

## HOUSE AMENDMENTS TO HOUSE BILL 2372

By COMMITTEE ON JUDICIARY

April 11

1 In line 2 of the printed bill, after “youth” insert “; amending ORS 417.847, 417.850, 417.852 and  
2 417.855”.

3 Delete lines 4 through 8 and insert:

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**

28 “(C) **The provision of workforce development, reengagement and other types of pro-**  
29 **gramming designed to support educational success, increase youth career readiness and**  
30 **post-secondary success or otherwise deliver training and remove barriers in order to pro-**  
31 **mote positive youth development.**

32 “(c) [*Administer and*] Coordinate the statewide youth reengagement system described in ORS  
33 417.859, **in collaboration with the division.**

34 “(5) The council may:

35 “(a) Enter into intergovernmental agreements with county and municipal governments, tribal

1 governments, educational institutions and other governmental entities identified by rule of the  
2 council for the provision of youth development programs, services and initiatives.

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

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

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

12 “(e) Establish common academic and social indicators to support attainment of goals established  
13 by the council.

14 “(f) Establish common program outcome measurements and coordinate data collection across  
15 multiple programs and services.

16 “(g) Ensure implementation of best practices that:

17 “[*(A) Are evidence based;*]

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

20 “(B) Are culturally, gender and age appropriate;

21 “(C) Address individual **protective and** risk factors;

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

23 “(E) Include tribal best practices.

24 “**(h) Delegate responsibilities to the division.**

25 “(6) The Governor may designate one member of the council to serve as the chairperson or, if  
26 the Governor chooses not to designate a chairperson, the council may elect one of its members to  
27 serve as chairperson.

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

30 “**SECTION 2.** ORS 417.850 is amended to read:

31 “417.850. The Youth Development Council established by ORS 417.847 shall:

32 “(1) Review the budget and allocation formula for appropriations for the purpose of juvenile  
33 crime prevention.

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

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

38 “(4) Recommend high-risk juvenile justice and juvenile crime prevention policies to the Governor  
39 and the Legislative Assembly.

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

42 “(6) Review data and outcome information.

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

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

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

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

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

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

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

17 “**SECTION 3.** ORS 417.852 is amended to read:

18 “417.852. (1) The Youth Development Division is established in the Department of Education.  
19 The purpose of the division is to ensure that services are provided to school-age children through  
20 youth 24 years of age in a manner that [*supports educational success, focuses on crime prevention,*  
21 *reduces high risk behaviors and is integrated, measurable and accountable.*] **supports education and**  
22 **career success, disrupts youth crime and violence and affirms youth strengths and safety.**

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

26 “(3) **The division shall:**

27 “(a) **Distribute funding as directed by the council or the Legislative Assembly and ad-**  
28 **minister grant funding processes and programs;**

29 “(b) **Carry out compliance monitoring and other required activities as directed by the**  
30 **council, under the federal Juvenile Justice and Delinquency Prevention Act of 1974, 34 U.S.C.**  
31 **11133 et seq.;**

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

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

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

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

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

45 “**SECTION 4.** ORS 417.855 is amended to read:

1           “417.855. (1)(a) Each [board of county commissioners] **county government** shall designate an  
2 agency or organization to serve as the lead planning organization to facilitate the creation of a  
3 partnership among state and local public and private entities in each county. The partnership shall  
4 include, but is not limited to, education representatives, public health representatives, local alcohol  
5 and drug planning committees, representatives of the court system, local mental health planning  
6 committees, city or municipal representatives and local public safety coordinating councils. [*The*  
7 *partnership shall develop a local high-risk juvenile crime prevention plan.*]

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

12           **“(c) A county government may decline to submit a local high-risk juvenile crime pre-**  
13 **vention plan in writing to the Youth Development Council. A county government that de-**  
14 **clines to submit a plan to the Youth Development Council may choose to convene the**  
15 **partnership described in paragraph (a) of this subsection and develop and submit a local**  
16 **high-risk juvenile crime prevention plan in a subsequent biennium.**

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

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

20           “(A) Antisocial behavior;

21           “(B) Poor family functioning or poor family support;

22           “(C) Failure in school;

23           “(D) Substance abuse problems; or

24           “(E) Negative peer association; and

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

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

31           “(b) The Youth Development Council shall award a minimum grant to small counties. The min-  
32 imum grant level shall be determined by the council through a public process and reviewed by the  
33 council biennially.

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