

A-Engrossed
Senate Bill 215

Ordered by the Senate June 3
Including Senate Amendments dated June 3

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Governor John A. Kitzhaber, M.D., for Oregon Education Investment Board)

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.

[Removes sunset on Oregon Education Investment Board.]
Changes name of Oregon Education Investment Board to Chief Education Office. Abolishes terms of board members and modifies duties of office.
Extends sunset for office and Chief Education Officer.
Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to the Oregon Education Investment Board; creating new provisions; amending ORS
3 326.021, 326.300, 326.425, 326.430, 326.500, 327.800, 327.810, 327.815, 327.820, 342.208, 342.350,
4 342.410, 342.443, 342.950, 351.203, 351.663, 351.725, 351.735, 352.061, 352.089, 352.107, 352.135,
5 417.796, 417.847, 417.852 and 660.324 and sections 1, 2, 3, 10, 11 and 12, chapter 519, Oregon
6 Laws 2011, sections 19 and 22, chapter 36, Oregon Laws 2012, section 7, chapter 83, Oregon
7 Laws 2014, and sections 5 and 9, chapter 85, Oregon Laws 2014; and repealing ORS 326.761 and
8 sections 13 and 22c, chapter 36, Oregon Laws 2012, sections 9 and 24, chapter 37, Oregon Laws
9 2012, sections 3, 7 and 10, chapter 85, Oregon Laws 2014, and section 3, chapter 113, Oregon
10 Laws 2014; and declaring an emergency.

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

12
13 **CHIEF EDUCATION OFFICE**

14
15 **SECTION 1.** Section 1, chapter 519, Oregon Laws 2011, as amended by section 8, chapter 519,
16 Oregon Laws 2011, and sections 20 and 21, chapter 36, Oregon Laws 2012, is amended to read:

17 **Sec. 1.** *[(1) The Oregon Education Investment Board is established for the purpose of ensuring that*
18 *all public school students in this state reach the education outcomes established for the state. The board*
19 *shall accomplish this goal by overseeing a unified public education system that begins with early*
20 *childhood services and continues throughout public education from kindergarten to post-secondary ed-*
21 *ucation.]*

22 *[(2)(a) The board consists of 13 members as follows:]*

23 *[(A) The Governor, or the designee of the Governor; and]*

24 *[(B) Twelve members who are appointed by the Governor, subject to confirmation by the Senate in*
25 *the manner provided in ORS 171.562 and 171.565, and who serve at the pleasure of the Governor.]*

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 *[(b) When determining who to appoint to the board, the Governor shall:]*

2 *[(A) Ensure that each congressional district of this state is represented by at least one member of*
3 *the board; and]*

4 *[(B) Solicit recommendations from the Speaker of the House of Representatives for at least two*
5 *members and from the President of the Senate for at least two members.]*

6 *[(3) The Governor, or the Governor's designee, shall serve as chairperson of the Oregon Education*
7 *Investment Board.]*

8 *[(4) The duties of the board include:]*

9 *[(a) Ensuring that early childhood services are streamlined and connected to public education from*
10 *kindergarten through grade 12 and that public education from kindergarten through grade 12 is*
11 *streamlined and connected to post-secondary education. To assist the board in fulfilling this duty, the*
12 *board shall oversee:]*

13 *[(A) The Early Learning Council established by section 4, chapter 519, Oregon Laws 2011.]*

14 *[(B) The Higher Education Coordinating Commission established by ORS 351.715.]*

15 *[(b) Recommending strategic investments in order to ensure that the public education budget is in-*
16 *tegrated and is targeted to achieve the education outcomes established for the state.]*

17 *[(c) Providing an integrated, statewide, student-based data system that monitors expenditures and*
18 *outcomes to determine the return on statewide education investments. The board shall provide the data*
19 *system described in this paragraph by:]*

20 *[(A) Developing the data system or identifying or modifying an existing data system that accom-*
21 *plishes the goals of the data system; and]*

22 *[(B) Ensuring that the data system is maintained.]*

23 *[(d) Working with the Quality Education Commission to identify best practices for school districts*
24 *and the costs and benefits of the adoption of those best practices by school districts.]*

25 *[(5) An appointed member of the board is entitled to compensation and expenses as provided in*
26 *ORS 292.495.]*

27 *[(6) A majority of the members of the board constitutes a quorum for the transaction of business.]*

28 *[(7) The board shall meet at such times and places specified by the call of the chairperson or of a*
29 *majority of the members of the board.]*

30 *[(8) In accordance with applicable provisions of ORS chapter 183, the board may adopt rules nec-*
31 *essary for the administration of the laws that the board is charged with administering, including any*
32 *rules necessary for the oversight of the direction and control of the Higher Education Coordinating*
33 *Commission.]*

34 **(1) The Chief Education Office is established for the purpose of coordinating with educa-**
35 **tion stakeholders to establish a unified public education system that ensures that all public**
36 **school students in this state reach the educational goals established for this state.**

37 **(2) The duties of the office include:**

38 **(a) Coordinating with education stakeholders to streamline and connect early childhood**
39 **services to public education from kindergarten through grade 12 and to streamline and con-**
40 **nect public education from kindergarten through grade 12 to post-secondary education. To**
41 **fulfill this duty, the office shall collaborate with:**

42 **(A) The Early Learning Council.**

43 **(B) The State Board of Education.**

44 **(C) The Higher Education Coordinating Commission.**

45 **(D) The Teacher Standards and Practices Commission.**

1 **(E) The Youth Development Council.**

2 **(b) Coordinating with education stakeholders to provide a seamless education system**
3 **that:**

4 **(A) Eliminates systemic barriers;**

5 **(B) Provides educational equity for opportunity and success; and**

6 **(C) Meets educational goals established for this state by:**

7 **(i) Being culturally responsive; and**

8 **(ii) Identifying existing strengths among collaborating partners and including those**
9 **strengths in the construction and implementation of state agency initiatives.**

10 **(c) Providing an integrated, statewide data system that contains student-level outcomes**
11 **from all public education institutions in order to allow for longitudinal analysis and research.**

12 **(d) Working with the Quality Education Commission to identify best practices for school**
13 **districts and the costs and benefits of the adoption of those best practices by school districts.**

14 **(e) Collaborating with education stakeholders to develop and review the educational goals**
15 **established for this state.**

16 **(f) Monitoring and reporting on state progress toward achieving the educational goals**
17 **established for this state, as measured by targets and outcomes.**

18 **(3) In accordance with applicable provisions of ORS chapter 183, the office may adopt**
19 **rules necessary for the administration of the laws that the office is charged with adminis-**
20 **tering.**

21 **SECTION 2. On the effective date of this 2015 Act, the terms of office expire for the**
22 **members of the Oregon Education Investment Board.**

23 **SECTION 3. (1) The amendments to section 1, chapter 519, Oregon Laws 2011, by section**
24 **1 of this 2015 Act are intended to change the name of the ‘Oregon Education Investment**
25 **Board’ to the ‘Chief Education Office.’**

26 **(2) For the purpose of harmonizing and clarifying statutory law, the Legislative Counsel**
27 **may substitute for words designating the ‘Oregon Education Investment Board,’ wherever**
28 **they occur in statutory law, other words designating the ‘Chief Education Office.’**

29 **SECTION 4. Section 2, chapter 519, Oregon Laws 2011, as amended by section 1, chapter 36,**
30 **Oregon Laws 2012, and section 29, chapter 747, Oregon Laws 2013, is amended to read:**

31 **Sec. 2.** *[(1) The Oregon Education Investment Board established by section 1, chapter 519, Oregon*
32 *Laws 2011, shall appoint a Chief Education Officer who shall serve at the pleasure of the board.]*

33 *[(2) The Chief Education Officer shall be a person who, by training and experience, is well quali-*
34 *fied to:]*

35 *[(a) Perform the duties of the office, as determined by the board; and]*

36 *[(b) Assist in carrying out the functions of the board, as described in section 1, chapter 519, Oregon*
37 *Laws 2011.]*

38 *[(3)(a) For the purpose of furthering the mission of the Oregon Education Investment Board to*
39 *oversee a unified public education system, the Chief Education Officer shall have direction and control*
40 *over the positions identified in paragraph (b) of this subsection for matters related to the design and*
41 *organization of the state’s education system, including early childhood services provided by the state.]*

42 *[(b) The positions over which the Chief Education Officer shall have direction and control are:]*

43 *[(A) The Early Childhood System Director.]*

44 *[(B) The executive director of the Higher Education Coordinating Commission.]*

45 *[(C) The Deputy Superintendent of Public Instruction.]*

1 *[(c) The authority of the Chief Education Officer granted under paragraph (a) of this subsection*
2 *does not include the authority to appoint or remove a person from a position identified in paragraph*
3 *(b) of this subsection.]*

4 *[(d) If a person in a position identified in paragraph (b) of this subsection is appointed by an entity*
5 *other than the Governor, the Governor shall resolve any dispute between the Chief Education Officer*
6 *and the appointing authority of the person. The Governor's decision is final.]*

7 **(1) The Governor shall appoint a Chief Education Officer who shall serve at the pleasure**
8 **of the Governor.**

9 **(2) The Chief Education Officer shall serve as the administrative head of the Chief Edu-**
10 **cation Office.**

11 **(3) The Chief Education Officer shall be a person who, by training and experience, is well**
12 **qualified to:**

13 **(a) Perform the duties of the office, as determined by the Governor; and**

14 **(b) Assist in carrying out the purposes of the Chief Education Office.**

15 **(4) The Chief Education Officer shall:**

16 **(a) Have direction and control over the positions identified in paragraph (b) of this sub-**
17 **section for matters related to the design and organization of multi-agency planning.**

18 **(b) Coordinate with the following persons for matters related to the other duties of the**
19 **Chief Education Office:**

20 **(A) The Early Learning System Director.**

21 **(B) The Deputy Superintendent of Public Instruction.**

22 **(C) The executive director of the Higher Education Coordinating Commission.**

23 **(D) The executive director of the Teacher Standards and Practices Commission.**

24 **(E) The Youth Development Director.**

25 **SECTION 5.** Section 3, chapter 519, Oregon Laws 2011, is amended to read:

26 **Sec. 3.** (1) The Oregon Education Investment Fund is established in the State Treasury, separate
27 and distinct from the General Fund. Moneys in the Oregon Education Investment Fund may be in-
28 vested and reinvested. Interest earned by the Oregon Education Investment Fund shall be credited
29 to the fund.

30 (2) Moneys in the Oregon Education Investment Fund are continuously appropriated to the
31 [*Oregon Education Investment Board established by section 1 of this 2011 Act*] **Chief Education Of-**
32 **office** for the purpose of funding the duties of the [*board*] **office** related to early childhood [*services*]
33 **learning** and public education from kindergarten through post-secondary education.

34 **SECTION 6.** Section 11, chapter 519, Oregon Laws 2011, as amended by section 2, chapter 37,
35 Oregon Laws 2012, is amended to read:

36 **Sec. 11.** [*(1) On March 15, 2016, the Chief Education Officer of the Oregon Education Investment*
37 *Board shall deliver to the Chancellor of the Oregon University System all records and property within*
38 *the jurisdiction of the Chief Education Officer that relate to the duties, functions and powers of the*
39 *Oregon Education Investment Board. The Chancellor of the Oregon University System shall take pos-*
40 *session of the records and property.]*

41 [(2)] **(1)** On [*March 15, 2016*] **June 30, 2019**, the Chief Education Officer shall deliver to the
42 Early Learning System Director all records and property within the jurisdiction of the Chief Edu-
43 cation Officer that relate to the duties, functions and powers of the Early Learning Council. The
44 Early Learning System Director shall take possession of the records and property.

45 **(2) On June 30, 2019, the Chief Education Officer shall deliver to the Superintendent of**

1 **Public Instruction all records and property within the jurisdiction of the Chief Education**
 2 **Officer that relate to the duties, functions and powers of the State Board of Education. The**
 3 **superintendent shall take possession of the records and property.**

4 (3) **On June 30, 2019, the Chief Education Officer shall deliver to the executive director**
 5 **of the Higher Education Coordinating Commission all records and property within the juris-**
 6 **isdiction of the Chief Education Officer that relate to the duties, functions and powers of the**
 7 **Higher Education Coordinating Commission. The executive director shall take possession of**
 8 **the records and property.**

9 (4) **On June 30, 2019, the Chief Education Officer shall deliver to the executive director**
 10 **of the Teacher Standards and Practices Commission all records and property within the ju-**
 11 **risdiction of the Chief Education Officer that relate to the duties, functions and powers of**
 12 **the Teacher Standards and Practices Commission. The executive director shall take pos-**
 13 **session of the records and property.**

14 (5) **On June 30, 2019, the Chief Education Officer shall deliver to the Youth Development**
 15 **Director all records and property within the jurisdiction of the Chief Education Officer that**
 16 **relate to the duties, functions and powers of the Youth Development Council. The Youth**
 17 **Development Director shall take possession of the records and property.**

18 [(3)] (6) The Governor shall resolve any [*dispute between the Chief Education Officer and the*
 19 *Chancellor of the Oregon University System, or the Chief Education Officer and the Early Learning*
 20 *System Director,*] **disputes** relating to transfers of records and property under this section, and the
 21 Governor's decision is final.

22 **SECTION 7.** Section 12, chapter 519, Oregon Laws 2011, is amended to read:

23 **Sec. 12.** On [*March 15, 2016*] **June 30, 2019**, the unexpended balances of amounts authorized to
 24 be expended by the [*Oregon Education Investment Board*] **Chief Education Office** for the biennium
 25 beginning July 1, [*2015*] **2017**, from revenues dedicated, continuously appropriated, appropriated or
 26 otherwise made available to the [*board*] **office** for the purpose of administering and enforcing the
 27 duties, functions and powers of the [*board under sections 1 to 7 of this 2011 Act*] **office** are trans-
 28 ferred to the General Fund to be available for general governmental expenses.

29
 30 **HOUSEKEEPING RELATED TO ESTABLISHMENT OF CHIEF EDUCATION OFFICE**

31
 32 **SECTION 8.** Section 10, chapter 519, Oregon Laws 2011, as amended by section 1, chapter 37,
 33 Oregon Laws 2012, section 5, chapter 286, Oregon Laws 2013, section 89, chapter 624, Oregon Laws
 34 2013, section 9, chapter 660, Oregon Laws 2013, section 3, chapter 661, Oregon Laws 2013, section
 35 5, chapter 739, Oregon Laws 2013, section 194, chapter 747, Oregon Laws 2013, and section 6,
 36 chapter 778, Oregon Laws 2013, is amended to read:

37 **Sec. 10.** (1) [*Sections 1, 2, 3, 5 and 7,*] **Sections 5, 6 and 7**, chapter 519, Oregon Laws 2011, are
 38 repealed on [*March 15, 2016*] **the effective date of this 2015 Act.**

39 (2) The amendments to [*section 2 of this 2013 Act*] **ORS 342.208** by section 4, **chapter 286,**
 40 **Oregon Laws 2013,** [*of this 2013 Act*] **and section 21 of this 2015 Act,** become operative on [*March*
 41 *15, 2016*] **the effective date of this 2015 Act.**

42 (3) The amendments to ORS 326.021 by section 88, **chapter 624, Oregon Laws 2013,** [*of this 2013*
 43 *Act*] **and section 12 of this 2015 Act,** become operative on [*March 15, 2016*] **the effective date of**
 44 **this 2015 Act.**

45 (4) The amendments to [*sections 1, 2, 3 and 4 of this 2013 Act*] **ORS 327.800, 327.810, 327.815**

1 **and 327.820** by sections 5, 6, 7 and 8, **chapter 660, Oregon Laws 2013**, [of this 2013 Act] **and**
2 **sections 17, 18, 19 and 20 of this 2015 Act**, become operative on [March 15, 2016] **the effective**
3 **date of this 2015 Act.**

4 (5) The amendments to [section 1 of this 2013 Act] **ORS 342.950** by section 2, **chapter 661,**
5 **Oregon Laws 2013**, [of this 2013 Act] **and section 25 of this 2015 Act**, become operative on [March
6 15, 2016] **the effective date of this 2015 Act.**

7 (6) The amendments to [section 1 of this 2013 Act] **ORS 326.500** by [section 4 of this 2013 Act]
8 **sections 4 and 6, chapter 739, Oregon Laws 2013, and section 16 of this 2015 Act**, become op-
9 erative on [March 15, 2016] **the effective date of this 2015 Act.**

10 [(7) The amendments to section 7 of this 2013 Act by section 8 of this 2013 Act become operative
11 on March 15, 2016.]

12 [(8)] (7) The amendments to ORS 342.443 by section 5, **chapter 778, Oregon Laws 2013**, [of this
13 2013 Act] **and section 24 of this 2015 Act**, become operative on [March 15, 2016] **the effective date**
14 **of this 2015 Act.**

15 [(9) The amendments to section 1 of this 2013 Act by section 6 of this 2013 Act become operative
16 on July 1, 2025.]

17 (8) The amendments to ORS 326.300, 351.075, 351.725 and 351.762 (formerly 326.375) by
18 sections 9 to 12, **chapter 36, Oregon Laws 2012**, and sections 13 and 28 of this 2015 Act, be-
19 come operative on the effective date of this 2015 Act.

20 (9) The amendments to ORS 326.425 by section 22b, **chapter 36, Oregon Laws 2012**, and
21 **section 14 of this 2015 Act**, become operative on the effective date of this 2015 Act.

22 (10) The amendments to ORS 417.796 by section 8, **chapter 37, Oregon Laws 2012**, and
23 **section 32 of this 2015 Act**, become operative on the effective date of this 2015 Act.

24 (11) The amendments to ORS 417.847 by section 5, **chapter 623, Oregon Laws 2013**, and
25 **section 33 of this 2015 Act**, become operative on the effective date of this 2015 Act.

26 (12) Section 9, **chapter 85, Oregon Laws 2014**, and the amendments to ORS 351.663 by
27 **section 2, chapter 85, Oregon Laws 2014**, and **section 27 of this 2015 Act**, become operative
28 **on the effective date of this 2015 Act.**

29 (13) The amendments to ORS 351.735 by section 2, **chapter 113, Oregon Laws 2014**, and
30 **section 29 of this 2015 Act**, become operative on the effective date of this 2015 Act.

31 **SECTION 9.** Section 19, **chapter 36, Oregon Laws 2012**, is amended to read:

32 **Sec. 19.** Sections 14 to 18 [of this 2012 Act], **chapter 36, Oregon Laws 2012**, are repealed on
33 [July 1, 2015] **the effective date of this 2015 Act.**

34 **SECTION 10.** Section 22, **chapter 36, Oregon Laws 2012**, is amended to read:

35 **Sec. 22.** The amendments to section 1, **chapter 519, Oregon Laws 2011**, by section 21 [of this
36 2012 Act], **chapter 36, Oregon Laws 2012**, become operative on [July 1, 2015] **the effective date**
37 **of this 2015 Act.**

38 **SECTION 11.** Sections 13 and 22c, **chapter 36, Oregon Laws 2012**, sections 9 and 24,
39 **chapter 37, Oregon Laws 2012**, sections 3, 7 and 10, **chapter 85, Oregon Laws 2014**, and **section**
40 **3, chapter 113, Oregon Laws 2014**, are repealed.

41 **SECTION 12.** ORS 326.021, as amended by section 88, **chapter 624, Oregon Laws 2013**, is
42 amended to read:

43 326.021. (1) The State Board of Education shall consist of:

44 (a) The State Treasurer, or the designee of the State Treasurer;

45 (b) The Secretary of State, or the designee of the Secretary of State; and

1 (c) Seven members, appointed by the Governor for a term of four years beginning July 1 of the
2 year of appointment, subject to confirmation by the Senate in the manner provided in ORS 171.562
3 and 171.565. A person appointed under this paragraph may not be appointed to serve consecutively
4 more than two full terms as a board member.

5 (2) In making appointments under subsection (1) of this section, the Governor shall select from
6 residents of Oregon one member from each congressional district and two members from the state
7 at large. An appointed member may not be engaged in teaching or participate in the administration
8 or operation of any school.

9 (3) The Governor may remove appointed members of the State Board of Education for cause at
10 any time after notice and public hearing.

11 (4) The State Treasurer and the Secretary of State, or the designee of the State Treasurer or
12 Secretary of State, are nonvoting, ex officio members of the board.

13 **(5) The board shall coordinate and collaborate with the Chief Education Office as provided**
14 **by section 1, chapter 519, Oregon Laws 2011.**

15 **SECTION 13.** ORS 326.300, as amended by section 12, chapter 36, Oregon Laws 2012, is
16 amended to read:

17 326.300. (1) As provided by section 1, Article VIII of the Oregon Constitution, the Governor is
18 the Superintendent of Public Instruction.

19 (2)(a) The Governor, acting as Superintendent of Public Instruction, shall appoint a Deputy Su-
20 perintendent of Public Instruction. The deputy superintendent must have at least five years of ex-
21 perience in the administration of an elementary school or a secondary school. The appointment of
22 the deputy superintendent shall be subject to confirmation by the Senate as provided by ORS 171.562
23 and 171.565.

24 (b) The deputy superintendent shall:

25 **(A)** Perform any act or duty of the office of Superintendent of Public Instruction that is desig-
26 nated by the Governor, and the Governor is responsible for any acts of the deputy superintendent.

27 **(B) Coordinate with the Chief Education Officer as provided by section 2, chapter 519,**
28 **Oregon Laws 2011.**

29 (3) The deputy superintendent may be removed from office by the Governor following consulta-
30 tion with the State Board of Education.

31 (4) The deputy superintendent shall receive a salary set by the Governor, and shall be reim-
32 bursed for all expenses actually and necessarily incurred by the deputy superintendent in the per-
33 formance of official duties.

34 **SECTION 14.** ORS 326.425, as amended by section 22b, chapter 36, Oregon Laws 2012, is
35 amended to read:

36 326.425. (1) The Early Learning Council is established.

37 (2) The council is established to oversee a unified system of early learning services for the
38 purpose of ensuring that children enter school ready to learn. The Early Learning Council shall
39 ensure that children enter school ready to learn by:

40 (a) Serving as the state advisory council for purposes of the federal Head Start Act, as provided
41 by ORS 417.796.

42 (b) Implementing and overseeing a system that coordinates the delivery of early learning ser-
43 vices.

44 (c) Overseeing the Oregon Early Learning System created by ORS 417.727.

45 (3) The council consists of members appointed as provided by subsections (4) and (5) of this

1 section.

2 (4)(a) The Governor shall appoint nine voting members who are appointed for a term of four
3 years and serve at the pleasure of the Governor. A person appointed under this subsection may not
4 be appointed to serve more than two consecutive full terms as a council member.

5 (b) When determining whom to appoint to the council under this subsection, the Governor shall:

6 (A) Ensure that each congressional district of this state is represented;

7 (B) Ensure that each member meets the following qualifications:

8 (i) Demonstrates leadership skills in civics or the member's profession;

9 (ii) To the greatest extent practicable, contributes to the council's representation of the ge-
10 ographic, ethnic, gender, racial and economic diversity of this state; and

11 (iii) Contributes to the council's expertise, knowledge and experience in early childhood devel-
12 opment, early childhood care, early childhood education, family financial stability, populations dis-
13 proportionately burdened by poor education outcomes and outcome-based best practices; and

14 (C) Solicit recommendations from the Speaker of the House of Representatives for at least two
15 members and from the President of the Senate for at least two members.

16 (5) In addition to the members appointed under subsection (4) of this section, the Governor shall
17 appoint voting, ex officio members who represent the state agencies and other entities that are re-
18 quired to be represented on a state advisory council for purposes of the federal Head Start Act and
19 who represent the tribes of this state.

20 (6) The activities of the council shall be directed and supervised by the Early Learning System
21 Director who is appointed by the Governor and serves at the pleasure of the Governor.

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

24 **(8) The council shall coordinate and collaborate with the Chief Education Office as pro-
25 vided by section 1, chapter 519, Oregon Laws 2011.**

26 **SECTION 15.** ORS 326.430 is amended to read:

27 326.430. (1) The Early Learning Division is established in the Department of Education. The
28 purpose of the division is to ensure that children enter school ready to succeed.

29 (2) The division shall function under the direction and control of the Early Learning Council
30 with the Early Learning System Director serving as the administrative officer. **The director shall
31 coordinate with the Chief Education Officer as provided by section 2, chapter 519, Oregon
32 Laws 2011.**

33 **SECTION 16.** ORS 326.500, as amended by sections 4 and 6, chapter 739, Oregon Laws 2013, is
34 amended to read:

35 326.500. (1) The STEM Investment Council is established. The council shall function under the
36 [*joint*] direction and control of the [*State Board of Education and the State Board of Higher
37 Education*] **Chief Education Office.**

38 (2)(a) The council is established for the purpose of assisting the Superintendent of Public In-
39 struction, the Commissioner for Community College Services and the Chancellor of the Oregon
40 University System in jointly developing and overseeing a long-term strategy that advances the fol-
41 lowing educational goals related to science, technology, engineering and mathematics:

42 (A) [*Having a specified*] **Double the** percentage of students in 4th and 8th grades who are pro-
43 ficient or advanced in mathematics and science, as determined using a nationally representative
44 assessment of students' knowledge in mathematics and science; and

45 (B) [*Having a specified*] **Double the** number of students who earn a post-secondary degree re-

1 quiring proficiency in science, technology, engineering or mathematics.

2 *[(b) Achievement of the goals described in paragraph (a) of this subsection shall be determined*
3 *based on percentages and numbers determined by the council.]*

4 **(b) Achievement of the goals described in paragraph (a) of this subsection shall be de-**
5 **termined based on a comparison between the 2014-2015 school year or academic year and the**
6 **2024-2025 school year or academic year.**

7 (3) To advance the educational goals described in subsection (2) of this section, the council shall
8 make recommendations to:

9 (a) The Superintendent of Public Instruction regarding the administration of the STEM Invest-
10 ment Grant Program established in ORS 327.380; and

11 (b) The Superintendent of Public Instruction, the Commissioner for Community College Services
12 and the Chancellor of the Oregon University System regarding other investments in science, tech-
13 nology, engineering and mathematics that are made or overseen by the [*State Board of Education*
14 *or the State Board of Higher Education*] **Chief Education Office.**

15 (4) The council consists of nine members from the private sector who are jointly appointed by
16 the Superintendent of Public Instruction, the Commissioner for Community College Services and the
17 Chancellor of the Oregon University System and serve at the pleasure of the superintendent, com-
18 missioner and chancellor.

19 (5) To aid and advise the council in the performance of the council's duties, the council:

20 (a) Shall recruit educators and administrators from kindergarten through grade 12 and from
21 post-secondary education to be nonvoting advisory members of the council;

22 (b) May recruit nonvoting advisory members to the council who are in addition to the members
23 identified in paragraph (a) of this subsection; and

24 (c) May establish advisory and technical committees that the council considers necessary.

25 (6)(a) The Superintendent of Public Instruction, the Commissioner for Community College Ser-
26 vices and the Chancellor of the Oregon University System shall jointly appoint a council director.
27 The council director shall serve at the pleasure of the superintendent, commissioner and chancellor.

28 (b) Except as otherwise directed by the Superintendent of Public Instruction, the Commissioner
29 for Community College Services and the Chancellor of the Oregon University System, the activities
30 of the council shall be directed and supervised by the council director.

31 (7) Members of the council are not entitled to compensation or reimbursement for expenses and
32 serve as volunteers of the council.

33 (8) The council shall submit an annual report to the [*State Board of Education, the State Board*
34 *of Higher Education*] **Chief Education Office** and the Legislative Assembly on the progress made
35 toward achieving the goals described in subsection (2) of this section and the distribution of funds
36 under the STEM Investment Grant Program.

37 **SECTION 17.** ORS 327.800, as amended by section 5, chapter 660, Oregon Laws 2013, is
38 amended to read:

39 327.800. (1) The [*State Board of Education*] **Chief Education Office** shall design and implement
40 programs that make strategic investments to:

41 (a) Advance the educational goals of this state, as described in ORS 351.009;

42 (b) Improve the employability of graduates from Oregon public schools;

43 (c) Close the achievement gap that exists between historically underserved student groups, as
44 defined by the board by rule;

45 (d) Assist public education in all regions of this state;

1 (e) Promote collaboration and alignment among early childhood service providers, school dis-
2 tricts, community colleges, public universities and employers;

3 (f) Leverage private, public and community resources;

4 (g) Engage parents and child care providers, support families and motivate students;

5 (h) Develop and disseminate evidence-based models and best practices that are likely to improve
6 student outcomes;

7 (i) Collect data to monitor student progress; and

8 (j) Establish networks that allow for the replication of successful practices across this state.

9 (2) The distribution and administration of all moneys that are used for strategic investments
10 made as provided by this section and ORS 327.810, 327.815 and 327.820 must be guided by the pur-
11 poses described in subsection (1) of this section.

12 (3) Any recipient of moneys distributed as a strategic investment must provide separate ac-
13 counting for the moneys and may use the moneys only for the purpose for which the moneys are
14 provided.

15 (4)(a) The *[board]* **office** shall establish requirements for the programs implemented under this
16 section that are consistent with this section and with ORS 327.810, 327.815 and 327.820.

17 (b) The *[board]* **office** shall develop timelines, performance measures and other requirements
18 related to the accumulation and evaluation of data collected in relation to a program that receives
19 moneys as a strategic investment. The performance measures shall include progress toward the goals
20 established in ORS 351.009 and other key student education outcomes established by the *[board]*
21 **office**.

22 (5) The State Board of Education, the Oregon Student Access Commission, *[and]* the Oregon
23 Arts Commission **and the Chief Education Office** may adopt any rules necessary for the agencies
24 they oversee to perform any of the duties assigned to them under this section. Any rules adopted
25 by the Oregon Student Access Commission or the Oregon Arts Commission must be consistent with
26 this section and actions taken by the *[State Board of Education]* **Chief Education Office** to imple-
27 ment this section.

28 **SECTION 18.** ORS 327.810, as amended by section 6, chapter 660, Oregon Laws 2013, is
29 amended to read:

30 327.810. (1) The *[State Board of Education]* **Chief Education Office** shall establish the Oregon
31 Early Reading Program to:

32 (a) Improve the readiness of children preparing to enter into kindergarten; and

33 (b) Improve the reading proficiency of students by the time the students complete the third
34 grade.

35 (2) To accomplish the purposes of the Oregon Early Reading Program, moneys shall be distrib-
36 uted for strategic investments that advance at least one of the following missions:

37 (a) Encouraging early reading and involving parents, child care providers and the community in
38 ensuring that children have an early start at reading.

39 (b) Expanding the amount of time spent reading, adult support, the availability of reading ma-
40 terials, cultural relevance and the level of enjoyment that literacy brings.

41 (c) Providing differentiated instruction to assist students with reading in early grades.

42 (3) Strategic investment moneys distributed as provided by this section shall be as follows:

43 (a) To the Early Learning Council for the purposes of:

44 (A) Creating materials and curriculum that promote early literacy; and

45 (B) Distributing moneys to libraries, providers of early childhood services, nonprofit organiza-

1 tions, school districts and public schools to provide families and child care providers with the re-
2 sources necessary to encourage reading at home or to expand access to libraries.

3 (b) To the Department of Education for the purposes of:

4 (A) Extending or expanding reading opportunities in public schools that meet criteria estab-
5 lished by the [board] **office** by providing adult support, programs offered during nonschool hours or
6 increased access to technology; and

7 (B) Increasing the number of school districts that participate in a network in this state that is
8 designed to support school districts in implementing high-quality reading instruction and protocols
9 that identify, support and serve students who are at risk for not reading at grade level early and
10 effectively.

11 (c) To the [State Board of Education] **Chief Education Office** to develop a statewide approach
12 to early reading awareness.

13 (d) To the State Library to expand the Ready to Read program.

14 **SECTION 19.** ORS 327.815, as amended by section 7, chapter 660, Oregon Laws 2013, is
15 amended to read:

16 327.815. (1) The [State Board of Education] **Chief Education Office** shall establish the Guidance
17 and Support for Post-Secondary Aspirations Program to:

18 (a) Increase the number of students in the ninth grade who are making satisfactory progress
19 toward a high school diploma, a modified diploma or an extended diploma; and

20 (b) Increase the number of students who earn a high school diploma, a modified diploma or an
21 extended diploma and who enroll in a post-secondary institution of higher education.

22 (2) To accomplish the purposes of the Guidance and Support for Post-Secondary Aspirations
23 Program, moneys shall be distributed for strategic investments that advance at least one of the fol-
24 lowing missions:

25 (a) Supporting comprehensive systems of monitoring and support for struggling students.

26 (b) Ensuring that middle and high school students who had not considered enrolling in post-
27 secondary education are directed toward, and able to access, post-secondary education opportunities
28 that match their interests and abilities.

29 (3) Strategic investment moneys distributed as provided by this section shall be as follows:

30 (a) To the Oregon Student Access Commission for the purposes of supporting an expansion of
31 Access to Student Assistance Programs in Reach of Everyone (ASPIRE) in public middle schools,
32 public high schools and community-based sites across this state.

33 (b) To the Department of Education for the purposes of:

34 (A) Distributing moneys to school districts and nonprofit organizations to implement compre-
35 hensive systems for monitoring progress and providing individualized planning, mentoring, tutoring
36 or other support services to students in grades 6 through 10 who are not making satisfactory
37 progress toward a high school diploma, a modified diploma or an extended diploma.

38 (B) Creating a scholarship fund aimed at increasing access for underserved students to post-
39 secondary institutions by paying for first-year college courses or accelerated college credit pro-
40 grams.

41 (c) To the Department of Community Colleges and Workforce Development for the purpose of
42 distributing moneys to school districts, public schools, post-secondary institutions and nonprofit or-
43 ganizations to educate and engage underserved or first-generation college-bound students and their
44 families through counseling programs, parent advocacy, parent education, college visits, college ini-
45 tiatives and assistance with obtaining financial aid.

1 **SECTION 20.** ORS 327.820, as amended by section 8, chapter 660, Oregon Laws 2013, is
2 amended to read:

3 327.820. (1) The [*State Board of Education*] **Chief Education Office** shall establish the Con-
4 necting to the World of Work Program to:

- 5 (a) Increase students' proficiency in science, technology, engineering and mathematics; and
- 6 (b) Connect students to the world of work.

7 (2) To accomplish the purposes of the Connecting to the World of Work Program, moneys shall
8 be distributed for strategic investments that advance the following missions:

9 (a) Collaborating with other public entities to develop and implement a long-term strategy that
10 advances state educational goals related to science, technology, engineering and mathematics.

11 (b) Providing investments in programs that engage underserved students in science, technology,
12 engineering or mathematics or in career and technical education.

13 (c) Developing consortiums of school districts and post-secondary institutions of higher educa-
14 tion committed to developing innovative and flexible pathways for students in grades 6 through 12
15 and in community colleges.

16 (3) Strategic investment moneys distributed as provided by this section shall be as follows:

17 (a) To the Department of Education for the purposes of:

18 (A) Distributing moneys to school districts, post-secondary institutions and nonprofit organiza-
19 tions to create regional networks, or expand upon existing regional networks, to support science,
20 technology, engineering and mathematics and career and technical education.

21 (B) Distributing moneys to school districts, public schools, post-secondary institutions and
22 nonprofit organizations to develop public schools focused on science, technology, engineering and
23 mathematics and arts-related industries to serve middle school, high school and community college
24 students.

25 (C) Distributing moneys to school districts, public schools, post-secondary institutions and
26 nonprofit organizations to increase learning opportunities in science, technology, engineering and
27 mathematics, the arts and career and technical education.

28 (D) Distributing moneys to consortiums that include at least three school districts, at least one
29 education service district, at least one community college and at least one public or private post-
30 secondary institution to design and deliver individualized, innovative and flexible ways of delivering
31 content, awarding high school and college credit and providing development education for students
32 in high school or in the first two years of post-secondary education.

33 (b) To the Oregon Arts Commission for the purpose of distributing moneys to school districts,
34 public schools, post-secondary institutions and nonprofit organizations to increase opportunities for
35 students to connect with the arts and arts-related industries.

36 **SECTION 21.** ORS 342.208, as amended by section 4, chapter 286, Oregon Laws 2013, is
37 amended to read:

38 342.208. (1) The [*State Board of Education*] **Chief Education Office** shall develop model career
39 pathways for educational assistants, as defined in ORS 342.120, to become licensed teachers. The
40 model career pathways must take into consideration the skills and experience attained by an edu-
41 cational assistant.

42 (2) The model career pathways must identify:

43 (a) The minimum requirements for an educational assistant to participate in a career pathway,
44 including the requirement that the educational assistant have attained at least an associate degree
45 and be currently employed by a school district or an education service district.

1 (b) Guidelines for school districts, education service districts and institutions of higher educa-
2 tion to collaborate to assist an educational assistant who is participating in a career pathway.

3 **SECTION 22.** ORS 342.350 is amended to read:

4 342.350. (1) There is created a Teacher Standards and Practices Commission consisting of 17
5 members appointed by the Governor subject to confirmation by the Senate in the manner provided
6 in ORS 171.562 and 171.565.

7 (2) The term of office of a member is three years. Before the expiration of the term of a member,
8 the Governor shall appoint a successor to assume the duties on January 1 next following. A member
9 is eligible for reappointment but only for one additional term. In case of a vacancy for any cause,
10 the Governor shall make an appointment to become immediately effective for the unexpired term.

11 (3) Any member who through change of employment standing or other circumstances no longer
12 meets the criteria for the position to which the member was appointed shall no longer be eligible
13 to serve in that position, and the position on the commission shall become vacant 60 days following
14 the member's change in circumstances.

15 (4) **The commission shall coordinate and collaborate with the Chief Education Office as**
16 **provided by section 1, chapter 519, Oregon Laws 2011.**

17 **SECTION 23.** ORS 342.410 is amended to read:

18 342.410. The Teacher Standards and Practices Commission shall appoint a qualified person as
19 executive director and may, subject to the State Personnel Relations Law, employ persons to provide
20 such service as the commission shall require. **The executive director shall coordinate with the**
21 **Chief Education Officer as provided by section 2, chapter 519, Oregon Laws 2011.**

22 **SECTION 24.** ORS 342.443, as amended by section 5, chapter 778, Oregon Laws 2013, is
23 amended to read:

24 342.443. (1) The [*Education and Workforce Policy Advisor*] **Chief Education Office** shall report
25 biennially to the Legislative Assembly longitudinal data on the number and percentage of:

- 26 (a) Minority students enrolled in community colleges;
- 27 (b) Minority students applying for admission to public universities listed in ORS 352.002;
- 28 (c) Minority students accepted in public universities;
- 29 (d) Minority students graduated from public universities;
- 30 (e) Minority candidates seeking to enter public teacher education programs in this state;
- 31 (f) Minority candidates admitted to public teacher education programs;
- 32 (g) Minority candidates who have completed approved public teacher education programs;
- 33 (h) Minority candidates receiving Oregon teaching licenses based on preparation in this state
34 and preparation in other states;
- 35 (i) Minority teachers who are newly employed in the public schools in this state; and
- 36 (j) Minority teachers already employed in the public schools.

37 (2) The [*advisor*] **office** also shall report comparisons of minorities' and nonminorities' scores
38 on basic skills, pedagogy and subject matter tests.

39 (3) The Oregon University System, the public universities with governing boards listed in ORS
40 352.054, the Department of Education, the Teacher Standards and Practices Commission, community
41 colleges and school districts shall cooperate with the [*advisor*] **office** in collecting data and pre-
42 paring the report.

43 **SECTION 25.** ORS 342.950, as amended by section 2, chapter 661, Oregon Laws 2013, is
44 amended to read:

45 342.950. (1) The Network of Quality Teaching and Learning is established. The network consists

1 of the [*Department of Education*] **Chief Education Office** and public and private entities that receive
2 funding as provided by this section to accomplish the purposes of the network described in sub-
3 section (2) of this section.

4 (2) The purposes of the network are the following:

5 (a) To enhance a culture of leadership and collaborative responsibility for advancing the pro-
6 fession of teaching among providers of early learning services, teachers and administrators in
7 kindergarten through grade 12, education service districts and teacher education institutions.

8 (b) To strengthen and enhance existing evidence-based practices that improve student achieve-
9 ment, including practices advanced by or described in ORS 329.788 to 329.820, 329.822, 329.824,
10 329.838, 342.433 to 342.449 and 342.805 to 342.937.

11 (c) To improve recruitment, preparation, induction, career advancement opportunities and sup-
12 port of educators.

13 (3) To accomplish the purposes of the network described in subsection (2) of this section, the
14 Department of Education, subject to the direction and control of the [*Superintendent of Public In-*
15 *struction*] **Chief Education Officer**, shall distribute funding as follows:

16 (a) To school districts, schools, nonprofit organizations, post-secondary institutions and consor-
17 tiums that are any combination of those entities for the purpose of supporting the implementation
18 of common core state standards.

19 (b) To school districts and nonprofit organizations for the purposes of complying with the core
20 teaching standards adopted as provided by ORS 342.856 and complying with related standards pre-
21 scribed by federal law.

22 (c) To school districts and nonprofit organizations for the purpose of providing teachers with
23 opportunities for professional collaboration and professional development and for the pursuit of ca-
24 reer pathways in a manner that is consistent with the School District Collaboration Grant Program
25 described in ORS 329.838.

26 (d) To school districts and nonprofit organizations for the purpose of providing beginning
27 teachers and administrators with mentors in a manner that is consistent with the beginning teacher
28 and administrator mentorship program described in ORS 329.788 to 329.820.

29 (e) To school districts for the purposes of obtaining assessments and developing professional
30 development plans to meet school improvement objectives and educator needs.

31 (f) To school districts, nonprofit organizations and post-secondary institutions for the purpose
32 of closing achievement gaps by providing and improving the effectiveness of professional develop-
33 ment, implementing data-driven decision making, supporting practice communities and implementing
34 culturally competent practices.

35 (g) To school districts and nonprofit organizations for the purposes of developing and engaging
36 in proficiency-based or student-centered learning practices and assessments.

37 (h) To school districts, nonprofit organizations and post-secondary institutions for the purposes
38 of strengthening educator preparation programs and supporting the development and sustainability
39 of partnerships between providers of early learning services, public schools with any grades from
40 kindergarten through grade 12 and post-secondary institutions.

41 (i) To providers of early learning services, nonprofit organizations and post-secondary insti-
42 tutions for the purposes of providing professional development and supporting providers of early
43 learning services with opportunities for professional collaboration and advancement.

44 (4) The [*Department of Education*] **Chief Education Office** shall support the network by:

45 (a) Conducting and coordinating research to determine best practices and evidence-based mod-

1 els.

2 (b) Working with educator preparation programs to ensure ongoing collaboration with education
3 providers.

4 (c) Supporting programs that help to achieve the goal of the Minority Teacher Act of 1991 as
5 described in ORS 342.437.

6 (d) Creating and supporting a statewide plan for increasing the successful recruitment of high-
7 ability and culturally diverse candidates to work in high-need communities and fields.

8 **(5) The Department of Education shall support the network by:**

9 [(e)] (a) Developing a system that ensures statewide dissemination of best practices and
10 evidence-based models.

11 [(f)] (b) Supporting the development and implementation of standards-based curriculum, high-
12 leverage practices and assessments that promote student learning and improve outcomes for stu-
13 dents learning English as a second language and for students with disabilities.

14 [(g)] (c) Administering the distribution of funding as described in subsection (3) of this section.

15 [(5)] (6) The [*State Board of Education*] **Chief Education Office** shall develop processes to es-
16 tablish the network and ensure the accountability of the network. The processes must ensure that
17 the network:

18 (a) Gives preference to entities that have demonstrated success in improving student outcomes.

19 (b) Delivers services for the benefit of all regions of this state.

20 (c) Is accountable for improving education outcomes identified by the [*State Board of Education,*
21 *contained in achievement compacts*] **Chief Education Office** or set forth in ORS 351.009.

22 (d) Includes and connects education providers and leaders from pre-kindergarten through post-
23 secondary education.

24 [(6)] (7) No more than two percent of all moneys received for the purposes of this section may
25 be expended by the **Chief Education Office or the** Department of Education for administrative
26 costs incurred under this section. For the purpose of this subsection, technical assistance and direct
27 program services provided to school districts and nonprofit organizations are not considered ad-
28 ministrative costs.

29 [(7)] (8) The State Board of Education may adopt any rules necessary for the Department of
30 Education to support the network and perform any duties assigned to the department under this
31 section **or assigned to the department by the Chief Education Office**. Any rules adopted by the
32 State Board of Education must be consistent with this section **and with actions taken by the Chief**
33 **Education Office to implement this section.**

34 **SECTION 26.** ORS 351.203 is amended to read:

35 351.203. The State Board of Higher Education and the public universities with governing boards
36 listed in ORS 352.054 shall cooperate with the Chief Education Officer [*of the Oregon Education In-*
37 *vestment Board*] in the development of a state comprehensive education plan including post-
38 secondary education and in review of the board's programs and budget. The board and the public
39 universities with governing boards listed in ORS 352.054 shall submit in timely fashion to the Chief
40 Education Officer the data as is appropriate in a form prescribed by the officer.

41 **SECTION 27.** ORS 351.663, as amended by sections 1 and 2, chapter 85, Oregon Laws 2014, is
42 amended to read:

43 351.663. (1) The Engineering and Technology Industry Council is established. A majority of the
44 council members are representatives of high technology companies in Oregon. The council shall be
45 consulted on the work plans and resource allocations for engineering education.

1 (2) The council shall establish criteria and measurements that will be used for determining in-
2 vestments made from the Engineering and Technology Industry Fund established under section 8,
3 chapter 85, Oregon Laws 2014.

4 (3) The criteria and measurements established by the council include:

5 (a) Responding to the urgent engineering educational needs of Oregon's fast growing high tech-
6 nology industry.

7 (b) Increasing this state's faculty and program capacity to meet the graduate level, professional
8 education needs of engineers working in Oregon's high technology industry through investments in
9 public and private institutions.

10 (c) Creating additional opportunities for Oregonians to pursue education in electrical engineer-
11 ing, computer engineering and other engineering disciplines critical to the advancement of Oregon's
12 high technology industry.

13 (d) Investing relatively scarce state financial resources to:

14 (A) Address the high technology industry's most demonstrated and pressing needs;

15 (B) Produce the greatest amount of educational benefits with the least short-term and long-term
16 costs to the public;

17 (C) Avoid duplicating existing public or private resources; and

18 (D) Leverage existing and future private resources for the public benefit.

19 (e) Making all investments in public and private institutions through performance-based con-
20 tracts with measurable outcomes in order to ensure strong linkage between the most urgent engi-
21 neering education needs and implemented solutions.

22 (f) Maximizing the leverage of state investment funds to build faculty and program capacity and
23 share existing and new faculty and program resources.

24 (4) Priority is given to investments where private financial resources from Oregon high tech-
25 nology companies or individuals with significant interests in the growth of high technology in
26 Oregon are made available to augment public funds.

27 (5) The council must submit biennial performance reviews of all investments made to improve
28 engineering education with public funds in public and private institutions. The reviews must be
29 submitted to the Higher Education Coordinating Commission **and the Chief Education Office**.

30 **SECTION 28.** ORS 351.725, as amended by section 11, chapter 36, Oregon Laws 2012, is
31 amended to read:

32 351.725. (1) The Higher Education Coordinating Commission shall appoint an executive director
33 to serve at the pleasure of the commission.

34 (2) The appointment of the executive director must be by written order, filed with the Secretary
35 of State.

36 (3) Subject to any applicable provisions of ORS chapter 240, the executive director shall appoint
37 all subordinate officers and employees of the commission, prescribe their duties and fix their com-
38 pensation.

39 **(4) The executive director shall coordinate with the Chief Education Officer as provided**
40 **by section 2, chapter 519, Oregon Laws 2011.**

41 **SECTION 29.** ORS 351.735, as amended by section 2, chapter 83, Oregon Laws 2014, and
42 sections 1 and 2, chapter 113, Oregon Laws 2014, is amended to read:

43 351.735. (1) As used in this section, 'student access programs' means scholarship, loan, grant and
44 access programs described in ORS chapter 348.

45 (2) The Higher Education Coordinating Commission shall be guided by the legislative findings

1 in ORS 341.009, 351.001 and 351.003 and the goals and mission of post-secondary education set forth
2 in ORS 351.006 and 351.009.

3 (3) The Higher Education Coordinating Commission shall:

4 (a) Develop state goals [*and associated achievement compacts*] for the state post-secondary edu-
5 cation system, including community colleges and public universities listed in ORS 352.002, and for
6 student access programs.

7 (b) Determine strategic investments in the state's community colleges, public universities and
8 student access programs necessary to achieve state post-secondary education goals.

9 (c) Coordinate the post-secondary elements of data collection and structure, with the advice and
10 recommendation of the state's independent institutions, community colleges and public universities,
11 as appropriate, in order to construct a state longitudinal data system.

12 (d) Adopt a strategic plan for achieving state post-secondary education goals, taking into con-
13 sideration the contributions of this state's independent institutions, philanthropic organizations and
14 other organizations dedicated to helping Oregonians reach state goals. State post-secondary educa-
15 tion goals as described in this section should include, but need not be limited to:

16 (A) Increasing the educational attainment of the population;

17 (B) Increasing this state's global economic competitiveness and the quality of life of its resi-
18 dents;

19 (C) Ensuring affordable access for qualified Oregon students at each college or public university;

20 (D) Removing barriers to on-time completion; and

21 (E) Tracking progress toward meeting the state's post-secondary education goals established in
22 the strategic plan described in this paragraph.

23 (e)(A) Each biennium, after receiving funding requests from the state's community colleges and
24 public universities as authorized by law, recommend to the Governor a consolidated higher educa-
25 tion budget request aligned with the strategic plan described in subsection (3)(d) of this section, in-
26 cluding appropriations for:

27 (i) Student access programs;

28 (ii) Public universities listed in ORS 352.002, including but not limited to education and general
29 operations, statewide public services and state-funded debt service;

30 (iii) Community colleges, including but not limited to education and general operations and
31 state-funded debt service;

32 (iv) New facilities or programs;

33 (v) Capital improvements and deferred maintenance; and

34 (vi) Special initiatives and investments.

35 (B) In the development of the consolidated higher education budget request:

36 (i) Determine the costs necessary to provide quality post-secondary education;

37 (ii) Solicit input from educators, education policy experts, appropriate legislative committees,
38 students and other persons interested in the development of the funding model; and

39 (iii) Solicit public input regarding educational priorities.

40 (f) Adopt rules governing the distribution of appropriations from the Legislative Assembly to
41 community colleges, public universities listed in ORS 352.002 and student access programs. These
42 rules must be based on allocation formulas developed in consultation with the state's community
43 colleges and public universities, as appropriate.

44 (g) Approve or disapprove any significant change to the academic program of a community col-
45 lege or a public university listed in ORS 352.002. In reaching a decision under this paragraph, the

1 commission shall consider the recommendation from the community college or public university
2 seeking to make the change to an academic program that is issued pursuant to the obligation of the
3 governing board of a community college or public university to review and approve academic pro-
4 grams. The commission shall ensure that approved programs:

5 (A) Are consistent with the mission statement of the community college or public university;

6 (B) Do not unnecessarily duplicate academic programs offered by Oregon's other community
7 colleges or public universities;

8 (C) Are not located in a geographic area that will cause undue hardship to Oregon's other
9 community colleges or public universities; and

10 (D) Are allocated among Oregon's community colleges and public universities to maximize the
11 achievement of statewide needs and requirements.

12 (h) For public universities listed in ORS 352.002:

13 (A) Approve the mission statement adopted by a governing board of a public university or by
14 the State Board of Higher Education.

15 (B) Review and determine whether a proposed annual increase of resident undergraduate en-
16 rollment fees, as described in ORS 351.063, of greater than five percent is appropriate.

17 (C) Advise the Governor and the Legislative Assembly on issues of university governance.

18 (D) Approve and authorize degrees.

19 (i) Authorize degrees to be offered by independent post-secondary institutions in this state under
20 ORS 348.594 to 348.615.

21 (j) Oversee the licensing of career schools under ORS 345.010 to 345.450.

22 (k) Have the authority to enter into and administer interstate agreements regarding the pro-
23 vision of post-secondary distance education. The participation by an educational institution that is
24 not based in this state in distance learning courses or programs that are part of an interstate
25 agreement entered into and administered under this paragraph does not constitute operating in this
26 state for purposes of ORS 348.594 to 348.615. The commission, by rule, may impose a fee on any
27 educational institution that seeks to operate under or participate in such interstate agreements. The
28 fee amount shall be established to recover designated expenses incurred by the commission in par-
29 ticipating in such agreements.

30 **(L) Coordinate and collaborate with the Chief Education Office as provided by section 1,**
31 **chapter 519, Oregon Laws 2011.**

32 (4) In addition to the duties described in subsections (2) and (3) of this section, the Higher Ed-
33 ucation Coordinating Commission shall advise the Legislative Assembly, the Governor, community
34 colleges, public universities and other state boards and commissions on policies in order to:

35 (a) Ensure or improve access to higher education by diverse and underserved populations.

36 (b) Encourage student success and completion initiatives.

37 (c) Improve the coordination of the provision of educational services, including:

38 (A) Transfers and coenrollment throughout the higher education system;

39 (B) Accelerated college credit programs for high school students;

40 (C) Applied baccalaureate and other transfer degrees;

41 (D) Programs and grants that span multiple institutions; and

42 (E) Reciprocity agreements with other states.

43 (d) In coordination with the State Board of Education, enhance the use and quality of dual
44 credit, career and technical pathways and efforts to create a culture of college attendance in this
45 state.

1 (e) In coordination with the State Workforce Investment Board, local workforce investment
2 boards, the Oregon Health and Science University and independent institutions, ensure that the
3 state's colleges and universities offer programs in high-demand occupations that meet Oregon's
4 workforce needs.

5 (f) Improve economies of scale by encouraging and facilitating the use of the shared services
6 among post-secondary institutions in this state.

7 (5) The Higher Education Coordinating Commission, in a manner consistent with ORS chapter
8 183, may adopt administrative rules.

9 (6) With the exception of the rulemaking authority granted in subsection (5) of this section, the
10 Higher Education Coordinating Commission may delegate any of its powers, duties or functions to
11 a committee of the commission or to the executive director of the commission.

12 (7) The Higher Education Coordinating Commission may establish technical or advisory com-
13 mittees to assist the commission in exercising its powers, duties and functions.

14 (8) The Higher Education Coordinating Commission may exercise only powers, duties and func-
15 tions expressly granted by the Legislative Assembly. Except as otherwise expressly provided by law,
16 all other authorities reside at the institutional level with the respective boards of the post-secondary
17 institutions.

18 **SECTION 30.** ORS 352.061 is amended to read:

19 352.061. (1) On an annual basis, the Higher Education Coordinating Commission shall submit to
20 the Legislative Assembly an evaluation of each university with a governing board. The commission
21 may make recommendations to the Legislative Assembly regarding the ability of the university to
22 meet academic goals and fulfill its fiduciary responsibilities.

23 (2) The evaluation must include:

24 (a) A report on the university's achievement of outcomes, measures of progress, goals and tar-
25 gets [*as described in the university's achievement compact with the Oregon Education Investment*
26 *Board*];

27 (b) An assessment of the university's progress toward achieving the mission of all education
28 beyond high school as described in ORS 351.009; and

29 (c) An assessment as to how well the establishment of a governing board at the university
30 comports with the findings set forth in ORS 352.025.

31 **SECTION 31.** ORS 352.089 is amended to read:

32 352.089. [(1) *A university with a governing board shall enter into an achievement compact with the*
33 *Oregon Education Investment Board for each fiscal year.*]

34 [(2)] (1) [*The governing board*] **A university with a governing board** shall adopt a mission
35 statement for the university, and shall forward the statement to an office designated by the Higher
36 Education Coordinating Commission as being responsible for university coordination.

37 [(3)] (2) A university with a governing board shall submit any significant change in the
38 university's academic programs to an office designated by the Higher Education Coordinating Com-
39 mission as being responsible for university coordination. The office shall establish a process for re-
40 viewing the program change and submitting it to the Higher Education Coordinating Commission for
41 approval. The commission shall establish, by rule, what constitutes a significant change to a
42 university's academic program. The commission shall further ensure that approved programs:

43 (a) Are consistent with the mission statement of the university;

44 (b) Do not unnecessarily duplicate academic programs offered by Oregon's other public univer-
45 sities;

1 (c) Are not located in a geographic area that will cause undue hardship to Oregon's other public
2 universities; and

3 (d) Are allocated among Oregon's public universities to maximize the achievement of statewide
4 needs and requirements.

5 [(4)(a)] (3)(a) On or before April 1 of each even-numbered year, each university listed in ORS
6 352.002 must submit to an office designated by the Higher Education Coordinating Commission as
7 being responsible for university coordination a funding request applicable to the biennium beginning
8 on July 1 of the following year. On or before May 1 of each even-numbered year, the office shall
9 consolidate the funding requests from public universities listed in ORS 352.002 and submit the con-
10 solidated funding requests to the commission.

11 (b) Pursuant to ORS 351.052, the Higher Education Coordinating Commission shall submit a
12 funding request to the Governor on behalf of all public universities listed in ORS 352.002.

13 (c) The Governor's biennial budget submitted to the Legislative Assembly may include funding
14 requests from public universities, including universities with governing boards.

15 [(5)] (4) As part of a funding request submitted under subsection [(4)] (3) of this section, a uni-
16 versity with a governing board may request, and appropriations may include, funding for education
17 and general operations, statewide public services, state-funded debt service, capital improvements,
18 deferred maintenance, special initiatives and investments. Any moneys appropriated to pay debt
19 service for state bonds must be held by the State Treasurer pursuant to an agreement entered into
20 by the State Treasurer and a university with a governing board under ORS 352.135 (2).

21 [(6)] (5) A public university listed in ORS 352.002 that wishes to request the issuance of state
22 bonds, including a university with a governing board that elects to remain eligible to receive pro-
23 ceeds of state bonds under ORS 351.369, must make a request to this effect to an office designated
24 by the Higher Education Coordinating Commission as being responsible for university coordination.
25 The office shall establish a process for reviewing the request to issue state bonds and submit the
26 request to the commission. The commission shall decide whether, and in what manner, to make a
27 request for the issuance of state bonds to the Legislative Assembly.

28 [(7)(a)] (6)(a) Each public university listed in ORS 352.002, including universities with governing
29 boards, shall respond to a request for data from the Legislative Assembly or other state body by
30 submitting the requested information to an office designated by the Higher Education Coordinating
31 Commission as being responsible for university coordination. The office shall consolidate the data
32 received from public universities and provide the data to the commission. The commission shall be
33 responsible for providing the data to the Legislative Assembly or other requesting entity.

34 (b) As used in this subsection, 'data' means any information that, as of August 14, 2013, is col-
35 lected by an office designated by the Higher Education Coordinating Commission as being respon-
36 sible for university coordination from each university and reported to the Legislative Assembly or
37 any other state entity, including but not limited to retention and graduation rates and demographic
38 information on students.

39 **SECTION 32.** ORS 417.796, as amended by section 8, chapter 37, Oregon Laws 2012, is amended
40 to read:

41 417.796. (1) As the state advisory council for purposes of the federal Head Start Act, the Early
42 Learning Council shall:

43 (a) Conduct a periodic statewide needs assessment concerning the quality and availability of
44 early childhood education and development programs and services for children from birth to school
45 age, including an assessment of the availability of high-quality prekindergarten services for low-

1 income children in this state.

2 (b) Identify opportunities for, and barriers to, collaboration and coordination among federally
3 funded and state-funded child care and early childhood education and development programs and
4 services, including collaboration and coordination among state agencies responsible for administer-
5 ing those programs and services.

6 (c) Develop recommendations for increasing the overall participation of children in existing
7 federal, state and local early childhood education and development programs and services, including
8 outreach to underrepresented and special populations.

9 (d) Develop recommendations for establishing a unified data collection system for public early
10 childhood education and development programs and services throughout this state.

11 (e) Develop recommendations regarding statewide professional development and career ad-
12 vancement plans for providers of early childhood education and development programs and services
13 in this state.

14 (f) Assess the capacity and effectiveness of two-year and four-year public and private institutions
15 of higher education in this state in supporting the development of early childhood educators, in-
16 cluding the extent to which the institutions have articulation agreements, professional development
17 and career advancement plans, and internships or other training opportunities that allow students
18 to spend time with children enrolled in the federal Head Start program or another prekindergarten
19 program. The assessment conducted under this paragraph must be conducted in coordination with
20 appropriate higher education governance bodies, **as identified by the Chief Education Office.**

21 (g) Make recommendations for improvements in state early learning standards and undertake
22 efforts to develop high-quality comprehensive early learning standards when appropriate.

23 (2) The council shall hold public hearings and provide an opportunity for public comment in
24 relation to the actions described in subsection (1) of this section.

25 (3)(a) The council shall submit an annual statewide strategic report addressing the activities
26 described in subsection (1) of this section to the State Director of Head Start Collaboration, **the**
27 **Chief Education Office**, the Legislative Assembly and the Governor.

28 (b) Following submission of a statewide strategic report described in paragraph (a) of this sub-
29 section, the council may meet periodically to review the implementation of the recommendations in
30 the report and to review any changes in state or local needs.

31 **SECTION 33.** ORS 417.847, as amended by section 5, chapter 623, Oregon Laws 2013, is
32 amended to read:

33 417.847. (1) The Youth Development Council is established.

34 (2) The council is established for the purpose of overseeing a unified system that provides ser-
35 vices to school-age children through youth 20 years of age in a manner that supports educational
36 success, focuses on crime prevention, reduces high risk behaviors and is integrated, measurable and
37 accountable. The council shall provide direction to the Youth Development Division.

38 (3) The council consists of no fewer than 15 members who are appointed by the Governor. The
39 Governor shall ensure that membership of the council satisfies any federal requirements for mem-
40 bership of a state advisory committee on juvenile justice.

41 (4) The council shall:

42 (a) Determine the availability of funding to support community-based youth development pro-
43 grams, services and initiatives with demonstrated outcomes and strategic objectives established by
44 the council by rule.

45 (b) Prioritize funding for services related to:

1 (A) The prevention of and intervention in the risk factors that lead to juvenile delinquency and
2 the promotion of protective factors that improve the health and well-being of children and youth,
3 as supported by evidence-based program models and other research-based models; and

4 (B) The prevention of and intervention in gang violence and gang involvement.

5 (5) The council may:

6 (a) Enter into performance-based intergovernmental agreements with regional and county enti-
7 ties, and tribal governments, to contract for the provision of youth development programs, services
8 and initiatives that will achieve demonstrated outcomes and strategic objectives established by the
9 council by rule.

10 (b) Determine the means by which services to children and youth may be provided effectively
11 and efficiently across multiple programs to improve the academic and social outcomes of children
12 and youth.

13 (c) Assess state programs and services related to youth development and training, and identify
14 methods by which programs and services may be coordinated or consolidated.

15 (d) Establish common academic and social indicators to support attainment of goals established
16 by the council.

17 (e) Establish common program outcome measurements and coordinate data collection across
18 multiple programs and services.

19 (f) Ensure implementation of best practices that:

20 (A) Are evidence based;

21 (B) Are culturally, gender and age appropriate;

22 (C) Address individual risk factors;

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

24 (E) Include tribal best practices.

25 (6) The Governor may designate one member of the council to serve as the chairperson or, if the
26 Governor chooses not to designate a chairperson, the council may elect one of its members to serve
27 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 **(8) The council shall coordinate and collaborate with the Chief Education Office as pro-
31 vided by section 1, chapter 519, Oregon Laws 2011.**

32 **SECTION 34.** ORS 417.852 is amended to read:

33 417.852. (1) The Youth Development Division is established in the Department of Education. The
34 purpose of the division is to ensure that services are provided to school-age children through youth
35 20 years of age in a manner that supports educational success, focuses on crime prevention, reduces
36 high risk behaviors and is integrated, measurable and accountable.

37 (2) The division shall function under the direction and control of the Youth Development
38 Council with the Youth Development Director serving as the administrative officer. **The director
39 shall coordinate with the Chief Education Officer as provided by section 2, chapter 519,
40 Oregon Laws 2011.**

41 **SECTION 35.** ORS 660.324, as amended by section 6, chapter 49, Oregon Laws 2014, is amended
42 to read:

43 660.324. (1) The State Workforce Investment Board shall develop and submit to the Governor a
44 single, unified state plan that outlines a strategy, with quantitative goals, for the statewide
45 workforce investment system for the State of Oregon in accordance with section 2821 of the federal

1 Workforce Investment Act of 1998. In addition, the state plan must convey the expectations for
2 performance and the priorities for delivery of services to local workforce investment boards and
3 state workforce agencies. Upon the Governor's approval of the state plan, the Governor shall cause
4 the State Unified Workforce Plan to be delivered to the Legislative Assembly.

5 (2) The board shall develop and include in the state plan goals designed to promote Oregonians'
6 self-sufficiency. In addition to requirements under the federal Act regarding wage and other goals,
7 the state plan shall include quantifiable goals that will empower Oregonians to gain independence
8 from public assistance and move up the socioeconomic ladder.

9 (3) The board shall assist the Governor in:

10 (a) Developing Oregon's workforce investment system;

11 (b) Ensuring timely consultation and collaboration with chief elected officials, local workforce
12 investment boards and other workforce stakeholders, including but not limited to business and labor
13 organizations and organizations working with persons with disabilities, persons living at or below
14 100 percent of the federal poverty guidelines and the chronically unemployed and underemployed;

15 (c) Reviewing and approving local workforce plans;

16 (d) Developing, as required by the federal Act, allocation formulas for the distribution of funds
17 to local workforce investment areas for adult employment and training activities and for youth ac-
18 tivities that are developed by the local workforce investment boards;

19 (e) Working with local workforce investment boards to increase efficiencies and align workforce
20 programs and services with local needs;

21 (f) Recommending the duties and responsibilities of state agencies to implement the federal Act,
22 to avoid conflicts of interest and to capitalize on the experience developed by workforce partners
23 that are efficient and effective at meeting the requirements of the federal Act;

24 (g) Participating in the development of a coordinated statewide system of activities and services
25 that includes both mandatory and optional partners of the one-stop delivery system, as provided in
26 the federal Act;

27 (h) Providing for the development, accountability and continuous improvement of comprehensive
28 workforce performance measures to assess the effectiveness of the workforce investment activities
29 in this state;

30 (i) Developing a statewide employment statistics system, as described in section 15(e) of the
31 Wagner-Peyser Act (29 U.S.C. 49L-2(e)); and

32 (j) Preparing an annual report and submitting it to the United States Department of Education,
33 the United States Department of Health and Human Services and the United States Department of
34 Labor.

35 (4) The State Workforce Investment Board, in partnership with the Governor, shall establish
36 criteria for use by chief elected officials in appointing members to local workforce investment boards
37 in accordance with the requirements of section 2832 of the federal Workforce Investment Act of
38 1998. The State Workforce Investment Board shall establish the following requirements:

39 (a) To transact business at a meeting of a local workforce investment board, a quorum of mem-
40 bers must participate. A quorum shall consist of a majority of the members. At least 25 percent of
41 the members participating must be representatives of business, as described in section
42 2821(b)(1)(C)(i) of the federal Act.

43 (b) When appropriate and upon a request from the chief elected official of a county or the City
44 of Portland, the State Workforce Investment Board shall consider the county or the City of Portland
45 to be a candidate for designation as a local workforce investment area. The board shall consult with

1 the county or the City of Portland before designating it as a local workforce investment area. After
 2 considering the criteria in section 2831 of the federal Act for designating local workforce investment
 3 areas, chief elected officials may submit a request to the board to combine their units of government
 4 into a local workforce investment area. The board shall make recommendations to the Governor
 5 about the designation of local workforce investment areas. Only the Governor may designate local
 6 workforce investment areas. The Governor must show just cause for not designating a requested
 7 local workforce investment area. A county or the City of Portland may submit an appeal to the
 8 board, as provided in section 2831 of the federal Act, if the Governor does not grant the county's
 9 or the city's request to designate a local workforce investment area.

10 (5) The State Workforce Investment Board shall provide guidance and direction to local
 11 workforce investment boards in the development of local workforce plans. The State Workforce In-
 12 vestment Board shall adopt policies that:

13 (a) Require each local workforce investment board, in partnership with its chief elected officials
 14 and in accordance with section 2833 of the federal Act, to develop and submit to the Governor and
 15 the State Workforce Investment Board a strategic local workforce plan that includes, but is not
 16 limited to, performance goals; and

17 (b) Permit each local workforce investment board, in consultation with its chief elected officials:

18 (A) To determine, consistent with the requirements of the federal Act, the appropriate level of
 19 services based on the workforce needs in the local workforce investment area; and

20 (B) To certify local one-stop operators.

21 (6) The State Workforce Investment Board shall:

22 (a) Function as the primary advisory committee to the Employment Department in conjunction
 23 with the Employment Department Advisory Council established under ORS 657.695;

24 (b) Collaborate with other advisory bodies also tasked with workforce development, including
 25 but not limited to the Oregon State Rehabilitation Council, the Commission for the Blind, the State
 26 Apprenticeship and Training Council and the Higher Education Coordinating Commission;

27 (c) Work with the [*Oregon Education Investment Board*] **Chief Education Office** and the Oregon
 28 Business Development Commission to identify areas of common interest to efficiently align re-
 29 sources, recommend common strategies and provide accountability for reaching statewide goals; and

30 (d) Hold state workforce agencies and local workforce investment boards accountable for meet-
 31 ing performance goals and system outcomes.

32 (7) The State Workforce Investment Board may charter and enter into performance compacts
 33 with the local workforce investment boards.

34 **SECTION 36.** Section 5, chapter 85, Oregon Laws 2014, is amended to read:

35 **Sec. 5.** (1) An account in the Oregon Education Investment Fund established under section 3,
 36 chapter 519, Oregon Laws 2011, is established for the purpose of investments in engineering educa-
 37 tion. Notwithstanding section 3, chapter 519, Oregon Laws 2011, interest earned on moneys in the
 38 account is credited to the account.

39 (2) The [*Oregon Education Investment Board*] **Chief Education Office** shall use the moneys in
 40 the account designated by this section solely for the purpose of investing in engineering education.
 41 The [*board*] **office** shall follow the criteria and measurements established by the Engineering and
 42 Technology Industry Council in allocating moneys for investment in engineering education.

43 **SECTION 37.** Section 9, chapter 85, Oregon Laws 2014, is amended to read:

44 **Sec. 9.** (1) The account established under section 5 [*of this 2014 Act*], **chapter 85, Oregon Laws**
 45 **2014**, for investment in engineering education, within the Oregon Education Investment Fund es-

1 tablished under section 3, chapter 519, Oregon Laws 2011, is abolished.

2 (2) Any moneys remaining in the account on [*March 15, 2016,*] **June 30, 2019**, that are unex-
3 pended, unobligated and not subject to any conditions shall be transferred to the Engineering and
4 Technology Industry Fund established under section 8 [*of this 2014 Act*], **chapter 85, Oregon Laws**
5 **2014**.

6 **SECTION 38.** ORS 352.107 is amended to read:

7 352.107. (1) A university with a governing board may:

8 (a) Acquire, receive, hold, keep, pledge, control, convey, manage, use, lend, expend and invest
9 all moneys, appropriations, gifts, bequests, stock and revenue from any source.

10 (b) Borrow money for the needs of the university in such amounts and for such time and upon
11 such terms as may be determined by the university or the governing board.

12 (c) Make any and all contracts and agreements, enter into any partnership, joint venture or
13 other business arrangement and create and participate fully in the operation of any business struc-
14 ture, including but not limited to the development of business structures and networks with any
15 public or private government, nonprofit or for-profit person or entity, that in the judgment of the
16 university or the governing board is necessary or appropriate.

17 (d) Establish, collect and use charges, fines and fees for services, facilities, operations and pro-
18 grams.

19 (e) Purchase, receive, subscribe for or otherwise acquire, own, hold, vote, use, sell, mortgage,
20 lend, pledge, invest in or otherwise dispose of and deal in or with the shares, stock or other equity
21 or interests in or obligations of any other entity. The State of Oregon may not have any proprietary
22 or other interest in investments or funds referenced in this paragraph.

23 (f) Acquire, purchase, purchase on a contractual basis, borrow, receive, own, hold, control,
24 convey, sell, manage, operate, lease, lease-purchase, license, lend, invest in, issue, improve, develop,
25 use, expend and dispose of personal property, including intellectual property, of any nature, tangible
26 or intangible.

27 (g) Establish employee benefit plans of any type, subject to ORS 351.094.

28 (h) Take, hold, grant, pledge or dispose of mortgages, liens and other security interests on real
29 and personal property.

30 (i) Spend all available moneys without appropriation or expenditure limitation approval from the
31 Legislative Assembly, except for moneys received by a university with a governing board pursuant
32 to a funding request submitted under ORS 352.089 [(4)] (3) and the proceeds of state bonds issued
33 for the benefit of a university with a governing board. The proceeds of state bonds issued for the
34 benefit of a university with a governing board must be held pursuant to an agreement entered into
35 by the State Treasurer and a university with a governing board under ORS 352.135 (2). The pro-
36 visions of ORS 351.450, 351.455 and 351.460 do not apply to state bonds issued for the benefit of a
37 university with a governing board pursuant to Article XI-F(1) or XI-G of the Oregon Constitution.

38 (j) Acquire, purchase, purchase on a contractual basis, borrow, receive, own, hold, control,
39 convey, mortgage, pledge or otherwise encumber, sell, manage, operate, lease, lease-purchase, li-
40 cense, lend, invest in, improve, develop, use, expend and dispose of real property.

41 (k) Erect, construct, improve, remodel, develop, repair, maintain, equip, furnish, lease, lend,
42 convey, sell, manage, operate, use and dispose of any building, structure, land or project.

43 (L) Acquire, by condemnation or otherwise, private property that is necessary or convenient.
44 The right to acquire property by condemnation shall be exercised as provided by ORS chapter 35.

45 (m) Establish policies for the organization, administration and development of the university

1 which, to the extent set forth in those policies, shall have the force of law and may be enforced
2 through university procedures that include an opportunity for appeal and in any court of competent
3 jurisdiction.

4 (n) Sue in its own name, be sued in its own name and issue and enforce subpoenas in its own
5 name.

6 (o) Hire or retain attorneys for the provision of all legal services. A university with a governing
7 board shall reimburse the State Treasurer for legal fees incurred in connection with state bonds
8 issued at the request of the university.

9 (p) Purchase any and all insurance, operate a self-insurance program or otherwise arrange for
10 the equivalent of insurance coverage of any nature and the indemnity and defense of its officers,
11 agents and employees or other persons designated by the university.

12 (q) Subject to the procedures set forth in ORS 352.089, establish, supervise and control academic
13 and other programs, units of operation and standards, qualifications, policies and practices relating
14 to university matters such as admissions, curriculum, grading, student conduct, credits, scholarships
15 and the granting of academic degrees, certificates and other forms of recognition.

16 (r) Enforce and recover any fees, charges and fines, including but not limited to tuition and
17 mandatory enrollment fees.

18 (s) Make available and perform any and all services on such terms as the governing board
19 considers appropriate.

20 (t) Delegate and provide for the further delegation of any and all powers and duties, subject to
21 the limitations expressly set forth in law.

22 (2) The budget for a university with a governing board shall be prepared in accordance with
23 generally accepted accounting principles and adopted by the governing board in accordance with
24 ORS 192.610 to 192.710.

25 (3) A governing board or university with a governing board may perform any other acts that in
26 the judgment of the board or university are required, necessary or appropriate to accomplish the
27 rights and responsibilities granted to the board or university by law.

28 **SECTION 39.** ORS 352.135 is amended to read:

29 352.135. (1) All moneys collected or received by a university with a governing board, placed to
30 the credit of the governing board and remaining unexpended and unobligated on July 1, 2014, or the
31 date that the board is established, whichever is later, and all moneys collected or received by a
32 university with a governing board after that date, may be:

33 (a) Deposited into one or more accounts established by the board in depositories insured by the
34 Federal Deposit Insurance Corporation or the National Credit Union Share Insurance Fund, and the
35 governing board shall ensure that sufficient collateral secures any amount of funds on deposit that
36 exceeds the limits of the coverage of the Federal Deposit Insurance Corporation or the National
37 Credit Union Share Insurance Fund; or

38 (b) Held, kept, pledged, controlled, conveyed, managed, used, loaned, expended and invested as
39 set forth in ORS 352.102 and 352.107.

40 (2) Upon a request by the State Treasurer, a university with a governing board shall enter into
41 a written agreement with the state that provides for the State Treasurer to receive, hold, keep,
42 manage and invest any amounts under the control of the university that the State Treasurer deter-
43 mines should be held by the State Treasurer to provide for payment of state bonds and other state
44 obligations that are to be paid from appropriations described in ORS 352.089 [(5)] (4), revenues of
45 the university or other moneys under the control of the university. The agreement may, at the re-

1 quest of the State Treasurer, require the university to pay the costs incurred by the State Treasurer
2 in connection with entering into and carrying out the agreement.

3 (3) Upon a request by a university with a governing board, the State Treasurer may receive,
4 hold, keep, manage and invest any or all moneys, appropriations, gifts, bequests or revenues of the
5 university from any source in accordance with an agreement entered into between the State Treas-
6 urer and the university and with the policies and procedures established by the State Treasurer,
7 including the recoument of costs incurred by the State Treasurer in carrying out these tasks.

8 (4) As used in this section, 'depository' has the meaning given that term in ORS 295.001.

9 **SECTION 40.** Section 7, chapter 83, Oregon Laws 2014, is amended to read:

10 **Sec. 7.** (1) The Public University Fund is established in the State Treasury, separate and distinct
11 from the General Fund. Any interest or other investment income derived from moneys in the Public
12 University Fund is credited to the fund.

13 (2) Except for moneys otherwise designated by statute or federal law, the governing board of
14 any public university listed in ORS 352.002 may place any or all moneys received by it into the
15 Public University Fund. Once deposited in the fund, the moneys of a public university shall be
16 commingled with other moneys in the fund and are fungible, except to the extent they may be sep-
17 arately accounted for by the public university designated under subsection (3)(a) of this section.

18 (3)(a) Public universities listed in ORS 352.002 that choose to participate in the Public Univer-
19 sity Fund shall, by agreement or other structure authorized by law, designate the participating
20 public university responsible for the Public University Fund and identify any and all obligations
21 necessary for a participating public university listed in ORS 352.002 to serve as the designated re-
22 sponsible party under this subsection.

23 (b) The participating public universities shall inform the State Treasurer of the designated pub-
24 lic university responsible for the Public University Fund. The participating public universities may
25 change which participating public university is responsible for the Public University Fund.

26 (c) The State Treasurer may conclusively rely on a written instruction from the public univer-
27 sities as to the designated public university responsible for the fund.

28 (d) The designated public university shall inform the State Treasurer of the personnel authorized
29 to provide instructions to the State Treasurer with respect to moneys in the fund. The State
30 Treasurer may rely on instructions from the authorized personnel of the designated public university
31 related to the deposit, withdrawal, investment, transfer, borrowing or lending of moneys in the fund.
32 The State Treasurer is not responsible for or liable to the public universities for any error or
33 omission in the instructions the State Treasurer receives from the designated public university.

34 (4) All moneys in the Public University Fund are continuously appropriated to the public uni-
35 versity responsible for the Public University Fund, to be used only in a manner consistent with the
36 agreement or other structure authorized by law as described in subsection (3) of this section.

37 (5) The moneys in the Public University Fund may be invested as provided in ORS 293.701 to
38 293.857.

39 (6) Public universities that participate in the Public University Fund may, by agreement or other
40 structure authorized by law, direct the public university designated under subsection (3)(a) of this
41 section to establish accounts and subaccounts within the fund when the participating public uni-
42 versities determine that accounts or subaccounts are necessary or desirable. Except when otherwise
43 specified by a statute establishing an account, the participating public universities or, as appropri-
44 ate, the designated public university, may credit any interest or income derived from moneys in the
45 fund to any account or subaccount within the fund.

1 (7) Public universities that participate in the Public University Fund or, as appropriate, the
2 public university designated under subsection (3)(a) of this section, shall keep a record of all moneys
3 deposited into the fund. The record shall indicate by separate cumulative accounts and subaccounts
4 the sources from which the moneys are derived and the individual activity or program against which
5 each withdrawal is charged.

6 (8) Notwithstanding any other provision of law, public universities that participate in the Public
7 University Fund or, as appropriate, the public university designated under subsection (3)(a) of this
8 section, may transfer or lend the moneys in the fund to other participating public universities listed
9 in ORS 352.002. The Public University Fund may be a borrowing fund for purposes of ORS 293.205
10 to 293.225 and may borrow from the Oregon Short Term Fund established in ORS 293.728 or other
11 state funds. Subject to the limitations of Article XI, section 7 of the Oregon Constitution, the Public
12 University Fund may be a lending fund for purposes of ORS 293.205 to 293.225 and may lend moneys
13 to other state funds. The public university designated under subsection (3)(a) of this section shall
14 be the relevant state agency or department for whom the State Treasurer may transfer funds or with
15 whom the State Treasurer may enter into an agreement pursuant to ORS 293.205 to 293.225.

16 (9) Notwithstanding any other provision of law, ORS 293.169, 293.171, 293.353, 293.406, 293.450,
17 293.455, 293.460 and 293.465 to 293.485 apply to moneys in the Public University Fund and to checks,
18 warrants or electronic funds transfers from or to the fund. For purposes of ORS 293.169, 293.171,
19 293.353, 293.406, 293.450, 293.455, 293.460 and 293.465 to 293.485:

20 (a) The public university designated under subsection (3)(a) of this section is the relevant state
21 agency or department; and

22 (b) The personnel of the designated public university authorized to provide instructions to the
23 State Treasurer are the relevant state officers.

24 (10)(a) The State Treasurer may establish separate or commingled funds, or establish separate
25 or commingled accounts within funds established under this subsection. The State Treasurer may
26 establish separate or commingled accounts within in other funds in the State Treasury, including the
27 Oregon University System Fund established in ORS 351.506 and the Higher Education Donation
28 Fund established in ORS 351.130, to receive, hold, keep, manage or invest moneys of a university
29 with a governing board pursuant to any agreements entered into by the State Treasurer and the
30 university under ORS 352.135. The moneys in a fund or account established under this subsection
31 may be invested as provided in ORS 293.701 to 293.857 and any interest or other investment income
32 derived from the fund or account shall be credited to the fund or account. Notwithstanding the ap-
33 propriations in ORS 351.130 and 351.506, all moneys held in a fund or account established under this
34 subsection are continuously appropriated to the relevant university with a governing board that has
35 entered into an agreement with the State Treasurer under ORS 352.135 for the purpose of carrying
36 out the powers and duties of the university with a governing board or the purposes for which the
37 moneys were donated.

38 (b) Except for moneys held to provide for the payment of state bonds and other state obligations
39 described in ORS 352.089 [(5)] (4), a university with a governing board may transfer or lend the
40 moneys held in the State Treasury pursuant to any agreements entered into under ORS 352.135 to
41 other public universities listed in ORS 352.002. A fund or account in the State Treasury that holds
42 moneys of a university with a governing board pursuant to an agreement entered into under ORS
43 352.135 may be a borrowing fund for purposes of ORS 293.205 to 293.225 and may borrow from the
44 Oregon Short Term Fund established in ORS 293.728 or other state funds. Subject to the limitations
45 of Article XI, section 7 of the Oregon Constitution, a fund or account in the State Treasury that

1 holds moneys of a university with a governing board pursuant to an agreement entered into under
2 ORS 352.135 may be a lending fund for purposes of ORS 293.205 to 293.225 and may lend moneys to
3 other state funds. The university with a governing board that has entered into an agreement with
4 the State Treasurer under ORS 352.135 is the relevant state agency or department for whom the
5 State Treasurer may transfer funds or with whom the State Treasurer may enter into an agreement
6 pursuant to ORS 293.205 to 293.225.

7 (c) Notwithstanding any other provision of law, ORS 293.169, 293.171, 293.353, 293.406, 293.450,
8 293.455, 293.460 and 293.465 to 293.485 apply to moneys received, held, kept, managed or invested
9 by the State Treasurer for a university with a governing board pursuant to an agreement entered
10 into under ORS 352.135 and to checks, warrants or electronic funds transfers from or to any funds
11 or accounts established pursuant to this subsection. For purposes of ORS 293.169, 293.171, 293.353,
12 293.406, 293.450, 293.455, 293.460 and 293.465 to 293.485:

13 (A) The university with a governing board that has entered into an agreement with the State
14 Treasurer under ORS 352.135 is the relevant state agency or department; and

15 (B) The personnel of the university with a governing board authorized to provide instructions
16 to the State Treasurer are the relevant state officers.

17 **SECTION 41. ORS 326.761 is repealed.**

18
19 **SUNSET OF CHIEF EDUCATION OFFICE**

20
21 **SECTION 42.** ORS 326.021, as amended by section 88, chapter 624, Oregon Laws 2013, and
22 section 12 of this 2015 Act, is amended to read:

23 326.021. (1) The State Board of Education shall consist of:

24 (a) The State Treasurer, or the designee of the State Treasurer;

25 (b) The Secretary of State, or the designee of the Secretary of State; and

26 (c) Seven members, appointed by the Governor for a term of four years beginning July 1 of the
27 year of appointment, subject to confirmation by the Senate in the manner provided in ORS 171.562
28 and 171.565. A person appointed under this paragraph may not be appointed to serve consecutively
29 more than two full terms as a board member.

30 (2) In making appointments under subsection (1) of this section, the Governor shall select from
31 residents of Oregon one member from each congressional district and two members from the state
32 at large. An appointed member may not be engaged in teaching or participate in the administration
33 or operation of any school.

34 (3) The Governor may remove appointed members of the State Board of Education for cause at
35 any time after notice and public hearing.

36 (4) The State Treasurer and the Secretary of State, or the designee of the State Treasurer or
37 Secretary of State, are nonvoting, ex officio members of the board.

38 *[(5) The board shall coordinate and collaborate with the Chief Education Office as provided by*
39 *section 1, chapter 519, Oregon Laws 2011.]*

40 **SECTION 43.** ORS 326.300, as amended by section 12, chapter 36, Oregon Laws 2012, and sec-
41 tion 13 of this 2015 Act, is amended to read:

42 326.300. (1) As provided by section 1, Article VIII of the Oregon Constitution, the Governor is
43 the Superintendent of Public Instruction.

44 (2)(a) The Governor, acting as Superintendent of Public Instruction, shall appoint a Deputy Su-
45 perintendent of Public Instruction. The deputy superintendent must have at least five years of ex-

1 perience in the administration of an elementary school or a secondary school. The appointment of
2 the deputy superintendent shall be subject to confirmation by the Senate as provided by ORS 171.562
3 and 171.565.

4 (b) The deputy superintendent shall[:]

5 [(A)] perform any act or duty of the office of Superintendent of Public Instruction that is des-
6 ignated by the Governor, and the Governor is responsible for any acts of the deputy superintendent.

7 [(B) *Coordinate with the Chief Education Officer as provided by section 2, chapter 519, Oregon*
8 *Laws 2011.*]

9 (3) The deputy superintendent may be removed from office by the Governor following consulta-
10 tion with the State Board of Education.

11 (4) The deputy superintendent shall receive a salary set by the Governor, and shall be reim-
12 bursed for all expenses actually and necessarily incurred by the deputy superintendent in the per-
13 formance of official duties.

14 **SECTION 44.** ORS 326.425, as amended by section 22b, chapter 36, Oregon Laws 2012, and
15 section 14 of this 2015 Act, is amended to read:

16 326.425. (1) The Early Learning Council is established.

17 (2) The council is established to oversee a unified system of early learning services for the
18 purpose of ensuring that children enter school ready to learn. The Early Learning Council shall
19 ensure that children enter school ready to learn by:

20 (a) Serving as the state advisory council for purposes of the federal Head Start Act, as provided
21 by ORS 417.796.

22 (b) Implementing and overseeing a system that coordinates the delivery of early learning ser-
23 vices.

24 (c) Overseeing the Oregon Early Learning System created by ORS 417.727.

25 (3) The council consists of members appointed as provided by subsections (4) and (5) of this
26 section.

27 (4)(a) The Governor shall appoint nine voting members who are appointed for a term of four
28 years and serve at the pleasure of the Governor. A person appointed under this subsection may not
29 be appointed to serve more than two consecutive full terms as a council member.

30 (b) When determining whom to appoint to the council under this subsection, the Governor shall:

31 (A) Ensure that each congressional district of this state is represented;

32 (B) Ensure that each member meets the following qualifications:

33 (i) Demonstrates leadership skills in civics or the member's profession;

34 (ii) To the greatest extent practicable, contributes to the council's representation of the ge-
35 ographic, ethnic, gender, racial and economic diversity of this state; and

36 (iii) Contributes to the council's expertise, knowledge and experience in early childhood devel-
37 opment, early childhood care, early childhood education, family financial stability, populations dis-
38 proportionately burdened by poor education outcomes and outcome-based best practices; and

39 (C) Solicit recommendations from the Speaker of the House of Representatives for at least two
40 members and from the President of the Senate for at least two members.

41 (5) In addition to the members appointed under subsection (4) of this section, the Governor shall
42 appoint voting, ex officio members who represent the state agencies and other entities that are re-
43 quired to be represented on a state advisory council for purposes of the federal Head Start Act and
44 who represent the tribes of this state.

45 (6) The activities of the council shall be directed and supervised by the Early Learning System

1 Director who is appointed by the Governor and serves at the pleasure of the Governor.

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

4 [(8) *The council shall coordinate and collaborate with the Chief Education Office as provided by*
5 *section 1, chapter 519, Oregon Laws 2011.*]

6 **SECTION 45.** ORS 326.430, as amended by section 15 of this 2015 Act, is amended to read:

7 326.430. (1) The Early Learning Division is established in the Department of Education. The
8 purpose of the division is to ensure that children enter school ready to succeed.

9 (2) The division shall function under the direction and control of the Early Learning Council
10 with the Early Learning System Director serving as the administrative officer. [*The director shall*
11 *coordinate with the Chief Education Officer as provided by section 2, chapter 519, Oregon Laws*
12 *2011.*]

13 **SECTION 46.** ORS 326.500, as amended by sections 4 and 6, chapter 739, Oregon Laws 2013,
14 and section 16 of this 2015 Act, is amended to read:

15 326.500. (1) The STEM Investment Council is established. The council shall function under the
16 **joint** direction and control of the [*Chief Education Office*] **State Board of Education and the**
17 **Higher Education Coordinating Commission.**

18 (2)(a) The council is established for the purpose of assisting the Superintendent of Public In-
19 struction, the Commissioner for Community College Services and the Chancellor of the Oregon
20 University System in jointly developing and overseeing a long-term strategy that advances the fol-
21 lowing educational goals related to science, technology, engineering and mathematics:

22 (A) Double the percentage of students in 4th and 8th grades who are proficient or advanced in
23 mathematics and science, as determined using a nationally representative assessment of students'
24 knowledge in mathematics and science; and

25 (B) Double the number of students who earn a post-secondary degree requiring proficiency in
26 science, technology, engineering or mathematics.

27 (b) Achievement of the goals described in paragraph (a) of this subsection shall be determined
28 based on a comparison between the 2014-2015 school year or academic year and the 2024-2025 school
29 year or academic year.

30 (3) To advance the educational goals described in subsection (2) of this section, the council shall
31 make recommendations to:

32 (a) The Superintendent of Public Instruction regarding the administration of the STEM Invest-
33 ment Grant Program established in ORS 327.380; and

34 (b) The Superintendent of Public Instruction, the Commissioner for Community College Services
35 and the Chancellor of the Oregon University System regarding other investments in science, tech-
36 nology, engineering and mathematics that are made or overseen by the [*Chief Education Office*]
37 **State Board of Education or the Higher Education Coordinating Commission.**

38 (4) The council consists of nine members from the private sector who are jointly appointed by
39 the Superintendent of Public Instruction, the Commissioner for Community College Services and the
40 Chancellor of the Oregon University System and serve at the pleasure of the superintendent, com-
41 missioner and chancellor.

42 (5) To aid and advise the council in the performance of the council's duties, the council:

43 (a) Shall recruit educators and administrators from kindergarten through grade 12 and from
44 post-secondary education to be nonvoting advisory members of the council;

45 (b) May recruit nonvoting advisory members to the council who are in addition to the members

1 identified in paragraph (a) of this subsection; and

2 (c) May establish advisory and technical committees that the council considers necessary.

3 (6)(a) The Superintendent of Public Instruction, the Commissioner for Community College Ser-
4 vices and the Chancellor of the Oregon University System shall jointly appoint a council director.
5 The council director shall serve at the pleasure of the superintendent, commissioner and chancellor.

6 (b) Except as otherwise directed by the Superintendent of Public Instruction, the Commissioner
7 for Community College Services and the Chancellor of the Oregon University System, the activities
8 of the council shall be directed and supervised by the council director.

9 (7) Members of the council are not entitled to compensation or reimbursement for expenses and
10 serve as volunteers of the council.

11 (8) The council shall submit an annual report to the [*Chief Education Office*] **State Board of**
12 **Education, Higher Education Coordinating Commission** and the Legislative Assembly on the
13 progress made toward achieving the goals described in subsection (2) of this section and the dis-
14 tribution of funds under the STEM Investment Grant Program.

15 **SECTION 47.** ORS 326.500, as amended by sections 4 and 6, chapter 739, Oregon Laws 2013,
16 and sections 16 and 46 of this 2015 Act, is amended to read:

17 326.500. (1) The STEM Investment Council is established. The council shall function under the
18 joint direction and control of the State Board of Education and the Higher Education Coordinating
19 Commission.

20 (2)(a) The council is established for the purpose of assisting the Superintendent of Public In-
21 struction, the Commissioner for Community College Services and the Chancellor of the Oregon
22 University System in jointly developing and overseeing a long-term strategy that advances the fol-
23 lowing educational goals related to science, technology, engineering and mathematics:

24 (A) [*Double the*] **Having a specified** percentage of students in 4th and 8th grades who are pro-
25 ficient or advanced in mathematics and science, as determined using a nationally representative
26 assessment of students' knowledge in mathematics and science; and

27 (B) [*Double the*] **Having a specified** number of students who earn a post-secondary degree re-
28 quiring proficiency in science, technology, engineering or mathematics.

29 [*(b) Achievement of the goals described in paragraph (a) of this subsection shall be determined*
30 *based on a comparison between the 2014-2015 school year or academic year and the 2024-2025 school*
31 *year or academic year.*]

32 **(b) Achievement of the goals described in paragraph (a) of this subsection shall be de-**
33 **termined based on percentages and numbers determined by the council.**

34 (3) To advance the educational goals described in subsection (2) of this section, the council shall
35 make recommendations to:

36 (a) The Superintendent of Public Instruction regarding the administration of the STEM Invest-
37 ment Grant Program established in ORS 327.380; and

38 (b) The Superintendent of Public Instruction, the Commissioner for Community College Services
39 and the Chancellor of the Oregon University System regarding other investments in science, tech-
40 nology, engineering and mathematics that are made or overseen by the State Board of Education
41 or the Higher Education Coordinating Commission.

42 (4) The council consists of nine members from the private sector who are jointly appointed by
43 the Superintendent of Public Instruction, the Commissioner for Community College Services and the
44 Chancellor of the Oregon University System and serve at the pleasure of the superintendent, com-
45 missioner and chancellor.

1 (5) To aid and advise the council in the performance of the council's duties, the council:

2 (a) Shall recruit educators and administrators from kindergarten through grade 12 and from
3 post-secondary education to be nonvoting advisory members of the council;

4 (b) May recruit nonvoting advisory members to the council who are in addition to the members
5 identified in paragraph (a) of this subsection; and

6 (c) May establish advisory and technical committees that the council considers necessary.

7 (6)(a) The Superintendent of Public Instruction, the Commissioner for Community College Ser-
8 vices and the Chancellor of the Oregon University System shall jointly appoint a council director.
9 The council director shall serve at the pleasure of the superintendent, commissioner and chancellor.

10 (b) Except as otherwise directed by the Superintendent of Public Instruction, the Commissioner
11 for Community College Services and the Chancellor of the Oregon University System, the activities
12 of the council shall be directed and supervised by the council director.

13 (7) Members of the council are not entitled to compensation or reimbursement for expenses and
14 serve as volunteers of the council.

15 (8) The council shall submit an annual report to the State Board of Education, Higher Education
16 Coordinating Commission and the Legislative Assembly on the progress made toward achieving the
17 goals described in subsection (2) of this section and the distribution of funds under the STEM In-
18 vestment Grant Program.

19 **SECTION 48. The amendments to ORS 326.500 by section 47 of this 2015 Act become op-**
20 **erative on July 1, 2025.**

21 **SECTION 49.** ORS 327.800, as amended by section 5, chapter 660, Oregon Laws 2013, and sec-
22 tion 17 of this 2015 Act, is amended to read:

23 327.800. (1) The [*Chief Education Office*] **State Board of Education** shall design and implement
24 programs that make strategic investments to:

25 (a) Advance the educational goals of this state, as described in ORS 351.009;

26 (b) Improve the employability of graduates from Oregon public schools;

27 (c) Close the achievement gap that exists between historically underserved student groups, as
28 defined by the board by rule;

29 (d) Assist public education in all regions of this state;

30 (e) Promote collaboration and alignment among early childhood service providers, school dis-
31 tricts, community colleges, public universities and employers;

32 (f) Leverage private, public and community resources;

33 (g) Engage parents and child care providers, support families and motivate students;

34 (h) Develop and disseminate evidence-based models and best practices that are likely to improve
35 student outcomes;

36 (i) Collect data to monitor student progress; and

37 (j) Establish networks that allow for the replication of successful practices across this state.

38 (2) The distribution and administration of all moneys that are used for strategic investments
39 made as provided by this section and ORS 327.810, 327.815 and 327.820 must be guided by the pur-
40 poses described in subsection (1) of this section.

41 (3) Any recipient of moneys distributed as a strategic investment must provide separate ac-
42 counting for the moneys and may use the moneys only for the purpose for which the moneys are
43 provided.

44 (4)(a) The [*office*] **board** shall establish requirements for the programs implemented under this
45 section that are consistent with this section and with ORS 327.810, 327.815 and 327.820.

1 (b) The *[office]* **board** shall develop timelines, performance measures and other requirements re-
 2 lated to the accumulation and evaluation of data collected in relation to a program that receives
 3 moneys as a strategic investment. The performance measures shall include progress toward the goals
 4 established in ORS 351.009 and other key student education outcomes established by the *[office]*
 5 **board**.

6 (5) The State Board of Education, the Oregon Student Access Commission[,] **and** the Oregon
 7 Arts Commission *[and the Chief Education Office]* may adopt any rules necessary for the agencies
 8 they oversee to perform any of the duties assigned to them under this section. Any rules adopted
 9 by the Oregon Student Access Commission or the Oregon Arts Commission must be consistent with
 10 this section and actions taken by the *[Chief Education Office]* **State Board of Education** to imple-
 11 ment this section.

12 **SECTION 50.** ORS 327.810, as amended by section 6, chapter 660, Oregon Laws 2013, and sec-
 13 tion 18 of this 2015 Act, is amended to read:

14 327.810. (1) The *[Chief Education Office]* **State Board of Education** shall establish the Oregon
 15 Early Reading Program to:

16 (a) Improve the readiness of children preparing to enter into kindergarten; and

17 (b) Improve the reading proficiency of students by the time the students complete the third
 18 grade.

19 (2) To accomplish the purposes of the Oregon Early Reading Program, moneys shall be distrib-
 20 uted for strategic investments that advance at least one of the following missions:

21 (a) Encouraging early reading and involving parents, child care providers and the community in
 22 ensuring that children have an early start at reading.

23 (b) Expanding the amount of time spent reading, adult support, the availability of reading ma-
 24 terials, cultural relevance and the level of enjoyment that literacy brings.

25 (c) Providing differentiated instruction to assist students with reading in early grades.

26 (3) Strategic investment moneys distributed as provided by this section shall be as follows:

27 (a) To the Early Learning Council for the purposes of:

28 (A) Creating materials and curriculum that promote early literacy; and

29 (B) Distributing moneys to libraries, providers of early childhood services, nonprofit organiza-
 30 tions, school districts and public schools to provide families and child care providers with the re-
 31 sources necessary to encourage reading at home or to expand access to libraries.

32 (b) To the Department of Education for the purposes of:

33 (A) Extending or expanding reading opportunities in public schools that meet criteria estab-
 34 lished by the *[office]* **board** by providing adult support, programs offered during nonschool hours or
 35 increased access to technology; and

36 (B) Increasing the number of school districts that participate in a network in this state that is
 37 designed to support school districts in implementing high-quality reading instruction and protocols
 38 that identify, support and serve students who are at risk for not reading at grade level early and
 39 effectively.

40 (c) To the *[Chief Education Office]* **State Board of Education** to develop a statewide approach
 41 to early reading awareness.

42 (d) To the State Library to expand the Ready to Read program.

43 **SECTION 51.** ORS 327.815, as amended by section 7, chapter 660, Oregon Laws 2013, and sec-
 44 tion 19 of this 2015 Act, is amended to read:

45 327.815. (1) The *[Chief Education Office]* **State Board of Education** shall establish the Guidance

1 and Support for Post-Secondary Aspirations Program to:

2 (a) Increase the number of students in the ninth grade who are making satisfactory progress
3 toward a high school diploma, a modified diploma or an extended diploma; and

4 (b) Increase the number of students who earn a high school diploma, a modified diploma or an
5 extended diploma and who enroll in a post-secondary institution of higher education.

6 (2) To accomplish the purposes of the Guidance and Support for Post-Secondary Aspirations
7 Program, moneys shall be distributed for strategic investments that advance at least one of the fol-
8 lowing missions:

9 (a) Supporting comprehensive systems of monitoring and support for struggling students.

10 (b) Ensuring that middle and high school students who had not considered enrolling in post-
11 secondary education are directed toward, and able to access, post-secondary education opportunities
12 that match their interests and abilities.

13 (3) Strategic investment moneys distributed as provided by this section shall be as follows:

14 (a) To the Oregon Student Access Commission for the purposes of supporting an expansion of
15 Access to Student Assistance Programs in Reach of Everyone (ASPIRE) in public middle schools,
16 public high schools and community-based sites across this state.

17 (b) To the Department of Education for the purposes of:

18 (A) Distributing moneys to school districts and nonprofit organizations to implement compre-
19 hensive systems for monitoring progress and providing individualized planning, mentoring, tutoring
20 or other support services to students in grades 6 through 10 who are not making satisfactory
21 progress toward a high school diploma, a modified diploma or an extended diploma.

22 (B) Creating a scholarship fund aimed at increasing access for underserved students to post-
23 secondary institutions by paying for first-year college courses or accelerated college credit pro-
24 grams.

25 (c) To the Department of Community Colleges and Workforce Development for the purpose of
26 distributing moneys to school districts, public schools, post-secondary institutions and nonprofit or-
27 ganizations to educate and engage underserved or first-generation college-bound students and their
28 families through counseling programs, parent advocacy, parent education, college visits, college ini-
29 tiatives and assistance with obtaining financial aid.

30 **SECTION 52.** ORS 327.820, as amended by section 8, chapter 660, Oregon Laws 2013, and sec-
31 tion 20 of this 2015 Act, is amended to read:

32 327.820. (1) The [*Chief Education Office*] **State Board of Education** shall establish the Con-
33 necting to the World of Work Program to:

34 (a) Increase students' proficiency in science, technology, engineering and mathematics; and

35 (b) Connect students to the world of work.

36 (2) To accomplish the purposes of the Connecting to the World of Work Program, moneys shall
37 be distributed for strategic investments that advance the following missions:

38 (a) Collaborating with other public entities to develop and implement a long-term strategy that
39 advances state educational goals related to science, technology, engineering and mathematics.

40 (b) Providing investments in programs that engage underserved students in science, technology,
41 engineering or mathematics or in career and technical education.

42 (c) Developing consortiums of school districts and post-secondary institutions of higher educa-
43 tion committed to developing innovative and flexible pathways for students in grades 6 through 12
44 and in community colleges.

45 (3) Strategic investment moneys distributed as provided by this section shall be as follows:

1 (a) To the Department of Education for the purposes of:

2 (A) Distributing moneys to school districts, post-secondary institutions and nonprofit organiza-
3 tions to create regional networks, or expand upon existing regional networks, to support science,
4 technology, engineering and mathematics and career and technical education.

5 (B) Distributing moneys to school districts, public schools, post-secondary institutions and
6 nonprofit organizations to develop public schools focused on science, technology, engineering and
7 mathematics and arts-related industries to serve middle school, high school and community college
8 students.

9 (C) Distributing moneys to school districts, public schools, post-secondary institutions and
10 nonprofit organizations to increase learning opportunities in science, technology, engineering and
11 mathematics, the arts and career and technical education.

12 (D) Distributing moneys to consortiums that include at least three school districts, at least one
13 education service district, at least one community college and at least one public or private post-
14 secondary institution to design and deliver individualized, innovative and flexible ways of delivering
15 content, awarding high school and college credit and providing development education for students
16 in high school or in the first two years of post-secondary education.

17 (b) To the Oregon Arts Commission for the purpose of distributing moneys to school districts,
18 public schools, post-secondary institutions and nonprofit organizations to increase opportunities for
19 students to connect with the arts and arts-related industries.

20 **SECTION 53.** ORS 342.208, as amended by section 4, chapter 286, Oregon Laws 2013, and sec-
21 tion 21 of this 2015 Act, is amended to read:

22 342.208. (1) The [*Chief Education Office*] **State Board of Education** shall develop model career
23 pathways for educational assistants, as defined in ORS 342.120, to become licensed teachers. The
24 model career pathways must take into consideration the skills and experience attained by an edu-
25 cational assistant.

26 (2) The model career pathways must identify:

27 (a) The minimum requirements for an educational assistant to participate in a career pathway,
28 including the requirement that the educational assistant have attained at least an associate degree
29 and be currently employed by a school district or an education service district.

30 (b) Guidelines for school districts, education service districts and institutions of higher educa-
31 tion to collaborate to assist an educational assistant who is participating in a career pathway.

32 **SECTION 54.** ORS 342.350, as amended by section 22 of this 2015 Act, is amended to read:

33 342.350. (1) There is created a Teacher Standards and Practices Commission consisting of 17
34 members appointed by the Governor subject to confirmation by the Senate in the manner provided
35 in ORS 171.562 and 171.565.

36 (2) The term of office of a member is three years. Before the expiration of the term of a member,
37 the Governor shall appoint a successor to assume the duties on January 1 next following. A member
38 is eligible for reappointment but only for one additional term. In case of a vacancy for any cause,
39 the Governor shall make an appointment to become immediately effective for the unexpired term.

40 (3) Any member who through change of employment standing or other circumstances no longer
41 meets the criteria for the position to which the member was appointed shall no longer be eligible
42 to serve in that position, and the position on the commission shall become vacant 60 days following
43 the member's change in circumstances.

44 [(4) *The commission shall coordinate and collaborate with the Chief Education Office as provided*
45 *by section 1, chapter 519, Oregon Laws 2011.*]

1 **SECTION 55.** ORS 342.410, as amended by section 23 of this 2015 Act, is amended to read:

2 342.410. The Teacher Standards and Practices Commission shall appoint a qualified person as
3 executive director and may, subject to the State Personnel Relations Law, employ persons to provide
4 such service as the commission shall require. [*The executive director shall coordinate with the Chief*
5 *Education Officer as provided by section 2, chapter 519, Oregon Laws 2011.*]

6 **SECTION 56.** ORS 342.443, as amended by section 5, chapter 778, Oregon Laws 2013, and sec-
7 tion 24 of this 2015 Act, is amended to read:

8 342.443. (1) The [*Chief Education Office*] **Education and Workforce Policy Advisor** shall report
9 biennially to the Legislative Assembly longitudinal data on the number and percentage of:

- 10 (a) Minority students enrolled in community colleges;
- 11 (b) Minority students applying for admission to public universities listed in ORS 352.002;
- 12 (c) Minority students accepted in public universities;
- 13 (d) Minority students graduated from public universities;
- 14 (e) Minority candidates seeking to enter public teacher education programs in this state;
- 15 (f) Minority candidates admitted to public teacher education programs;
- 16 (g) Minority candidates who have completed approved public teacher education programs;
- 17 (h) Minority candidates receiving Oregon teaching licenses based on preparation in this state
18 and preparation in other states;
- 19 (i) Minority teachers who are newly employed in the public schools in this state; and
- 20 (j) Minority teachers already employed in the public schools.

21 (2) The [*office*] **advisor** also shall report comparisons of minorities' and nonminorities' scores on
22 basic skills, pedagogy and subject matter tests.

23 (3) The Oregon University System, the public universities with governing boards listed in ORS
24 352.054, the Department of Education, the Teacher Standards and Practices Commission, community
25 colleges and school districts shall cooperate with the [*office*] **advisor** in collecting data and prepar-
26 ing the report.

27 **SECTION 57.** ORS 342.950, as amended by section 2, chapter 661, Oregon Laws 2013, and sec-
28 tion 25 of this 2015 Act, is amended to read:

29 342.950. (1) The Network of Quality Teaching and Learning is established. The network consists
30 of the [*Chief Education Office*] **Department of Education** and public and private entities that re-
31 ceive funding as provided by this section to accomplish the purposes of the network described in
32 subsection (2) of this section.

33 (2) The purposes of the network are the following:

34 (a) To enhance a culture of leadership and collaborative responsibility for advancing the pro-
35 fession of teaching among providers of early learning services, teachers and administrators in
36 kindergarten through grade 12, education service districts and teacher education institutions.

37 (b) To strengthen and enhance existing evidence-based practices that improve student achieve-
38 ment, including practices advanced by or described in ORS 329.788 to 329.820, 329.822, 329.824,
39 329.838, 342.433 to 342.449 and 342.805 to 342.937.

40 (c) To improve recruitment, preparation, induction, career advancement opportunities and sup-
41 port of educators.

42 (3) To accomplish the purposes of the network described in subsection (2) of this section, the
43 Department of Education, subject to the direction and control of the [*Chief Education Officer*] **Su-**
44 **perintendent of Public Instruction**, shall distribute funding as follows:

- 45 (a) To school districts, schools, nonprofit organizations, post-secondary institutions and consor-

1 tiums that are any combination of those entities for the purpose of supporting the implementation
2 of common core state standards.

3 (b) To school districts and nonprofit organizations for the purposes of complying with the core
4 teaching standards adopted as provided by ORS 342.856 and complying with related standards pre-
5 scribed by federal law.

6 (c) To school districts and nonprofit organizations for the purpose of providing teachers with
7 opportunities for professional collaboration and professional development and for the pursuit of ca-
8 reer pathways in a manner that is consistent with the School District Collaboration Grant Program
9 described in ORS 329.838.

10 (d) To school districts and nonprofit organizations for the purpose of providing beginning
11 teachers and administrators with mentors in a manner that is consistent with the beginning teacher
12 and administrator mentorship program described in ORS 329.788 to 329.820.

13 (e) To school districts for the purposes of obtaining assessments and developing professional
14 development plans to meet school improvement objectives and educator needs.

15 (f) To school districts, nonprofit organizations and post-secondary institutions for the purpose
16 of closing achievement gaps by providing and improving the effectiveness of professional develop-
17 ment, implementing data-driven decision making, supporting practice communities and implementing
18 culturally competent practices.

19 (g) To school districts and nonprofit organizations for the purposes of developing and engaging
20 in proficiency-based or student-centered learning practices and assessments.

21 (h) To school districts, nonprofit organizations and post-secondary institutions for the purposes
22 of strengthening educator preparation programs and supporting the development and sustainability
23 of partnerships between providers of early learning services, public schools with any grades from
24 kindergarten through grade 12 and post-secondary institutions.

25 (i) To providers of early learning services, nonprofit organizations and post-secondary insti-
26 tutions for the purposes of providing professional development and supporting providers of early
27 learning services with opportunities for professional collaboration and advancement.

28 (4) The *[Chief Education Office]* **Department of Education** shall support the network by:

29 (a) Conducting and coordinating research to determine best practices and evidence-based mod-
30 els.

31 (b) Working with educator preparation programs to ensure ongoing collaboration with education
32 providers.

33 (c) Supporting programs that help to achieve the goal of the Minority Teacher Act of 1991 as
34 described in ORS 342.437.

35 (d) Creating and supporting a statewide plan for increasing the successful recruitment of high-
36 ability and culturally diverse candidates to work in high-need communities and fields.

37 *[(5) The Department of Education shall support the network by:]*

38 *[(a)]* (e) Developing a system that ensures statewide dissemination of best practices and
39 evidence-based models.

40 *[(b)]* (f) Supporting the development and implementation of standards-based curriculum, high-
41 leverage practices and assessments that promote student learning and improve outcomes for stu-
42 dents learning English as a second language and for students with disabilities.

43 *[(c)]* (g) Administering the distribution of funding as described in subsection (3) of this section.

44 *[(6)]* (5) The *[Chief Education Office]* **State Board of Education** shall develop processes to es-
45 tablish the network and ensure the accountability of the network. The processes must ensure that

1 the network:

2 (a) Gives preference to entities that have demonstrated success in improving student outcomes.

3 (b) Delivers services for the benefit of all regions of this state.

4 (c) Is accountable for improving education outcomes identified by the [*Chief Education Office*]
5 **State Board of Education** or set forth in ORS 351.009.

6 (d) Includes and connects education providers and leaders from pre-kindergarten through post-
7 secondary education.

8 [(7)] (6) No more than two percent of all moneys received for the purposes of this section may
9 be expended by the [*Chief Education Office or the*] Department of Education for administrative costs
10 incurred under this section. For the purpose of this subsection, technical assistance and direct pro-
11 gram services provided to school districts and nonprofit organizations are not considered adminis-
12 trative costs.

13 [(8)] (7) The State Board of Education may adopt any rules necessary for the Department of
14 Education to support the network and perform any duties assigned to the department under this
15 section [*or assigned to the department by the Chief Education Office*]. Any rules adopted by the State
16 Board of Education must be consistent with this section [*and with actions taken by the Chief Edu-
17 cation Office to implement this section*].

18 **SECTION 58.** ORS 351.203, as amended by section 26 of this 2015 Act, is amended to read:

19 351.203. The State Board of Higher Education and the public universities with governing boards
20 listed in ORS 352.054 shall cooperate with the [*Chief Education Officer*] **Higher Education Coordi-
21 nating Commission** in the development of a state comprehensive education plan including post-
22 secondary education and in review of the board's programs and budget. The board and the public
23 universities with governing boards listed in ORS 352.054 shall submit in timely fashion to the [*Chief
24 Education Officer*] **commission** the data as is appropriate in a form prescribed by the [*officer*]
25 **commission**.

26 **SECTION 59.** ORS 351.663, as amended by sections 1 and 2, chapter 85, Oregon Laws 2014, and
27 section 27 of this 2015 Act, is amended to read:

28 351.663. (1) The Engineering and Technology Industry Council is established. A majority of the
29 council members are representatives of high technology companies in Oregon. The council shall be
30 consulted on the work plans and resource allocations for engineering education.

31 (2) The council shall establish criteria and measurements that will be used for determining in-
32 vestments made from the Engineering and Technology Industry Fund established under section 8,
33 chapter 85, Oregon Laws 2014.

34 (3) The criteria and measurements established by the council include:

35 (a) Responding to the urgent engineering educational needs of Oregon's fast growing high tech-
36 nology industry.

37 (b) Increasing this state's faculty and program capacity to meet the graduate level, professional
38 education needs of engineers working in Oregon's high technology industry through investments in
39 public and private institutions.

40 (c) Creating additional opportunities for Oregonians to pursue education in electrical engineer-
41 ing, computer engineering and other engineering disciplines critical to the advancement of Oregon's
42 high technology industry.

43 (d) Investing relatively scarce state financial resources to:

44 (A) Address the high technology industry's most demonstrated and pressing needs;

45 (B) Produce the greatest amount of educational benefits with the least short-term and long-term

1 costs to the public;

2 (C) Avoid duplicating existing public or private resources; and

3 (D) Leverage existing and future private resources for the public benefit.

4 (e) Making all investments in public and private institutions through performance-based con-
5 tracts with measurable outcomes in order to ensure strong linkage between the most urgent engi-
6 neering education needs and implemented solutions.

7 (f) Maximizing the leverage of state investment funds to build faculty and program capacity and
8 share existing and new faculty and program resources.

9 (4) Priority is given to investments where private financial resources from Oregon high tech-
10 nology companies or individuals with significant interests in the growth of high technology in
11 Oregon are made available to augment public funds.

12 (5) The council must submit biennial performance reviews of all investments made to improve
13 engineering education with public funds in public and private institutions. The reviews must be
14 submitted to the Higher Education Coordinating Commission [*and the Chief Education Office*].

15 **SECTION 60.** ORS 351.725, as amended by section 11, chapter 36, Oregon Laws 2012, and sec-
16 tion 28 of this 2015 Act, is amended to read:

17 351.725. (1) The Higher Education Coordinating Commission shall appoint an executive director
18 to serve at the pleasure of the commission.

19 (2) The appointment of the executive director must be by written order, filed with the Secretary
20 of State.

21 (3) Subject to any applicable provisions of ORS chapter 240, the executive director shall appoint
22 all subordinate officers and employees of the commission, prescribe their duties and fix their com-
23 pensation.

24 [(4) *The executive director shall coordinate with the Chief Education Officer as provided by section*
25 *2, chapter 519, Oregon Laws 2011.*]

26 **SECTION 61.** ORS 351.735, as amended by section 2, chapter 83, Oregon Laws 2014, sections 1
27 and 2, chapter 113, Oregon Laws 2014, and section 29 of this 2015 Act, is amended to read:

28 351.735. (1) As used in this section, 'student access programs' means scholarship, loan, grant and
29 access programs described in ORS chapter 348.

30 (2) The Higher Education Coordinating Commission shall be guided by the legislative findings
31 in ORS 341.009, 351.001 and 351.003 and the goals and mission of post-secondary education set forth
32 in ORS 351.006 and 351.009.

33 (3) The Higher Education Coordinating Commission shall:

34 (a) Develop state goals for the state post-secondary education system, including community col-
35 leges and public universities listed in ORS 352.002, and for student access programs.

36 (b) Determine strategic investments in the state's community colleges, public universities and
37 student access programs necessary to achieve state post-secondary education goals.

38 (c) Coordinate the post-secondary elements of data collection and structure, with the advice and
39 recommendation of the state's independent institutions, community colleges and public universities,
40 as appropriate, in order to construct a state longitudinal data system.

41 (d) Adopt a strategic plan for achieving state post-secondary education goals, taking into con-
42 sideration the contributions of this state's independent institutions, philanthropic organizations and
43 other organizations dedicated to helping Oregonians reach state goals. State post-secondary educa-
44 tion goals as described in this section should include, but need not be limited to:

45 (A) Increasing the educational attainment of the population;

1 (B) Increasing this state's global economic competitiveness and the quality of life of its resi-
2 dents;

3 (C) Ensuring affordable access for qualified Oregon students at each college or public university;

4 (D) Removing barriers to on-time completion; and

5 (E) Tracking progress toward meeting the state's post-secondary education goals established in
6 the strategic plan described in this paragraph.

7 (e)(A) Each biennium, after receiving funding requests from the state's community colleges and
8 public universities as authorized by law, recommend to the Governor a consolidated higher educa-
9 tion budget request aligned with the strategic plan described in subsection (3)(d) of this section, in-
10 cluding appropriations for:

11 (i) Student access programs;

12 (ii) Public universities listed in ORS 352.002, including but not limited to education and general
13 operations, statewide public services and state-funded debt service;

14 (iii) Community colleges, including but not limited to education and general operations and
15 state-funded debt service;

16 (iv) New facilities or programs;

17 (v) Capital improvements and deferred maintenance; and

18 (vi) Special initiatives and investments.

19 (B) In the development of the consolidated higher education budget request:

20 (i) Determine the costs necessary to provide quality post-secondary education;

21 (ii) Solicit input from educators, education policy experts, appropriate legislative committees,
22 students and other persons interested in the development of the funding model; and

23 (iii) Solicit public input regarding educational priorities.

24 (f) Adopt rules governing the distribution of appropriations from the Legislative Assembly to
25 community colleges, public universities listed in ORS 352.002 and student access programs. These
26 rules must be based on allocation formulas developed in consultation with the state's community
27 colleges and public universities, as appropriate.

28 (g) Approve or disapprove any significant change to the academic program of a community col-
29 lege or a public university listed in ORS 352.002. In reaching a decision under this paragraph, the
30 commission shall consider the recommendation from the community college or public university
31 seeking to make the change to an academic program that is issued pursuant to the obligation of the
32 governing board of a community college or public university to review and approve academic pro-
33 grams. The commission shall ensure that approved programs:

34 (A) Are consistent with the mission statement of the community college or public university;

35 (B) Do not unnecessarily duplicate academic programs offered by Oregon's other community
36 colleges or public universities;

37 (C) Are not located in a geographic area that will cause undue hardship to Oregon's other
38 community colleges or public universities; and

39 (D) Are allocated among Oregon's community colleges and public universities to maximize the
40 achievement of statewide needs and requirements.

41 (h) For public universities listed in ORS 352.002:

42 (A) Approve the mission statement adopted by a governing board of a public university or by
43 the State Board of Higher Education.

44 (B) Review and determine whether a proposed annual increase of resident undergraduate en-
45 rollment fees, as described in ORS 351.063, of greater than five percent is appropriate.

1 (C) Advise the Governor and the Legislative Assembly on issues of university governance.

2 (D) Approve and authorize degrees.

3 (i) Authorize degrees to be offered by independent post-secondary institutions in this state under
4 ORS 348.594 to 348.615.

5 (j) Oversee the licensing of career schools under ORS 345.010 to 345.450.

6 (k) Have the authority to enter into and administer interstate agreements regarding the pro-
7 vision of post-secondary distance education. The participation by an educational institution that is
8 not based in this state in distance learning courses or programs that are part of an interstate
9 agreement entered into and administered under this paragraph does not constitute operating in this
10 state for purposes of ORS 348.594 to 348.615. The commission, by rule, may impose a fee on any
11 educational institution that seeks to operate under or participate in such interstate agreements. The
12 fee amount shall be established to recover designated expenses incurred by the commission in par-
13 ticipating in such agreements.

14 *[(L) Coordinate and collaborate with the Chief Education Office as provided by section 1, chapter*
15 *519, Oregon Laws 2011.]*

16 (4) In addition to the duties described in subsections (2) and (3) of this section, the Higher Ed-
17 ucation Coordinating Commission shall advise the Legislative Assembly, the Governor, community
18 colleges, public universities and other state boards and commissions on policies in order to:

19 (a) Ensure or improve access to higher education by diverse and underserved populations.

20 (b) Encourage student success and completion initiatives.

21 (c) Improve the coordination of the provision of educational services, including:

22 (A) Transfers and coenrollment throughout the higher education system;

23 (B) Accelerated college credit programs for high school students;

24 (C) Applied baccalaureate and other transfer degrees;

25 (D) Programs and grants that span multiple institutions; and

26 (E) Reciprocity agreements with other states.

27 (d) In coordination with the State Board of Education, enhance the use and quality of dual
28 credit, career and technical pathways and efforts to create a culture of college attendance in this
29 state.

30 (e) In coordination with the State Workforce Investment Board, local workforce investment
31 boards, the Oregon Health and Science University and independent institutions, ensure that the
32 state's colleges and universities offer programs in high-demand occupations that meet Oregon's
33 workforce needs.

34 (f) Improve economies of scale by encouraging and facilitating the use of the shared services
35 among post-secondary institutions in this state.

36 (5) The Higher Education Coordinating Commission, in a manner consistent with ORS chapter
37 183, may adopt administrative rules.

38 (6) With the exception of the rulemaking authority granted in subsection (5) of this section, the
39 Higher Education Coordinating Commission may delegate any of its powers, duties or functions to
40 a committee of the commission or to the executive director of the commission.

41 (7) The Higher Education Coordinating Commission may establish technical or advisory com-
42 mittees to assist the commission in exercising its powers, duties and functions.

43 (8) The Higher Education Coordinating Commission may exercise only powers, duties and func-
44 tions expressly granted by the Legislative Assembly. Except as otherwise expressly provided by law,
45 all other authorities reside at the institutional level with the respective boards of the post-secondary

1 institutions.

2 **SECTION 62.** ORS 417.796, as amended by section 8, chapter 37, Oregon Laws 2012, and section
3 32 of this 2015 Act, is amended to read:

4 417.796. (1) As the state advisory council for purposes of the federal Head Start Act, the Early
5 Learning Council shall:

6 (a) Conduct a periodic statewide needs assessment concerning the quality and availability of
7 early childhood education and development programs and services for children from birth to school
8 age, including an assessment of the availability of high-quality prekindergarten services for low-
9 income children in this state.

10 (b) Identify opportunities for, and barriers to, collaboration and coordination among federally
11 funded and state-funded child care and early childhood education and development programs and
12 services, including collaboration and coordination among state agencies responsible for administer-
13 ing those programs and services.

14 (c) Develop recommendations for increasing the overall participation of children in existing
15 federal, state and local early childhood education and development programs and services, including
16 outreach to underrepresented and special populations.

17 (d) Develop recommendations for establishing a unified data collection system for public early
18 childhood education and development programs and services throughout this state.

19 (e) Develop recommendations regarding statewide professional development and career ad-
20 vancement plans for providers of early childhood education and development programs and services
21 in this state.

22 (f) Assess the capacity and effectiveness of two-year and four-year public and private institutions
23 of higher education in this state in supporting the development of early childhood educators, in-
24 cluding the extent to which the institutions have articulation agreements, professional development
25 and career advancement plans, and internships or other training opportunities that allow students
26 to spend time with children enrolled in the federal Head Start program or another prekindergarten
27 program. The assessment conducted under this paragraph must be conducted in coordination with
28 appropriate higher education governance bodies[, *as identified by the Chief Education Office*].

29 (g) Make recommendations for improvements in state early learning standards and undertake
30 efforts to develop high-quality comprehensive early learning standards when appropriate.

31 (2) The council shall hold public hearings and provide an opportunity for public comment in
32 relation to the actions described in subsection (1) of this section.

33 (3)(a) The council shall submit an annual statewide strategic report addressing the activities
34 described in subsection (1) of this section to the State Director of Head Start Collaboration, [*the*
35 *Chief Education Office,*] the Legislative Assembly and the Governor.

36 (b) Following submission of a statewide strategic report described in paragraph (a) of this sub-
37 section, the council may meet periodically to review the implementation of the recommendations in
38 the report and to review any changes in state or local needs.

39 **SECTION 63.** ORS 417.847, as amended by section 5, chapter 623, Oregon Laws 2013, and sec-
40 tion 33 of this 2015 Act, is amended to read:

41 417.847. (1) The Youth Development Council is established.

42 (2) The council is established for the purpose of overseeing a unified system that provides ser-
43 vices to school-age children through youth 20 years of age in a manner that supports educational
44 success, focuses on crime prevention, reduces high risk behaviors and is integrated, measurable and
45 accountable. The council shall provide direction to the Youth Development Division.

1 (3) The council consists of no fewer than 15 members who are appointed by the Governor. The
2 Governor shall ensure that membership of the council satisfies any federal requirements for mem-
3 bership of a state advisory committee on juvenile justice.

4 (4) The council shall:

5 (a) Determine the availability of funding to support community-based youth development pro-
6 grams, services and initiatives with demonstrated outcomes and strategic objectives established by
7 the council by rule.

8 (b) Prioritize funding for services related to:

9 (A) The prevention of and intervention in the risk factors that lead to juvenile delinquency and
10 the promotion of protective factors that improve the health and well-being of children and youth,
11 as supported by evidence-based program models and other research-based models; and

12 (B) The prevention of and intervention in gang violence and gang involvement.

13 (5) The council may:

14 (a) Enter into performance-based intergovernmental agreements with regional and county enti-
15 ties, and tribal governments, to contract for the provision of youth development programs, services
16 and initiatives that will achieve demonstrated outcomes and strategic objectives established by the
17 council by rule.

18 (b) Determine the means by which services to children and youth may be provided effectively
19 and efficiently across multiple programs to improve the academic and social outcomes of children
20 and youth.

21 (c) Assess state programs and services related to youth development and training, and identify
22 methods by which programs and services may be coordinated or consolidated.

23 (d) Establish common academic and social indicators to support attainment of goals established
24 by the council.

25 (e) Establish common program outcome measurements and coordinate data collection across
26 multiple programs and services.

27 (f) Ensure implementation of best practices that:

28 (A) Are evidence based;

29 (B) Are culturally, gender and age appropriate;

30 (C) Address individual risk factors;

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

32 (E) Include tribal best practices.

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 *[(8) The council shall coordinate and collaborate with the Chief Education Office as provided by*
39 *section 1, chapter 519, Oregon Laws 2011.]*

40 **SECTION 64.** ORS 417.852, as amended by section 34 of this 2015 Act, is amended to read:

41 417.852. (1) The Youth Development Division is established in the Department of Education. The
42 purpose of the division is to ensure that services are provided to school-age children through youth
43 20 years of age in a manner that supports educational success, focuses on crime prevention, reduces
44 high risk behaviors and is integrated, measurable and accountable.

45 (2) The division shall function under the direction and control of the Youth Development

1 Council with the Youth Development Director serving as the administrative officer. [*The director*
2 *shall coordinate with the Chief Education Officer as provided by section 2, chapter 519, Oregon Laws*
3 *2011.*]

4 **SECTION 65.** ORS 660.324, as amended by section 6, chapter 49, Oregon Laws 2014, and section
5 35 of this 2015 Act, is amended to read:

6 660.324. (1) The State Workforce Investment Board shall develop and submit to the Governor a
7 single, unified state plan that outlines a strategy, with quantitative goals, for the statewide
8 workforce investment system for the State of Oregon in accordance with section 2821 of the federal
9 Workforce Investment Act of 1998. In addition, the state plan must convey the expectations for
10 performance and the priorities for delivery of services to local workforce investment boards and
11 state workforce agencies. Upon the Governor's approval of the state plan, the Governor shall cause
12 the State Unified Workforce Plan to be delivered to the Legislative Assembly.

13 (2) The board shall develop and include in the state plan goals designed to promote Oregonians'
14 self-sufficiency. In addition to requirements under the federal Act regarding wage and other goals,
15 the state plan shall include quantifiable goals that will empower Oregonians to gain independence
16 from public assistance and move up the socioeconomic ladder.

17 (3) The board shall assist the Governor in:

18 (a) Developing Oregon's workforce investment system;

19 (b) Ensuring timely consultation and collaboration with chief elected officials, local workforce
20 investment boards and other workforce stakeholders, including but not limited to business and labor
21 organizations and organizations working with persons with disabilities, persons living at or below
22 100 percent of the federal poverty guidelines and the chronically unemployed and underemployed;

23 (c) Reviewing and approving local workforce plans;

24 (d) Developing, as required by the federal Act, allocation formulas for the distribution of funds
25 to local workforce investment areas for adult employment and training activities and for youth ac-
26 tivities that are developed by the local workforce investment boards;

27 (e) Working with local workforce investment boards to increase efficiencies and align workforce
28 programs and services with local needs;

29 (f) Recommending the duties and responsibilities of state agencies to implement the federal Act,
30 to avoid conflicts of interest and to capitalize on the experience developed by workforce partners
31 that are efficient and effective at meeting the requirements of the federal Act;

32 (g) Participating in the development of a coordinated statewide system of activities and services
33 that includes both mandatory and optional partners of the one-stop delivery system, as provided in
34 the federal Act;

35 (h) Providing for the development, accountability and continuous improvement of comprehensive
36 workforce performance measures to assess the effectiveness of the workforce investment activities
37 in this state;

38 (i) Developing a statewide employment statistics system, as described in section 15(e) of the
39 Wagner-Peyser Act (29 U.S.C. 49L-2(e)); and

40 (j) Preparing an annual report and submitting it to the United States Department of Education,
41 the United States Department of Health and Human Services and the United States Department of
42 Labor.

43 (4) The State Workforce Investment Board, in partnership with the Governor, shall establish
44 criteria for use by chief elected officials in appointing members to local workforce investment boards
45 in accordance with the requirements of section 2832 of the federal Workforce Investment Act of

1 1998. The State Workforce Investment Board shall establish the following requirements:

2 (a) To transact business at a meeting of a local workforce investment board, a quorum of mem-
3 bers must participate. A quorum shall consist of a majority of the members. At least 25 percent of
4 the members participating must be representatives of business, as described in section
5 2821(b)(1)(C)(i) of the federal Act.

6 (b) When appropriate and upon a request from the chief elected official of a county or the City
7 of Portland, the State Workforce Investment Board shall consider the county or the City of Portland
8 to be a candidate for designation as a local workforce investment area. The board shall consult with
9 the county or the City of Portland before designating it as a local workforce investment area. After
10 considering the criteria in section 2831 of the federal Act for designating local workforce investment
11 areas, chief elected officials may submit a request to the board to combine their units of government
12 into a local workforce investment area. The board shall make recommendations to the Governor
13 about the designation of local workforce investment areas. Only the Governor may designate local
14 workforce investment areas. The Governor must show just cause for not designating a requested
15 local workforce investment area. A county or the City of Portland may submit an appeal to the
16 board, as provided in section 2831 of the federal Act, if the Governor does not grant the county's
17 or the city's request to designate a local workforce investment area.

18 (5) The State Workforce Investment Board shall provide guidance and direction to local
19 workforce investment boards in the development of local workforce plans. The State Workforce In-
20 vestment Board shall adopt policies that:

21 (a) Require each local workforce investment board, in partnership with its chief elected officials
22 and in accordance with section 2833 of the federal Act, to develop and submit to the Governor and
23 the State Workforce Investment Board a strategic local workforce plan that includes, but is not
24 limited to, performance goals; and

25 (b) Permit each local workforce investment board, in consultation with its chief elected officials:

26 (A) To determine, consistent with the requirements of the federal Act, the appropriate level of
27 services based on the workforce needs in the local workforce investment area; and

28 (B) To certify local one-stop operators.

29 (6) The State Workforce Investment Board shall:

30 (a) Function as the primary advisory committee to the Employment Department in conjunction
31 with the Employment Department Advisory Council established under ORS 657.695;

32 (b) Collaborate with other advisory bodies also tasked with workforce development, including
33 but not limited to the Oregon State Rehabilitation Council, the Commission for the Blind, the State
34 Apprenticeship and Training Council and the Higher Education Coordinating Commission;

35 (c) Work with [*the Chief Education Office and*] the Oregon Business Development Commission to
36 identify areas of common interest to efficiently align resources, recommend common strategies and
37 provide accountability for reaching statewide goals; and

38 (d) Hold state workforce agencies and local workforce investment boards accountable for meet-
39 ing performance goals and system outcomes.

40 (7) The State Workforce Investment Board may charter and enter into performance compacts
41 with the local workforce investment boards.

42 **SECTION 66. (1)(a) Section 1, chapter 519, Oregon Laws 2011, as amended by section 8,**
43 **chapter 519, Oregon Laws 2011, sections 20 and 21, chapter 36, Oregon Laws 2012, and section**
44 **1 of this 2015 Act, is repealed on June 30, 2019.**

45 **(b) Section 2, chapter 519, Oregon Laws 2011, as amended by section 1, chapter 36, Oregon**

1 Laws 2012, section 29, chapter 747, Oregon Laws 2013, and section 4 of this 2015 Act, is re-
2 pealed on June 30, 2019.

3 (c) Section 3, chapter 519, Oregon Laws 2011, as amended by section 5 of this 2015 Act,
4 is repealed on June 30, 2019.

5 (2) The amendments to ORS 326.021 by section 42 of this 2015 Act become operative on
6 June 30, 2019.

7 (3) The amendments to ORS 326.300 by section 43 of this 2015 Act become operative on
8 June 30, 2019.

9 (4) The amendments to ORS 326.425 by section 44 of this 2015 Act become operative on
10 June 30, 2019.

11 (5) The amendments to ORS 326.430 by section 45 of this 2015 Act become operative on
12 June 30, 2019.

13 (6) The amendments to ORS 326.500 by section 46 of this 2015 Act become operative on
14 June 30, 2019.

15 (7) The amendments to ORS 327.380 by section 8, chapter 739, Oregon Laws 2013, become
16 operative on June 30, 2019.

17 (8) The amendments to ORS 327.800 by section 49 of this 2015 Act become operative on
18 June 30, 2019.

19 (9) The amendments to ORS 327.810 by section 50 of this 2015 Act become operative on
20 June 30, 2019.

21 (10) The amendments to ORS 327.815 by section 51 of this 2015 Act become operative on
22 June 30, 2019.

23 (11) The amendments to ORS 327.820 by section 52 of this 2015 Act become operative on
24 June 30, 2019.

25 (12) The amendments to ORS 342.208 by section 53 of this 2015 Act become operative on
26 June 30, 2019.

27 (13) The amendments to ORS 342.350 by section 54 of this 2015 Act become operative on
28 June 30, 2019.

29 (14) The amendments to ORS 342.410 by section 55 of this 2015 Act become operative on
30 June 30, 2019.

31 (15) The amendments to ORS 342.443 by section 56 of this 2015 Act become operative on
32 June 30, 2019.

33 (16) The amendments to ORS 342.950 by section 57 of this 2015 Act become operative on
34 June 30, 2019.

35 (17) The amendments to ORS 351.203 by section 58 of this 2015 Act become operative on
36 June 30, 2019.

37 (18) The amendments to ORS 351.663 by section 59 of this 2015 Act become operative on
38 June 30, 2019.

39 (19) The amendments to ORS 351.725 by section 60 of this 2015 Act become operative on
40 June 30, 2019.

41 (20) The amendments to ORS 351.735 by section 61 of this 2015 Act become operative on
42 June 30, 2019.

43 (21) The amendments to ORS 417.796 by section 62 of this 2015 Act become operative on
44 June 30, 2019.

45 (22) The amendments to ORS 417.847 by section 63 of this 2015 Act become operative on

1 **June 30, 2019.**

2 (23) The amendments to ORS 417.852 by section 64 of this 2015 Act become operative on
3 **June 30, 2019.**

4 (24) The amendments to ORS 660.324 by section 65 of this 2015 Act become operative on
5 **June 30, 2019.**

6 (25) Section 5, chapter 85, Oregon Laws 2014, as amended by section 36 of this 2015 Act,
7 is repealed on June 30, 2019.

8 (26) Section 8, chapter 85, Oregon Laws 2014, becomes operative on June 30, 2019.

9
10 **MISCELLANEOUS**

11
12 **SECTION 67.** The unit captions used in this 2015 Act are provided only for the conven-
13 **ience of the reader and do not become part of the statutory law of this state or express any**
14 **legislative intent in the enactment of this 2015 Act.**

15 **SECTION 68.** This 2015 Act being necessary for the immediate preservation of the public
16 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**
17 **on its passage.**

18 _____