

B-Engrossed
House Bill 2372

Ordered by the Senate May 12
Including House Amendments dated April 11 and Senate Amendments
dated May 12

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Judiciary for Representative Jason Kropf)

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.

Modifies purpose and duties of Youth Development Council and Youth Development Division.
Modifies requirements of local high-risk juvenile crime prevention plans.

A BILL FOR AN ACT

1
2 Relating to youth; amending ORS 417.847, 417.850, 417.852 and 417.855.

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

4 **SECTION 1.** ORS 417.847 is amended to read:

5 417.847. (1) The Youth Development Council is established.

6 (2) The council is established for the purpose of coordinating a unified and aligned system that
7 provides services to school-age children through youth 24 years of age in a manner that supports
8 educational **and workforce** success, [*focuses on crime prevention,*] **promotes protective factors,**
9 **prevents justice system involvement,** reduces high risk behaviors and is [*integrated,*] measurable
10 and accountable. The council shall [*provide direction*] **develop policy for and provide guidance** to
11 the Youth Development Division.

12 (3) The council consists of no fewer than 15 members who are appointed by the Governor. The
13 Governor shall ensure that membership of the council satisfies any federal requirements for mem-
14 bership of a state advisory group on juvenile justice, and shall include tribal representation in the
15 membership of the council.

16 (4) The council shall:

17 (a) [*Determine the availability of funding*] **Approve funding processes** to support community-
18 based youth development programs, services and initiatives with demonstrated outcomes and stra-
19 tegic objectives established by the council by rule.

20 (b) Prioritize funding for services related to:

21 (A) The prevention of and intervention in the risk factors that lead to [*juvenile delinquency*]
22 **justice system involvement** and the promotion of protective factors that improve the health and
23 well-being of children and youth, as supported by evidence-based program models [*and other*
24 *research-based models; and*], **culturally specific and traditional practices and other emerging**
25 **models;**

26 (B) The prevention of and intervention in [*gang*] **community** violence and gang [*involvement.*]
27 **activity, with an emphasis on a public health approach and community-based programs; and**

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 **(C) The provision of workforce development, reengagement and other types of program-**
2 **ming designed to support educational success, increase youth career readiness and post-**
3 **secondary success or otherwise deliver training and remove barriers in order to promote**
4 **positive youth development.**

5 (c) [*Administer and*] Coordinate the statewide youth reengagement system described in ORS
6 417.859, **in collaboration with the division.**

7 (5) The council may:

8 (a) Enter into intergovernmental agreements with county and municipal governments, tribal
9 governments, educational institutions and other governmental entities identified by rule of the
10 council for the provision of youth development programs, services and initiatives.

11 (b) Enter into grant agreements and contracts with community-based organizations, educational
12 institutions, regional entities and other entities identified by rule of the council for the provision
13 of youth development programs, services and initiatives.

14 (c) Determine the means by which services to children and youth may be provided effectively
15 and efficiently across multiple programs to improve the academic and social outcomes of children
16 and youth, **including directing the distribution of funding by the division through processes**
17 **approved the council.**

18 (d) Assess state programs and services related to youth development and training, and identify
19 methods by which programs and services may be coordinated or consolidated.

20 (e) Establish common academic and social indicators to support attainment of goals established
21 by the council.

22 (f) Establish common program outcome measurements and coordinate data collection across
23 multiple programs and services.

24 (g) Ensure implementation of best practices that:

25 [*(A) Are evidence based;*]

26 **(A) Are informed by developmental science, evidence, and effective or promising com-**
27 **munity practices;**

28 **(B) Are culturally, gender and age appropriate;**

29 **(C) Address individual protective and risk factors;**

30 **(D) Build upon factors that improve the health and well-being of children and youth; and**

31 **(E) Include tribal best practices.**

32 **(h) Delegate responsibilities to the division.**

33 (6) The Governor may designate one member of the council to serve as the chairperson or, if the
34 Governor chooses not to designate a chairperson, the council may elect one of its members to serve
35 as chairperson.

36 (7) In accordance with applicable provisions of ORS chapter 183, the council may adopt rules
37 necessary for the administration of the laws that the council is charged with administering.

38 **SECTION 2.** ORS 417.850 is amended to read:

39 417.850. The Youth Development Council established by ORS 417.847 shall:

40 (1) Review the budget and allocation formula for appropriations for the purpose of juvenile crime
41 prevention.

42 (2) Review the components of local high-risk juvenile crime prevention plans developed under
43 ORS 417.855 and make recommendations to the Governor about the local plans.

44 (3) Ensure that high-risk juvenile crime prevention planning criteria are met by state and local
45 public and private entities.

1 (4) Recommend high-risk juvenile justice and juvenile crime prevention policies to the Governor
2 and the Legislative Assembly.

3 (5) Ensure initiation of contracts based on approved local high-risk juvenile crime prevention
4 plans and oversee contract changes.

5 (6) Review data and outcome information.

6 (7) Establish and publish review and assessment criteria for the local high-risk juvenile crime
7 prevention plans. The criteria shall include, but not be limited to, measuring changes in juvenile
8 crime and juvenile recidivism.

9 (8) Review local high-risk juvenile crime prevention plans and ensure alignment of the plans
10 with diversion plans and basic services grants of county juvenile departments. [*For purposes of this*
11 *subsection,*] The council shall [*adopt rules in consultation*] **consult or communicate** with county
12 juvenile departments, **federally recognized Indian tribes** and the Oregon Youth Authority **to**
13 **adopt rules to carry out the provisions of this subsection.**

14 (9) Work to ensure broad-based citizen involvement in the planning and execution of high-risk
15 juvenile crime prevention plans at both the state and local levels.

16 (10) Develop a funding policy that provides incentives for flexible programming and promotes
17 strategies that [*stress reinvestment in youth*] **build protective factors and contribute to the well-**
18 **being of youth and families.**

19 (11) Periodically report to the Governor and the Legislative Assembly on the progress of the
20 council.

21 (12) As required by the federal Juvenile Justice and Delinquency Prevention Act of 1974, 34
22 U.S.C. 11133 et seq., approve funding and policy recommendations of the state advisory group and
23 adopt rules for overseeing approved funding and policy recommendations.

24 (13) Work with tribal governments to develop tribal high-risk juvenile crime prevention plans.

25 **SECTION 3.** ORS 417.852 is amended to read:

26 417.852. (1) The Youth Development Division is established in the Department of Education. The
27 purpose of the division is to ensure that services are provided to school-age children through youth
28 24 years of age in a manner that [*supports educational success, focuses on crime prevention, reduces*
29 *high risk behaviors and is integrated, measurable and accountable.*] **supports education and career**
30 **success, disrupts youth crime and violence and affirms youth strengths and safety.**

31 (2) The division shall function under [*the direction and control of*] **and be coordinated by** the
32 Youth Development Council with the Youth Development Director serving as the administrative
33 officer.

34 **(3) The division shall:**

35 **(a) Distribute funding as directed by the council or the Legislative Assembly and admin-**
36 **ister grant funding processes and programs;**

37 **(b) Carry out compliance monitoring and other required activities as directed by the**
38 **council, under the federal Juvenile Justice and Delinquency Prevention Act of 1974, 34 U.S.C.**
39 **11133 et seq.;**

40 **(c) Collaborate with the council to develop youth development policies and programs that**
41 **support youth, family, practitioners and community needs;**

42 **(d) Collaborate with other state agencies serving youth in order to align services, pro-**
43 **grams and activities and to share expertise;**

44 **(e) Engage in administrative functions to ensure the effective operation of the division**
45 **and council and work with the Department of Education when services are shared;**

1 (f) **Seek to increase opportunities for youth to participate in leadership roles and have**
2 **direct influence on youth development programs, in collaboration with the council and**
3 **through the programs administered by the division; and**

4 (g) **Ensure that youth development services administered by the division are delivered to**
5 **youth in an equitable, accountable and effective manner, through the collection of data from**
6 **administered programs, communication with entities delivering services and recipients of**
7 **program services, and coordination with other state agencies.**

8 **SECTION 4.** ORS 417.855 is amended to read:

9 417.855. (1)(a) *[Each board of county commissioners]* **The governing body of a county** shall
10 designate an agency or organization to serve as the lead planning organization to facilitate the
11 creation of a partnership among state and local public and private entities in each county. The
12 partnership shall include, but is not limited to, education representatives, public health represen-
13 tatives, local alcohol and drug planning committees, representatives of the court system, local men-
14 tal health planning committees, city or municipal representatives and local public safety
15 coordinating councils. *[The partnership shall develop a local high-risk juvenile crime prevention*
16 *plan.]*

17 (b) **The partnership described in paragraph (a) of this subsection shall develop a local**
18 **high-risk juvenile crime prevention plan. The partnership shall submit the plan to the Youth**
19 **Development Council, on a timeline established by the council, for review and approval in**
20 **order for the county to receive an allocation described in subsection (3) of this section.**

21 (c) **The governing body of a county may decline to submit a local high-risk juvenile crime**
22 **prevention plan in writing to the Youth Development Council. A governing body that declines**
23 **to submit a plan to the Youth Development Council may choose to convene the partnership**
24 **described in paragraph (a) of this subsection and develop and submit a local high-risk juvenile**
25 **crime prevention plan in a subsequent biennium.**

26 (2) The local high-risk juvenile crime prevention plans shall use services and activities to meet
27 the needs of a targeted population of youths who:

28 (a) Have more than one of the following risk factors:

29 (A) Antisocial behavior;

30 (B) Poor family functioning or poor family support;

31 (C) Failure in school;

32 (D) Substance abuse problems; or

33 (E) Negative peer association; and

34 (b) Are clearly demonstrating at-risk behaviors that have come to the attention of government
35 or community agencies, schools or law enforcement and will lead to imminent or increased involve-
36 ment in the juvenile justice system.

37 (3)(a) The Youth Development Council shall allocate funds available to support the local high-
38 risk juvenile crime prevention plans to counties based, **in part**, on the youth population age 18 or
39 younger in those counties.

40 (b) The Youth Development Council shall award a minimum grant to small counties. The mini-
41 mum grant level shall be determined by the council through a public process and reviewed by the
42 council biennially.

43 (c) **The Youth Development Council shall allocate funds to federally recognized Indian**
44 **tribes to support tribal high-risk juvenile crime prevention plans. The amount of the allo-**
45 **cation shall be determined by the council through a public process and reviewed by the**

1 **council biennially.**

2
