatives DEXTER, HELM, MCLAIN, MEEK, NATHANSON, PHAM, POWER, REARDON, WILDE, WILLIAMS, Senators DEMBROW, LAWRENCE SPENCE, SOLLMAN, WAGNER (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 **as introduced**.

Establishes Racial Equity and Justice Youth Collaborative. Prescribes membership and duties of collaborative.

Directs Department of Education to establish work group to establish standards for selection process of members of collaborative. Sunsets work group on August 30, 2023.

Takes effect July 1, 2022.

## A BILL FOR AN ACT

1  
2 Relating to youth leadership; and prescribing an effective date.

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

4 **SECTION 1. (1) The Department of Education shall establish a work group to develop**  
5 **standards that are used to select the members of the Racial Equity and Justice Youth**  
6 **Collaborative established by section 4 of this 2022 Act.**

7 **(2) The work group shall consist of members selected by the Department of Education**  
8 **in consultation with the Youth Development Division, the Higher Education Coordinating**  
9 **Commission, the Oregon Health Authority and the Racial Justice Council.**

10 **(3) To the extent practicable, the work group shall consist of:**

11 **(a) Youth representing tribal youth councils;**

12 **(b) Youth representing youth and student leadership organizations;**

13 **(c) Youth participating in alternative education pathways;**

14 **(d) Youth from immigrant and refugee communities;**

15 **(e) Individuals representing culturally and ethnically specific, community-based organ-**  
16 **izations, including organizations that assist immigrant and refugee communities;**

17 **(f) Individuals who are administrators, teachers and other school staff who support youth**  
18 **and student leadership in public schools, including education service districts, school dis-**  
19 **tricts, schools and youth reengagement programs;**

20 **(g) Youth who serve as advisors to the State Board of Education or serve on Department**  
21 **of Education work groups related to student success initiatives;**

22 **(h) Youth who serve on the Youth Development Council or who participate in Youth**  
23 **Development Division programs;**

24 **(i) Youth who serve on Oregon Health Authority work groups;**

25 **(j) Youth who serve on Higher Education Coordinating Commission work groups;**

26 **(k) Youth who serve on Racial Justice Council work groups; and**

27 **(L) Additional members identified and recommended by the work group, in consultation**  
28 **with the Department of Education.**

**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 (4) Members of the work group selected as provided by subsection (3) of this section must  
2 consist of individuals who:

3 (a) Are from racial or ethnic communities that historically have been, or currently are,  
4 underrepresented or underserved, including communities for which a plan has been developed  
5 and implemented under ORS 329.841, 329.843 or 329.845;

6 (b) Identify as lesbian, gay, bisexual, transgender, queer, two-spirit, intersex, asexual,  
7 nonbinary or another minority gender identity or sexual orientation;

8 (c) Are English language learners;

9 (d) Are identifiable as being a child with a disability, as defined in ORS 343.035;

10 (e) Are navigating poverty; or

11 (f) Have experienced disproportionate results in education due to historical practices, as  
12 identified by the State Board of Education by rule.

13 (5) Youth members of the work group selected as provided by subsection (3) of this sec-  
14 tion must be between the ages of 11 and 21 years during their term of service on the work  
15 group.

16 (6) The work group shall:

17 (a) Develop a process for individuals to apply to become a member of the collaborative,  
18 based on considerations of equity.

19 (b) Develop and implement a youth outreach and recruitment plan for connecting with  
20 prospective members of the collaborative.

21 (c) Review applications of prospective members of the collaborative and recommend to  
22 the Governor prospective members of the collaborative.

23 (d) Develop the orientation for members of the collaborative.

24 (e) Work to reduce bias and remove barriers related to becoming a member of the  
25 collaborative and to support members of the collaborative.

26 (f) Identify mentors for youth members of the collaborative.

27 **SECTION 2.** The work group established by section 1 of this 2022 Act must first meet no  
28 later than October 31, 2022.

29 **SECTION 3.** Section 1 of this 2022 Act is repealed on August 30, 2023.

30 **SECTION 4.** (1) The Racial Equity and Justice Youth Collaborative is established.

31 (2)(a) The Governor, in consultation with the Department of Education and the work  
32 group established by section 1 of this 2022 Act, shall appoint members of the collaborative  
33 as provided by this subsection. The term of office of each member is two years, but a mem-  
34 ber serves at the pleasure of the Governor.

35 (b) The majority of the members of the collaborative must be youth between the ages  
36 of 11 and 21 years of age during their term of service on the collaborative. The youth mem-  
37 bers of the collaborative must include at least two youth from each education service district  
38 identified in ORS 334.013.

39 (c) When selecting the members of the collaborative, the Governor shall:

40 (A) Consult with the Department of Education, the Youth Development Division, the  
41 Higher Education Coordinating Commission, the Oregon Health Authority and the Racial  
42 Justice Council to appoint members of the collaborative who are one or more of the follow-  
43 ing:

44 (i) Youth and staff representing tribal youth councils;

45 (ii) Youth and staff representing youth and student leadership organizations;

1 (iii) Youth and staff representing alternative education pathways;

2 (iv) Youth from immigrant and refugee communities;

3 (v) Individuals representing culturally and ethnically specific, community-based organ-  
4 izations, including organizations that assist immigrant and refugee communities;

5 (vi) Individuals who are administrators, teachers and other school staff who support  
6 youth and student leadership in public schools, including education service districts, school  
7 districts, schools and youth reengagement programs;

8 (vii) Youth who serve as advisors to the State Board of Education or serve on Depart-  
9 ment of Education work groups related to student success initiatives;

10 (viii) Youth who serve on the Youth Development Council or who participate in Youth  
11 Development Division programs;

12 (ix) Youth who serve on Oregon Health Authority work groups;

13 (x) Youth who serve on Higher Education Coordinating Commission work groups;

14 (xi) Youth who serve on Racial Justice Council work groups; and

15 (xii) Additional members identified and recommended by the collaborative, in consulta-  
16 tion with the Department of Education.

17 (B) Consult with the Youth Development Division to appoint members of the  
18 collaborative who are youth who have been reengaged and to appoint program staff who  
19 support the statewide youth reengagement system developed and administered by the divi-  
20 sion under ORS 417.859 or who otherwise provide education opportunities to youth or support  
21 the educational success of youth.

22 (d) In addition to the members of the collaborative described in paragraphs (b) and (c)  
23 of this subsection, the collaborative may include the following members appointed by the  
24 Governor in consultation with the Department of Education and the work group established  
25 by section 1 of this 2022 Act:

26 (A) Additional youth members who represent more populous regions in this state than  
27 the regions identified in paragraph (b) of this subsection; and

28 (B) Any other members identified and recommended by the collaborative.

29 (e) The Governor, in consultation with the Department of Education, may provide for  
30 alternate members for the youth members of the collaborative described in paragraph (b) of  
31 this subsection.

32 (f)(A) When making appointments under this subsection, the Governor must ensure that:

33 (i) At least 70 percent of the members of the collaborative are from racial or ethnic  
34 communities that historically have been, or currently are, underrepresented or underserved;

35 (ii) At least 50 percent of the youth members of the collaborative from each of the re-  
36 gions identified in paragraph (b) of this subsection are from racial or ethnic communities  
37 that historically have been, or currently are, underrepresented or underserved; and

38 (iii) The youth members of the collaborative must include youth who:

39 (I) Identify as lesbian, gay, bisexual, transgender, queer, two-spirit, intersex, asexual,  
40 nonbinary or another minority gender identity or sexual orientation;

41 (II) Are English language learners;

42 (III) Are identified as being a child with a disability, as defined in ORS 343.035;

43 (IV) Are navigating poverty; or

44 (V) Have experienced disproportionate results in education due to historical practices,  
45 as identified by the State Board of Education by rule.

1 (B) For the purpose of this paragraph, racial or ethnic communities that historically have  
2 been, or currently are, underrepresented or underserved include communities for which a  
3 plan has been developed and implemented under ORS 329.841, 329.843 and 329.845.

4 (g) A member of the collaborative is eligible for reappointment for up to two terms. If  
5 there is a vacancy for any cause, the Governor, in consultation with other members of the  
6 collaborative, shall make an appointment to become immediately effective for the unexpired  
7 term.

8 (h) Upon the expiration of a term of office, a person who had been a member of the  
9 collaborative may choose to become a mentor for any of the members of the collaborative.

10 (3)(a) The Department of Education shall ensure that each youth member of the  
11 collaborative has:

12 (A) Sufficient support to enable participation in collaborative meetings, which may in-  
13 clude accommodations, stipends, travel expenses, appropriate technological access and aca-  
14 demic credit; and

15 (B) Resources available to reimburse any adult who provides transportation or other  
16 supports in helping the youth member to participate in the collaborative.

17 (b) Each school, school district or program enrolled in by a youth member of the  
18 collaborative shall ensure that the youth member has:

19 (A) Access to counseling support, including mental health support; and

20 (B) Access to tutoring.

21 (c) The adult members of the collaborative shall ensure that each youth member of the  
22 collaborative has:

23 (A) Access to an adult mentor; and

24 (B) An opportunity to provide peer support or be a youth mentor.

25 (4) The collaborative, with support from the Department of Education, shall take into  
26 consideration racial equity and justice and align with other statewide efforts for racial equity  
27 and justice when performing the following duties:

28 (a) Developing the collaborative's goals, success criteria and progress measures related  
29 to youth and student leadership and engagement in the policymaking process in this state.  
30 When performing the duties described in this paragraph, the collaborative may modify the  
31 collaborative's decision-making process, scope of work, work plans and meeting structures,  
32 and the roles and responsibilities of collaborative members.

33 (b) Examining current Department of Education, Youth Development Division and  
34 Oregon Health Authority initiatives and practices related to youth and student leadership  
35 and engagement in the policymaking process and making recommendations on how to elevate  
36 and support youth and student leadership and youth-led and student-led accountability in the  
37 policymaking process at the state and local level. When performing the duties described in  
38 this paragraph, the collaborative must give careful consideration to youth and student lead-  
39 ership and to engagement by youth described in subsection (2)(f)(A)(ii) and (iii) of this sec-  
40 tion. The collaborative may recommend methods for evaluating current initiatives, practices  
41 and progress relating to youth and student leadership and engagement at the state level.

42 (c) Connecting with youth and student leaders and exploring youth and student leader-  
43 ship networks, including culturally and ethnically specific, community-based models and  
44 Youth Development Division programs, to identify best practices in youth-led and student-led  
45 accountability in this state and on a national level. Based on the performance of the duties

1 described in this paragraph, the collaborative shall make recommendations to the Depart-  
 2 ment of Education, the Youth Development Division, the Legislative Assembly and the  
 3 Governor’s office on how to support youth and student leadership networks on a regional  
 4 level for the purposes of connecting youths with youth organizations, connecting students  
 5 with student organizations, elevating youth and student leadership and voice and supporting  
 6 youth-led and student-led accountability, with special consideration given to youth described  
 7 in subsection (2)(f)(A)(ii) and (iii) of this section.

8 (d) Helping the Department of Education, the Youth Development Division and the  
 9 Oregon Health Authority with the surveys that are administered to youth and students by  
 10 assisting with reviews of the findings and making recommendations on the content and ad-  
 11 ministration of the surveys.

12 (e) Evaluating current processes in this state to identify best practices for youth and  
 13 students reporting a racist incident or a hate or bias crime. Based on the performance of the  
 14 duty described in this paragraph, the collaborative shall make recommendations for provid-  
 15 ing support to youth and students who have experienced racist incidents or hate or bias  
 16 crimes.

17 (f) Reporting on the collaborative’s work, progress and recommendations to the Legisla-  
 18 tive Assembly and the Governor’s office every two years and providing interim updates to  
 19 youth and student leadership networks and organizations, education service districts, school  
 20 districts and local entities that serve youth and students.

21 (5) The collaborative shall meet at least six times each year in the manner and on the  
 22 dates determined by a majority of the members of the collaborative. The collaborative shall  
 23 also meet at other times specified or requested by a majority of the members of the  
 24 collaborative.

25 (6) The Department of Education shall:

26 (a) Provide staff support to the collaborative; and

27 (b) Support collaborative members in participating in the collaborative.

28 **SECTION 5.** The Governor, in consultation with the work group established by section 1  
 29 of this 2022 Act, shall appoint the members of the Racial Equity and Justice Youth  
 30 Collaborative described in section 4 of this 2022 Act no later than February 15, 2023.

31 **SECTION 6.** Section 4 of this 2022 Act is amended to read:

32 **Sec. 4.** (1) The Racial Equity and Justice Youth Collaborative is established.

33 (2)(a) The Governor, in consultation with the Department of Education and [*the work group es-*  
 34 *tablished by section 1 of this 2022 Act*] **current members of the collaborative**, shall appoint mem-  
 35 bers of the collaborative as provided by this subsection. The term of office of each member is two  
 36 years, but a member serves at the pleasure of the Governor.

37 (b) The majority of the members of the collaborative must be youth between the ages of 11 and  
 38 21 years of age during their term of service on the collaborative. The youth members of the  
 39 collaborative must include at least two youth from each education service district identified in ORS  
 40 334.013.

41 (c) When selecting the members of the collaborative, the Governor shall:

42 (A) Consult with the Department of Education, the Youth Development Division, the Higher  
 43 Education Coordinating Commission, the Oregon Health Authority and the Racial Justice Council  
 44 to appoint members of the collaborative who are one or more of the following:

45 (i) Youth and staff representing tribal youth councils;

- 1 (ii) Youth and staff representing youth and student leadership organizations;
- 2 (iii) Youth and staff representing alternative education pathways;
- 3 (iv) Youth from immigrant and refugee communities;
- 4 (v) Individuals representing culturally and ethnically specific, community-based organizations,
- 5 including organizations that assist immigrant and refugee communities;
- 6 (vi) Individuals who are administrators, teachers and other school staff who support youth and
- 7 student leadership in public schools, including education service districts, school districts, schools
- 8 and youth reengagement programs;
- 9 (vii) Youth who serve as advisors of the State Board of Education or serve on Department of
- 10 Education work groups related to student success initiatives;
- 11 (viii) Youth who serve on Youth Development Council or who participate in Youth Development
- 12 Division programs;
- 13 (ix) Youth who serve on Oregon Health Authority work groups;
- 14 (x) Youth who serve on Higher Education Coordinating Commission work groups;
- 15 (xi) Youth who serve on Racial Justice Council work groups; and
- 16 (xii) Additional members identified and recommended by the collaborative, in consultation with
- 17 the Department of Education.
- 18 (B) Consult with the Youth Development Division to appoint members of the collaborative who
- 19 are youth who have been reengaged and to appoint program staff who support the statewide youth
- 20 reengagement system developed and administered by the division under ORS 417.859 or who other-
- 21 wise provide education opportunities to youth or support the educational success of youth.
- 22 (d) In addition to the members of the collaborative described in paragraphs (b) and (c) of this
- 23 subsection, the collaborative may include the following members appointed by the Governor in con-
- 24 sultation with the Department of Education and [*the work group established by section 1 of this 2022*
- 25 *Act*] **current members of the collaborative:**
- 26 (A) Additional youth members who represent more populous regions in this state than the re-
- 27 gions identified in paragraph (b) of this subsection; and
- 28 (B) Any other members identified and recommended by the collaborative.
- 29 (e) The Governor, in consultation with the Department of Education, may provide for alternate
- 30 members for the youth members of the collaborative described in paragraph (b) of this subsection.
- 31 (f)(A) When making appointments under this subsection, the Governor must ensure that:
- 32 (i) At least 70 percent of the members of the collaborative are from racial or ethnic communities
- 33 that historically have been, or currently are, underrepresented or underserved;
- 34 (ii) At least 50 percent of the youth members of the collaborative from each of the regions
- 35 identified in paragraph (b) of this subsection are from racial or ethnic communities that historically
- 36 have been, or currently are, underrepresented or underserved; and
- 37 (iii) The youth members of the collaborative must include youth who:
- 38 (I) Identify as lesbian, gay, bisexual, transgender, queer, two-spirit, intersex, asexual, nonbinary
- 39 or another minority gender identity or sexual orientation;
- 40 (II) Are English language learners;
- 41 (III) Have a disability, as defined in ORS 343.035;
- 42 (IV) Are navigating poverty; or
- 43 (V) Have experienced disproportionate results in education due to historical practices, as iden-
- 44 tified by the State Board of Education by rule.
- 45 (B) For the purpose of this paragraph, racial or ethnic communities that historically have been,

1 or currently are, underrepresented or underserved include communities for which a plan has been  
 2 developed and implemented under ORS 329.841, 329.843 and 329.845.

3 (g) A member of the collaborative is eligible for reappointment for up to two terms. If there is  
 4 a vacancy for any cause, the Governor, in consultation with other members of the collaborative,  
 5 shall make an appointment to become immediately effective for the unexpired term.

6 (h) Upon the expiration of a term of office, a person who had been a member of the collaborative  
 7 may choose to become a mentor for any of the members of the collaborative.

8 (3)(a) The Department of Education shall ensure that each youth member of the collaborative  
 9 has:

10 (A) Sufficient support to enable participation in collaborative meetings, which may include ac-  
 11 commodations, stipends, travel expenses, appropriate technological access and academic credit; and

12 (B) Resources available to reimburse any adult who provides transportation or other supports  
 13 in helping the youth member to participate in the collaborative.

14 (b) Each school, school district or program enrolled in by a youth member of the collaborative  
 15 shall ensure that the youth member has:

16 (A) Access to counseling support, including mental health support; and

17 (B) Access to tutoring.

18 (c) The adult members of the collaborative shall ensure that each youth member of the  
 19 collaborative has:

20 (A) Access to an adult mentor; and

21 (B) An opportunity to provide peer support or be a youth mentor.

22 (4) The collaborative, with support from the Department of Education, shall take into consider-  
 23 ation racial equity and justice and align with other statewide efforts for racial justice when per-  
 24 forming the following duties:

25 (a) Developing the collaborative's goals, success criteria and progress measures related to youth  
 26 and student leadership and engagement in the policymaking process in this state. When performing  
 27 the duties described in this paragraph, the collaborative may modify the collaborative's decision-  
 28 making process, scope of work, work plans and meeting structures, and the roles and responsibilities  
 29 of collaborative members.

30 (b) Examining current Department of Education, Youth Development Division and Oregon  
 31 Health Authority initiatives and practices related to youth and student leadership and engagement  
 32 in the policymaking process and making recommendations on how to elevate and support youth and  
 33 student leadership and youth-led and student-led accountability in the policymaking process at the  
 34 state and local level. When performing the duties described in this paragraph, the collaborative must  
 35 give careful consideration to youth and student leadership and to engagement by youth described  
 36 in subsection (2)(f)(A)(ii) and (iii) of this section. The collaborative may recommend methods for  
 37 evaluating current initiatives, practices and progress relating to youth and student leadership and  
 38 engagement at the state level.

39 (c) Connecting with youth and student leaders and exploring youth and student leadership net-  
 40 works, including culturally and ethnically specific, community-based models and Youth Development  
 41 Division programs, to identify best practices in youth-led and student-led accountability in this state  
 42 and on a national level. Based on the performance of the duties described in this paragraph, the  
 43 collaborative shall make recommendations to the Department of Education, the Youth Development  
 44 Division, the Legislative Assembly and the Governor's office on how to support youth and student  
 45 leadership networks on a regional level for the purposes of connecting youths with youth organiza-

1 tions, connecting students with student organizations, elevating youth and student leadership and  
2 voice and supporting youth-led and student-led accountability, with special consideration given to  
3 youth described in subsection (2)(f)(A)(ii) and (iii) of this section.

4 (d) Helping the Department of Education, the Youth Development Division and the Oregon  
5 Health Authority with the surveys that are administered to youth and students by assisting with  
6 reviews of the findings and making recommendations on the content and administration of the sur-  
7 veys.

8 (e) Evaluating current processes in this state to identify best practices for youth and students  
9 reporting a racist incident or hate or bias crime. Based on the performance of the duty described  
10 in this paragraph, the collaborative shall make recommendations for providing support to youth and  
11 students who have experienced racist incidents or hate or bias crimes.

12 (f) Reporting on the collaborative's work, progress and recommendations to the Legislative As-  
13 sembly and the Governor's office every two years and providing interim updates to youth and stu-  
14 dent leadership networks and organizations, education service districts, school districts and local  
15 entities that serve youth and students.

16 (5) The collaborative shall meet at least six times each year in the manner and on the dates  
17 determined by a majority of the members of the collaborative. The collaborative shall also meet at  
18 other times specified or requested by a majority of the members of the collaborative.

19 (6) The Department of Education shall:

20 (a) Provide staff support to the collaborative; and

21 (b) Support collaborative members in participating in the collaborative.

22 **SECTION 7. The amendments to section 4 of this 2022 Act by section 6 of this 2022 Act**  
23 **become operative on August 30, 2023.**

24 **SECTION 8. In addition to and not in lieu of any other appropriation, there is appropri-**  
25 **ated to the Department of Education, for the biennium ending June 30, 2023, out of the**  
26 **General Fund, the amount of \$\_\_\_\_\_ , which shall be expended for the purposes of section**  
27 **4 of this 2022 Act.**

28 **SECTION 9. This 2022 Act takes effect on July 1, 2022.**

29