

SB 1535 A STAFF MEASURE SUMMARY

Carrier: Sen. Anderson

Senate Committee On Early Childhood and Behavioral Health

Action Date: 02/12/26

Action: Do pass with amendments and requesting referral to Ways and Means. (Printed A-Engrossed.)

Vote: 5-0-0-0

Yea: 5 - Anderson, Gelser Blouin, Linthicum, Patterson, Reynolds

Fiscal: Has minimal fiscal impact

Revenue: No revenue impact

Prepared By: Maurie Harbick, LPRO Fellow

Meeting Dates: 2/10, 2/12

WHAT THE MEASURE DOES:

The measure modifies the Employment Related Day Care (ERDC) subsidy program's priority consideration for families under the Temporary Assistance for Needy Families (TANF) program and directs the Department of Early Learning and Care (DELC) to convene a workgroup to study child care liability insurance. The measure takes effect on the 91st day following adjournment sine die.

Detailed Summary:

Modifies language to make the ERDC program's priority qualification (bypass) for TANF families optional. Directs the liability insurance workgroup to study the cost and availability of liability insurance and other liability issues for child care providers. Requires selecting workgroup members who meet specific criteria. Requires the workgroup to submit a report with recommendations to the legislature's interim committees related to child care by November 1, 2027.

ISSUES DISCUSSED:

- Fiscal implications and length of the TANF bypass pause
- Number of families affected by the TANF bypass pause
- Impact on child care providers
- At-large workgroup membership
- State of the economy

EFFECT OF AMENDMENT:

The amendment replaces the measure.

BACKGROUND:

In 2021, [House Bill 3073](#) established DELC to provide early learning and child care services in Oregon. DELC funds Child Care Resource and Referrals (CC&Rs) to support early learning and care programs regionally and manages the ERDC program, assisting qualifying families in paying for child care. Although DELC administers the ERDC for families and providers, the Oregon Department of Human Services manages program eligibility through the ONE system. The ERDC has operated an applicant waitlist since 2023 due to increased demand and limited funding.

In 2024, the National Association for the Education of Young Children reported that [80 percent](#) of surveyed child care providers saw an increase in liability insurance premiums. DELC-affiliated child care providers participating in Baby Promise, Preschool Promise, Oregon Prenatal to Kindergarten, and Multnomah County's Preschool For All programs are required to hold liability insurance in Oregon. States including [Connecticut](#), [Montana](#), [Nebraska](#), and [North Carolina](#) have explored legislative action to address the rising costs of child care liability insurance in 2024 and 2025.