

House Bill 3086

Sponsored by Representative RICHARDSON

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Directs State Commission on Children and Families to work to establish community-based delivery of human services plan.

Directs local commissions on children and families to lead and coordinate community-based delivery of human services plan as part of local coordinated comprehensive plan.

A BILL FOR AN ACT

1
2 Relating to community-based delivery of human services; creating new provisions; and amending
3 ORS 417.775.

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

5 **SECTION 1. Sections 2 and 3 of this 2005 Act are added to and made a part of ORS 417.705**
6 **to 417.797.**

7 **SECTION 2. The State Commission on Children and Families shall work to establish a**
8 **community-based delivery of human services plan that:**

9 (1) **Ensures immediate and long-term needs of individuals and families are met;**

10 (2) **Teaches and promotes principles of self-reliance, independence and self-sufficiency;**

11 (3) **Solves individual, family and community problems wherever possible with a reduced**
12 **reliance on tax-based resources; and**

13 (4) **Coordinates efficient and effective use of individual, family, community, state and**
14 **federal resources.**

15 **SECTION 3. Each local commission on children and families, as part of the local coordi-**
16 **nated comprehensive plan developed under ORS 417.775 for the county or region, shall lead**
17 **and coordinate the development of a community-based delivery of human services plan that:**

18 (1) **Ensures immediate and long-term needs of individuals and families are met;**

19 (2) **Teaches and promotes principles of self-reliance, independence and self-sufficiency;**

20 (3) **Solves individual, family and community problems wherever possible with a reduced**
21 **reliance on tax-based resources; and**

22 (4) **Coordinates efficient and effective use of individual, family, community, state and**
23 **federal resources.**

24 **SECTION 4. ORS 417.775 is amended to read:**

25 417.775. (1) Under the direction of the board or boards of county commissioners, and in con-
26 junction with the guidelines set by the State Commission on Children and Families, the main pur-
27 poses of a local commission on children and families are to promote wellness for children of all ages
28 and their families in the county or region, if the families have given their express written consent,
29 to mobilize communities and to develop policy and oversee the implementation of a local coordinated
30 comprehensive plan described in this section. A local commission shall:

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 (a) Inform and involve citizens;
- 2 (b) Identify and map the range of resources in the community;
- 3 (c) Plan, advocate and fund research-based initiatives for children who are 0 through 18 years
- 4 of age and their families;
- 5 (d) Develop local policies, priorities, outcomes and targets;
- 6 (e) Prioritize activities identified in the local plan and mobilize the community to take action;
- 7 (f) Prioritize the use of nondedicated resources;
- 8 (g) Monitor implementation of the local plan; and
- 9 (h) Monitor and evaluate the intermediate outcome targets identified in the local plan that are
- 10 reviewed under ORS 417.797, and report on the progress in addressing priorities and achieving out-
- 11 comes.

12 (2)(a) A local commission may not provide direct services for children and their families.

13 (b) Notwithstanding paragraph (a) of this subsection, a local commission may provide direct

14 services for children and their families for a period not to exceed six months if:

- 15 (A)(i) The local commission determines that there is an emergency;
- 16 (ii) A provider of services discontinues providing the services in the county or region; or
- 17 (iii) No provider is able to offer the services in the county or region; and
- 18 (B) The family has given its express written consent.

19 (3) The local commission shall lead and coordinate a process to assess needs, strengths, goals,

20 priorities and strategies, and identify county or regional outcomes to be achieved. The process shall

21 be in conjunction with other coordinating bodies for services for children and their families and

22 shall include representatives of education, mental health services, developmental disability services,

23 alcohol and drug treatment programs, public health programs, local child care resource and referral

24 agencies, child care providers, law enforcement and corrections agencies, private nonprofit entities,

25 local governments, faith-based organizations, businesses, families, youth and the local community.

26 The process shall include populations representing the diversity of the county or region.

27 (4) Through the process described in subsection (3) of this section, the local commission shall

28 coordinate the development of a single local plan for coordinating community programs, strategies

29 and services for children who are 0 through 18 years of age and their families among community

30 groups, government agencies, private providers and other parties. The local plan shall be a com-

31 prehensive area-wide service delivery plan for all services to be provided for children and their

32 families in the county or region, if the families have given their express written consent. The local

33 plan shall be designed to achieve state and county or regional outcomes based on state policies and

34 guidelines and to maintain a level of services consistent with state and federal requirements.

35 (5) The local commission shall prepare the local coordinated comprehensive plan and applica-

36 tions for funds to implement ORS 417.705 to 417.797 and 419A.170. The local plan, policies and pro-

37 posed service delivery systems shall be submitted to the board or boards of county commissioners

38 for approval prior to submission to the state commission. The local plan shall be based on identify-

39 ing the most effective service delivery system allowing for the continuation of current public and

40 private programs where appropriate. The local plan shall address needs, strengths and assets of all

41 children, their families and communities, including those children and their families at highest risk.

42 (6) Subject to the availability of funds:

43 (a) The local coordinated comprehensive plan shall include:

44 (A) Identification of ways to connect all state and local planning processes related to services

45 for children and their families into the local coordinated comprehensive plan to create positive

1 outcomes for children and their families; and

2 (B) Provisions for a continuum of social supports at the community level for children from the
 3 prenatal stage through 18 years of age, and their families, that takes into account areas of need,
 4 service overlap, asset building and community strengths as outlined in ORS 417.305 (2).

5 (b) The local coordinated comprehensive plan shall reference:

6 (A) A voluntary local early childhood system plan created pursuant to ORS 417.777;

7 (B) Local alcohol and other drug prevention and treatment plans developed pursuant to ORS
 8 430.258;

9 (C) Local service plans, developed pursuant to ORS 430.630, for the delivery of mental health
 10 services for children and their families;

11 (D) Local public health plans, developed pursuant to ORS 431.385, that include public health
 12 issues such as prenatal care, immunizations, well-child checkups, tobacco use, nutrition, teen preg-
 13 nancy, maternal and child health care and suicide prevention; *[and]*

14 (E) The local high-risk juvenile crime prevention plan developed pursuant to ORS 417.855[.]; **and**

15 **(F) A community-based delivery of human services plan created pursuant to section 3 of**
 16 **this 2005 Act.**

17 (7) The local coordinated comprehensive plan shall include a list of staff positions budgeted to
 18 support the local commission on children and families. The list shall indicate the status of each po-
 19 sition as a percentage of full-time equivalency dedicated to the implementation of the local coordi-
 20 nated comprehensive plan. The county board or boards of commissioners shall be responsible for
 21 providing the level of staff support detailed in the local plan and shall ensure that funds provided
 22 for these purposes are used to carry out the local plan.

23 (8) The local coordinated comprehensive plan shall:

24 (a) Improve results by addressing the needs, strengths and assets of all children, their families
 25 and communities in the county or region, including those children and their families at highest risk;

26 (b) Improve results by identifying the methods that work best at the state and local levels to
 27 coordinate resources, reduce paperwork and simplify processes, including data gathering and plan-
 28 ning;

29 (c) Be based on local, state and federal resources;

30 (d) Be based on proven practices of effectiveness for the specific community;

31 (e) Contribute to a voluntary statewide system of formal and informal services and supports that
 32 is provided at the community level, that is integrated in local communities and that promotes im-
 33 proved outcomes for Oregon's children;

34 (f) Be presented to the citizens in each county for public review, comment and adjustment;

35 (g) Be designed to achieve outcomes based on research-identified proven practices of effective-
 36 ness; and

37 (h) Address other issues, local needs or children and family support areas as determined by the
 38 local commission pursuant to ORS 417.735.

39 (9) In developing the local coordinated comprehensive plan, the local commission shall:

40 (a) Secure active participation pursuant to subsection (3) of this section;

41 (b) Provide for community participation in the planning process, including media notification;

42 (c) Conduct an assessment of the community that identifies needs and strengths;

43 (d) Identify opportunities for service integration; and

44 (e) Develop a local coordinated comprehensive plan and budget to meet the priority needs of a
 45 county or region.

1 (10) The state commission may disapprove the part of the local coordinated comprehensive plan
 2 relating to the planning process required by this section and the voluntary local early childhood
 3 system plan.

4 (11)(a) The state commission may disapprove the planning process and the voluntary local early
 5 childhood system plan only upon making specific findings that the local plan substantially fails to
 6 conform to the principles, characteristics and values identified in ORS 417.708 to 417.725 and 417.735
 7 (4) or that the local plan fails to conform with the planning process requirements of this section.
 8 The staff of the state commission shall assist the local commission in remedying the deficiencies in
 9 the planning process or the voluntary local early childhood system plan. The state commission shall
 10 set a date by which any deficient portions of the planning process or the voluntary local early
 11 childhood system plan must be revised and resubmitted to the state commission by the local com-
 12 mission.

13 (b) The state commission does not have approval authority over the following service plans
 14 referenced in the local coordinated comprehensive plan:

15 (A) The local alcohol and other drug prevention and treatment plans developed pursuant to ORS
 16 430.258;

17 (B) Local service plans, developed pursuant to ORS 430.630, relating to the delivery of mental
 18 health services;

19 (C) Local public health plans developed pursuant to ORS 431.385; and

20 (D) Local high-risk juvenile crime prevention plans developed pursuant to ORS 417.855.

21 (12) The state commission, the Governor’s Council on Alcohol and Drug Abuse Programs, the
 22 Department of Human Services and the Juvenile Crime Prevention Advisory Committee may jointly
 23 approve the community plan that is part of the local coordinated comprehensive plan, but may not
 24 jointly approve the service plans that are referenced in the local plan. If the community plan is
 25 disapproved in whole, the agencies shall identify with particularity the manner in which the com-
 26 munity plan is deficient and the service plans may be implemented. If only part of the community
 27 plan is disapproved, the remainder of the community plan and the service plans may be implemented.
 28 The staff of the agencies shall assist the local commission in remedying the disapproved portions
 29 of the community plan. The agencies shall jointly set a date by which the deficient portions of the
 30 community plan shall be revised and resubmitted to the agencies by the local commission. In re-
 31 viewing the community plan, the agencies shall consider the impact of state and local budget re-
 32 ductions on the community plan.

33 (13) If a local commission determines that the needs of the county or region it serves differ from
 34 those identified by the state commission, it may ask the state commission to waive specific re-
 35 quirements in its list of children’s support areas. The process for granting waivers shall be devel-
 36 oped by the state commission prior to the start of the review and approval process for the local
 37 coordinated comprehensive plan described in ORS 417.735 (4) and shall be based primarily on a de-
 38 termination of whether the absence of a waiver would prevent the local commission from best
 39 meeting the needs of the county or region.

40 (14) From time to time, the local commission may amend the local coordinated comprehensive
 41 plan and applications for funds to implement ORS 417.705 to 417.797 and 419A.170. The local com-
 42 mission must amend the local plan to reflect current community needs, strengths, goals, priorities
 43 and strategies. Amendments become effective upon approval of the board or boards of county com-
 44 missioners and the state commission.

45 (15) The local commission shall keep an official record of any amendments to the local coordi-

1 nated comprehensive plan under subsection (14) of this section.

2 (16) The local commission shall provide an opportunity for public and private contractors to
3 review the components of the local coordinated comprehensive plan and any amendments to the lo-
4 cal plan, to receive notice of any component that the county or counties intend to provide through
5 a county agency and to comment publicly to the board or boards of county commissioners if they
6 disagree with the proposed service delivery plan.

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