

Chapter 344

1989 EDITION

Career and Vocational Education; Rehabilitation; Adult Literacy

VOCATIONAL EDUCATION

- 344.055 Policy on vocational education and employment training
- 344.070 Revolving accounts for federally sponsored education or training; advances; uses
- 344.080 Reimbursement vouchers; accounts and records; bond
- 344.090 Procedure when training programs are no longer needed, or when advances are improperly handled or accounted for
- 344.100 Acceptance of provisions of federal vocational education Act
- 344.110 State Treasurer designated custodian of federal appropriation; authority to disburse federal and state appropriations
- 344.120 Payment of claims approved by board
- 344.130 Cooperation by district school boards to establish vocational training

STATE ADVISORY COUNCIL

- 344.205 "State Advisory Council" defined
- 344.215 "Career education" defined
- 344.225 State Advisory Council for Career and Vocational Education; appointment; qualifications; term; expenses; quorum
- 344.235 Duties of state advisory council
- 344.245 Use of funds; staff
- 344.255 Meetings; officers

LITERACY, EDUCATION AND VOCATIONAL TECHNICAL JOB TRAINING

- 344.305 Policy and goals
- 344.309 Work Force Development Fund; uses
- 344.315 State Agency Work Force Advisory Council; members; duties
- 344.319 Workplace training for key industries
- 344.323 Targeted training for new and expanded business
- 344.325 Literacy hotline
- 344.329 Annual work force inventory and assessment
- 344.335 Occupational Program Planning System
- 344.339 Community college advanced technology centers and skill training centers
- 344.343 Grants for coordinated instructional programs
- 344.347 Grants for equipment, training, inservice training and curriculum development
- 344.355 Economic self-sufficiency financial aid for economically disadvantaged persons

VOCATIONAL REHABILITATION

- 344.511 Definitions for ORS 344.511 to 344.690 and 344.710 to 344.730
- 344.520 Vocational Rehabilitation Division

- 344.525 Assistant director; bond
- 344.527 Administrative assistants; salary and expenses
- 344.530 Rehabilitation duties
- 344.540 Federal cooperation
- 344.550 Eligibility for and extent of rehabilitation services
- 344.555 Training under apprenticeship program
- 344.560 Application; form
- 344.570 Action upon application
- 344.573 Referral by Adult and Family Services Division; eligibility of person referred; reimbursement
- 344.575 Training for person referred by Adult and Family Services Division
- 344.577 Eligibility for public assistance of person referred for training
- 344.580 Payments exempt from process
- 344.590 Appeal and hearing
- 344.600 Unauthorized use of official rehabilitation data
- 344.620 State Vocational Rehabilitation Account; federal funds; custody and disbursement; records
- 344.630 Gifts for rehabilitation purposes
- 344.685 Vocational Rehabilitation Division Revolving Fund
- 344.690 Advances to fund from account; repayment

SHELTERED WORKSHOPS

- 344.710 Definition for ORS 344.710 to 344.730
- 344.720 Establishment of sheltered workshops; application; approval
- 344.730 Financial report
- 344.735 State advisory committee; members; duties

ADULT LITERACY

- 344.760 Legislative findings on adult literacy
- 344.765 Establishment of literacy coalitions by community colleges
- 344.770 Short title

REHABILITATION OF WORKERS

- 344.840 Vocational instruction in public schools for workers; reimbursement
- 344.850 Reimbursements to Vocational Rehabilitation Division

CROSS REFERENCES

- Administrative procedures governing state agencies, 183.310 to 183.550
- Adult and Family Services Division to cooperate in training of persons in community work and training programs, 418.097
- Apprentice instruction classes, 660.160

EDUCATION AND CULTURAL FACILITIES

Benefits for trainees injured in special training programs, Ch. 655	344.520
District election procedures, Ch. 255	Human Resources Department to coordinate and supervise programs and services, 184.750
Education and rehabilitation of blind and deaf, Ch. 346	Work release programs, agreement with Department of Corrections, 144.430
Employing vocationally trained minors in jobs otherwise prohibited, 653.326	344.530
Oregon Office of Educational Policy and Planning, 348.715	Blind, vocational rehabilitation services, Commission for the Blind, 346.180
Public buildings, construction and modification for use by disabled persons, 447.210 to 447.310	344.600
Reports of vocational consultants, use in workers' compensation hearings, 656.287	Records, exchange between public and private agencies at request of blind or blind and deaf person, 346.169
State agencies, general provisions, Ch 182	344.620
Trainees in work-experience programs, workers' compensation coverage, 656.033	Expenditure without allotment prohibited in certain cases, 291.238
Unemployment compensation for vocational rehabilitation trainees, 657.335 to 657.360	344.720
344.100	Exemption from taxation for workshop and retail outlet property, 307.130
Federal Act, 20 U.S.C.A., Ch 2	

VOCATIONAL EDUCATION

344.010 [Repealed by 1959 c.641 §38]

344.020 [Repealed by 1959 c.641 §38]

344.030 [Repealed by 1959 c.641 §38]

344.040 [Repealed by 1959 c.641 §38]

344.050 [Repealed by 1959 c.641 §38]

344.055 Policy on vocational education and employment training. It shall be the policy on vocational education and employment training in this state that:

(1) Accessibility to vocational education programs should be facilitated. Individuals should have a choice of training opportunities for which they are qualified and from which they can benefit. Such opportunities should be available from local school systems, community colleges, federal and state manpower training programs, private vocational technical schools, apprenticeship programs and institutions of higher education. The student should have easy access to training with the flexibility to move in and out of programs as needs indicate. Opportunities should be available for all individuals to obtain the skills and knowledge needed for initial employment as well as for occupational upgrading and job changes.

(2) State and local planning and program operations should be coordinated to provide the most efficient use of federal, state, local and private resources.

(3) A comprehensive system of education and employment training should be developed. Secondary schools should provide an educational program which balances the educational skills of reading, writing, speaking, computation and reasoning ability, occupational skills including technical knowledge, manipulative ability and other skills required to perform job tasks and employment skills such as job seeking, work attitude, work adjustment and job-coping abilities. Community colleges should provide comprehensive programs in both academic and vocational-technical subjects. In addition, community colleges should provide short-term training designed for specific occupations, related training for apprenticeships and opportunities for employed persons to improve their skills. Other providers of employment training should compliment this effort with programs aimed at specific job training.

(4) Full working partnerships among education, business, industry, labor, government and agriculture should be developed to meet employer needs for a skilled work force and to promote employee job satisfaction. Such partnerships should be fostered by promoting efforts such as work site training stations, lending or donating of equipment to training programs, employee-teacher exchange programs, advisory committees and

cooperative work experience programs. All segments of the community should be encouraged to assist in occupational training.

(5) Federal, state, local and private funding resources should be combined to insure the development and implementation of quality programs. Both the governmental and private sectors should make a commitment to occupational training as an investment which will help bring about economic development and stability as well as high social and financial returns. Improvement of existing training programs, as opposed to development of duplicative or parallel efforts, should be utilized to promote flexibility and economy in the design and delivery of occupational education.

(6) High quality occupational training requires an adequate supply of well prepared teachers and support personnel. Provisions should be made for the formal preparation of teachers and for the recruitment of teachers from business and industry. Programs should be designed and implemented to insure that teachers remain current in their areas of expertise, and instructors should be encouraged to return to business and industry to gain additional experience in their fields. To promote retention of qualified personnel, institutions preparing and certifying teachers and agencies employing teachers should allow credit for relevant occupational experiences.

(7) Vocational education programs and other employment training programs should be developed, operated and evaluated jointly with representatives of the occupational instructional areas included in the programs. Evaluation of efforts should consider the cost effectiveness of the program both for society and the state.

(8) Each student's educational, occupational and employment skills should be assessed upon entering so that proper placement in the educational program can occur. Credit should be given for prior education, work experience and community service. Assessments to determine progress, competency attainment and needed corrective action should be made on a periodic basis. Assistance in obtaining employment and follow-through services to help students succeed on the job should be provided.

(9) Provisions should be made to meet the needs of women, minorities, disadvantaged or handicapped persons and others who have special training needs. Special curricula, facilities, equipment, counseling and instruction should be provided as necessary. The agencies and institutions serving these groups should coordinate use of the available resources to provide cost effective services. [1981 c 756 §1]

344.060 [Amended by 1959 c.641 §35; repealed by 1965 c.100 §456]

344.070 Revolving accounts for federally sponsored education or training; advances; uses. (1) The Executive Department may draw warrants upon any state fund to which federal funds for training or education have been credited, in payment of vouchers approved by the Superintendent of Public Instruction or the Commissioner for Community College Services pursuant to rules of the State Board of Education, in favor of school districts and community college districts, for such sums, not exceeding \$100,000 for a single district in the aggregate, as the state board, by duly adopted resolution, shall determine. The warrants, upon delivery thereof to the school districts, shall constitute advances from state funds to enable the districts more readily to effectuate the purposes set forth in any federal law or regulation pertaining to vocational education or training of war workers, or other education or training sponsored by the Federal Government.

(2) The districts to which moneys are advanced shall be responsible for the full repayment to the state of all sums advanced. The advances are not within any limitation upon indebtedness prescribed by law for school districts. The moneys advanced to school districts and community college districts shall not exceed in the aggregate the moneys to the credit of the state fund from which they are paid, and shall constitute advances to the recipient school district in anticipation of verified vouchers to be supplied therefor. The advances are to be used as revolving funds for the payment of the costs of vocational training programs. The advances shall be made only in those cases in which the Federal Government defrays all or part of the cost of such programs. [Amended by 1965 c.100 §435; 1965 c.102 §1, 1983 c.740 §109; 1989 c.491 §48]

344.080 Reimbursement vouchers; accounts and records; bond. (1) All reimbursement vouchers for claims paid from the revolving funds mentioned in ORS 344.070 shall be approved by the Superintendent of Public Instruction or the Commissioner for Community College Services pursuant to rules of the State Board of Education. When vouchers are so approved, warrants covering the same shall be drawn by the Executive Department, payable from the appropriate fund, and be used to reimburse the revolving funds.

(2) The school districts receiving such advances shall maintain their accounts and records so as to disclose at all times the true status of the unpaid vouchers issued for the reimbursement of the funds, the school district warrants drawn against the funds ad-

vanced and the balances to the credit thereof.

(3) The revolving funds and accounts shall be subject to examination and audit by the state in the manner provided by law for other state funds and accounts. The State Board of Education may require an audit of the revolving accounts and shall take proper precautions as to the safety of, and accountability for, all funds advanced.

(4) The State Board of Education may require the filing with it of a bond of a corporate surety duly licensed to transact business in this state to insure the proper handling of and responsibility for any funds advanced. The bond shall be cumulative and supplemental to fidelity insurance coverage already held by the school district concerned. The state may have recourse to any and all fidelity bonds of clerks or other financial officers of the district to protect such advances. [Amended by 1983 c.740 §110, 1989 c.491 §49]

344.090 Procedure when training programs are no longer needed, or when advances are improperly handled or accounted for. When it appears to the Superintendent of Public Instruction or the Commissioner for Community College Services that the training and educational programs for which funds are advanced under ORS 344.070 have been completed, or that the need for such advances or revolving funds no longer exists, or that the sums advanced are not being properly handled or accounted for, the superintendent may require that all or part of the amounts advanced to any school district shall be returned, with any interest earned, to the state funds or accounts from which the amounts originally were withdrawn. Upon receipt of notification from the superintendent that funds advanced are to be returned, the school district concerned shall immediately repay the same to the State Treasurer, for credit to the proper fund or account. To the extent that funds advanced are so repaid, security or protection theretofore required by the State Board of Education under ORS 344.080 (4) to insure the safety of such funds may be released. [Amended by 1989 c.491 §50]

344.100 Acceptance of provisions of federal vocational education Act. The State of Oregon hereby accepts all provisions and benefits of an Act of Congress entitled "An act to provide for the promotion of vocational education; to provide for cooperation with the states in the promotion of such education in agriculture and the trades and industries; to provide for cooperation with the states in the preparation of teachers of vocational subjects; and to appropriate money and regulate its expenditure."

344.110 State Treasurer designated custodian of federal appropriation; authority to disburse federal and state appropriations. The State Treasurer is designated and appointed custodian of all moneys received by the state from the appropriation made by the Act of Congress accepted by ORS 344.100. The State Treasurer is authorized to receive and provide for the proper custody of the moneys and to make disbursements thereof in the manner provided in that Act and for the purposes therein specified. The State Treasurer shall also pay out of any moneys appropriated for vocational education purposes by the State of Oregon upon the order of the Superintendent of Public Instruction pursuant to rules of the State Board of Education. [Amended by 1989 c.491 §51]

344.120 Payment of claims approved by board. All lawfully incurred claims duly approved pursuant to rules of the State Board of Education, including all claims to be paid from the moneys received by the state from the Federal Government for vocational education purposes and for which the State Treasurer is made custodian shall be paid as provided in ORS 293.295 to 293.462. The Executive Department shall draw warrants on the State Treasurer in payment thereof out of the proper appropriations or funds. [Amended by 1983 c.740 §111, 1989 c.491 §52]

344.130 Cooperation by district school boards to establish vocational training. Any district school board may cooperate with the State Board of Education in establishment of vocational schools or classes giving instruction in agricultural subjects, the trade or industrial subjects, or in home economics subjects, and may use any moneys raised by public taxation in the same manner as moneys for other school purposes are used for the maintenance and support of public schools.

344.140 [Repealed by 1979 c 570 §4]

344.150 [1955 c.632 §2; 1959 c.641 §36; repealed by 1961 c.596 §7]

STATE ADVISORY COUNCIL

344.205 "State advisory council" defined. As used in ORS 344.205 to 344.255 "state advisory council" means the State Advisory Council for Career and Vocational Education. [1975 c.637 §1; 1977 c.227 §1]

344.215 "Career education" defined. (1) Career education is defined as that education which links learning activities with jobs along the entire range of skills from sub-technical to the professional career and is an integral part of the total educational program. Career education provides the learning experiences needed to make effective career

choices and to develop the attitudes, knowledges and skills that enable persons to perform successfully in the producer (occupational) role and to assist them in other related life roles. It progresses through the steps of awareness and exploration of work, preparation for a broad range of occupations and specialization in a specific occupation.

(2) Vocational education is defined as a component of career education which offers specific skill training in a wide variety of subtechnical, technical and subprofessional skills to prepare individuals for gainful employment. It is completed initially at the high school level or in a post-high school technical institution, community college or apprenticeship program and may continue through skill upgrading or retraining for a new job. [1975 c.637 §8]

344.225 State Advisory Council for Career and Vocational Education; appointment; qualifications; term; expenses; quorum. (1) There is created a State Advisory Council for Career and Vocational Education. The Governor shall appoint members for terms of three years. The appointments shall be consistent with the requirements of any federal programs providing financial support to the council and shall have as a majority of its members persons who are not educators or administrators in the field of education and shall be representative of both sexes, racial and ethnic minorities, and the various geographic regions of the state.

(2) Members of the state advisory council are entitled to expenses as provided in ORS 292.495 (2).

(3) A majority of the state advisory council constitutes a quorum for the transaction of business. [1975 c.637 §2; 1977 c.227 §2]

344.235 Duties of state advisory council. The state advisory council shall:

(1) Provide for not less than one public meeting each year at which the public is given an opportunity to express views concerning the career and vocational education programs of the state;

(2) Advise the State Board of Education in the development of the five-year and annual program plans and accountability reports for career and vocational education and advise the State Board of Education on policy matters arising out of the administration of programs under these plans and reports;

(3) Evaluate career and vocational education programs, services and activities and publish and distribute the results;

(4) Prepare and submit to the U. S. Commissioner of Education and to the National Advisory Council on Vocational Education,

through the State Board of Education, an annual evaluation report, accompanied by such additional comments of the state board as the state board deems appropriate, which:

(a) Evaluates the effectiveness of career and vocational education programs, services and activities carried out in the five-year and annual program plans and accountability reports; and

(b) Recommends such changes in such programs, services and activities as may be warranted by the evaluations and deemed necessary;

(5)(a) Identify, after consultation with the State Manpower Services Council, the vocational education and employment and training needs of the state and assess the extent to which vocational education, employment training, and vocational rehabilitation represent a consistent, integrated and coordinated approach to meeting such needs; and

(b) Comment, at least once annually, on the reports of the State Manpower Services Council, which comments shall be included in the annual report submitted by the state advisory council;

(6) Serve as an advisory body to the Oregon Office of Educational Policy and Planning in matters relating to career and vocational education in the state; and

(7) Make available to local education agencies as recipients of federal career and vocational education funds and the local career and vocational advisory councils of these local education agencies, such technical assistance as the recipients may request to establish and operate such local advisory councils. [1975 c.637 §3; 1977 c.227 §3]

344.245 Use of funds; staff. (1) All moneys received by the state advisory council shall be paid into the State Treasury and credited to the state advisory council account. Such funds are appropriated continuously for and shall be used in carrying out functions of ORS 344.205 to 344.255 and expended pursuant to state budget procedures. The expenditure of these funds shall be determined solely by the state advisory council for carrying out its functions under ORS 344.205 and 344.225 to 344.255, and may not be diverted or reprogrammed for any other purpose by any state board, agency or individual. The state advisory council shall designate an appropriate state agency or other public agency, eligible to receive funds and to act as its fiscal agent for purpose of disbursement, accounting and auditing.

(2) The state advisory council is authorized to obtain the services of such professional, technical and clerical personnel as may be necessary to enable it to carry out its

functions under ORS 344.205 and 344.225 to 344.255 and to contract for such services as may be necessary to carry out its evaluation functions, independent of programmatic and administrative control by other state boards, agencies and individuals. [1975 c.637 §5; 1977 c.227 §4]

344.255 Meetings; officers. The state advisory council shall meet within 30 days after certification has been accepted by the U. S. Commissioner of Education and shall select from among its membership a chairperson. The time, place and manner of meeting, as well as council operating procedures and staffing, shall be as provided by the rules of the state advisory council. [1975 c.637 §6, 1977 c.227 §5].

LITERACY, EDUCATION AND VOCATIONAL TECHNICAL JOB TRAINING

344.305 Policy and goals. (1) The Legislative Assembly finds that a highly skilled, well-educated work force is critical to the present and future competitiveness of Oregon's economy. The Legislative Assembly, therefore, declares that it is the economic development policy of the state to support and promote literacy, education and vocational technical job training for Oregon workers. Further, the Legislative Assembly declares that it is the goal of the state to achieve the following by the year 2000:

(a) Measurably increase the knowledge and improve the skills of Oregon workers;

(b) Promote and sponsor effective and responsive training programs for employed and unemployed Oregonians who need literacy and other job-related training;

(c) Promote and increase youth enrollment in secondary, post-secondary and apprenticeship programs that lead to family wage jobs;

(d) Secure the active participation and full cooperation of Oregon industry leaders and business owners in developing programs to increase and improve worker education and performance;

(e) Promote and increase the coordination of Oregon's education and job training systems to more fully respond to the increasingly complex training needs of workers; and

(f) Promote and increase access to education and job training programs for all Oregonians regardless of their economic status or geographic location within the state.

(2) The Legislative Assembly declares that it is the policy of this state to integrate employment, training and development programs into its economic development efforts.

(3) The Legislative Assembly further declares that the employment development and training activities provided for in this Act are job creation and economic development activities within the meaning of subsection (3), section 4, Article XV of the Oregon Constitution. [1989 c.961 §1]

344.309 Work Force Development Fund; uses. (1) There is created the Work Force Development Fund, separate and distinct from the General Fund. Moneys in the Work Force Development Fund are continuously appropriated to the Economic Development Department for the purpose of supporting programs described in ORS 344.305 to 344.355 and other programs developed to achieve the goals described in ORS 344.305. All funds associated with ORS 344.319 to 344.355, notwithstanding the source of their appropriation, shall be considered part of the Work Force Development Fund and subject to the provisions of ORS 344.305 to 344.355. When expending moneys from the fund, the Economic Development Department shall give priority to programs that:

- (a) Are compatible with adopted state-wide economic development strategies.
- (b) Develop skills for employment in family wage jobs.
- (c) Demonstrate business and community financial support and participation.
- (d) Secure commitments from business or the community to continue the program.
- (e) Coordinate activities and resources with other training programs.
- (f) Provide for follow-up and evaluation of program results.
- (g) Provide access to training for women, members of minority groups and the economically disadvantaged.

(2) After considering any advice from the State Agency Work Force Advisory Council, the Economic Development Department shall administer the Work Force Development Fund in a manner that maximizes coordination with other economic development efforts. The Economic Development Department shall facilitate coordination of programs created under ORS 344.305 to 344.355; seek and consider business, industry and labor involvement; and cooperate with other employment and training councils, commissions and boards.

(3) Moneys shall not be released from the Work Force Development Fund to other state agencies until the Economic Development Department has developed a plan that insures overall coordination with all participating agencies and with other economic development efforts and insures compliance

with ORS 344.305 to 344.355 with the exception of the literacy hotline as described in ORS 344.325.

(4) If necessary to administer the plan approved by the Economic Development Department, the department shall have authority with the approval of the Emergency Board, to reallocate workforce development funds among the programs described in ORS 344.319 to 344.355.

(5) To promote worker skill development and promote the coordination of programs created by this Act, the Economic Development Department is authorized to:

- (a) Require regular reports from individuals and agencies responsible for the management of programs funded under ORS 344.305 to 344.355;
- (b) Review and comment on proposed rules and operational guidelines that affect programs created by ORS 344.305 to 344.355; and

(c) Recommend to the Legislative Assembly, the Executive Department and state agencies procedures and policies that promote the full coordination of state-assisted education and training programs.

(6) The Economic Development Department shall report annually to the Joint Legislative Committee on Trade and Economic Development on the activities created by ORS 344.305 to 344.355. [1989 c.961 §2]

344.310 [Amended by 1957 c.389 §1, subsection (2) of 1957 Replacement Part enacted as 1957 c.389 §2; repealed by 1959 c.566 §8]

344.314 [1957 c.389 §3; repealed by 1959 c.566 §8]

344.315 State Agency Work Force Advisory Council; members; duties. (1) There is established a State Agency Work Force Advisory Council. The council shall:

(a) Advise the Economic Development Department concerning matters relating to the coordination of programs created by ORS 344.305 to 344.355;

(b) Provide a forum for the regular discussion of job training issues by state agency personnel; and

(c) Advise the Economic Development Department of work force education trends and the status of state-sponsored training programs.

(2) The council shall be composed of the Director of the Economic Development Department, the manager of the Job Training Partnership Program, the Assistant Administrator for Research and Statistics in the Employment Division, the Commissioner of the Office of Community College Services, the Commissioner of the Bureau of Labor and Industries, the Director of the Oregon "New JOBS" program, the Associate Super-

intendent of Vocational Education and the Director of the Office of Educational Policy and Planning. Council members may designate staff members to represent them on the council.

(3) The Director of the Economic Development Department or designee shall serve as the convener and chairperson of the council. The staff of the director shall provide staff assistance to the council. The council shall meet regularly. [1989 c.961 §3]

344.316 [1957 c.389 §3, repealed by 1959 c.566 §8]

344.318 [1957 c.389 §15, repealed by 1959 c.566 §8]

344.319 Workplace training for key industries. (1) The Legislative Assembly finds that efficiency and higher productivity in all sectors of the economy are important to the maintenance of the state's economic health. The Legislative Assembly further finds that a trained, productive and flexible work force is critical to competitiveness, efficiency and higher productivity. Therefore, the Legislative Assembly declares that it is the policy of the State of Oregon to promote the development and improvement of the work skills and basic literacy skills of employees working in all sectors of the state's economy.

(2) To implement the policy stated in subsection (1) of this section, the Key Industry Employee Training Program shall be established within the Economic Development Department. Through the program, the department shall:

(a) Provide matching grants through community colleges in partnership with employers for the purpose of providing employees with literacy or customized skills training.

(b) Restrict grant awards to training program proposals submitted by two or more firms in a single business, professional or industry sector, with preference given to programs developed in cooperation with business, professional or industry association.

(c) Require that training programs provide long-term comprehensive skills development.

(d) Award grants only to those proposals that lead to, sustain or create family wage jobs. [1989 c.961 §4]

344.320 [Repealed by 1957 c.389 §17]

344.322 [1957 c.389 §8, repealed by 1959 c.566 §8]

344.323 Targeted training for new and expanded business. Pursuant to rules adopted by the Director of the Economic Development Department under ORS 184.280, the Economic Development Department shall make competitive grants to community college districts for targeted training that assist existing businesses to expand or retain their

work forces and new businesses to become established in Oregon. Grants under this section shall be made only for programs that lead to family wage jobs. Grants shall be matched in substantial part by other funds available to affected businesses. [1989 c.961 §5]

344.324 [1957 c.389 §§4, 5, repealed by 1959 c.566 §8]

344.325 Literacy hotline. (1) Pursuant to rules adopted by the State Board of Education, the Office of Community College Services shall provide for a state-wide literacy "hotline" for literacy program referrals and for the state-wide coordination of literacy programs pursuant to ORS 344.760 and 344.765.

(2) Gifts and grants for the support of the literacy hotline shall be deposited with and administered by a nonprofit organization selected by the Commissioner of the Office of Community College Services. The Director of the Department of Revenue shall concur in the selection of such a nonprofit organization and shall prescribe reasonable standards for the accounting of funds.

(3) The Office of Community College Services may contract with any public body or nonprofit organization to accomplish the purposes of this section. [1989 c.961 §6]

344.326 [1957 c.389 §6, repealed by 1959 c.566 §8]

344.328 [1957 c.389 §10, repealed by 1959 c.566 §8]

344.329 Annual work force inventory and assessment. (1) The Economic Development Department shall cause a test or set of tests or other analytical processes to be administered to a statistically valid sample of Oregon workers for the purpose of assessing the quality of the work force. The department shall include a tabulation and analyses of the findings of these tests or processes as part of an annual report on the State of Oregon's work force without identifying the workers personally.

(2) The department shall submit the annual report to the Governor and the Joint Legislative Committee on Trade and Economic Development.

(3) The department may make the test or set of tests developed under this section available to educational institutions and training programs for use in evaluating program effectiveness. [1989 c.961 §7]

344.330 [Repealed by 1959 c.566 §8]

344.335 Occupational Program Planning System. (1) The Occupational Program Planning System is established as the state's official occupational information system. The system shall provide the following information:

(a) Projections of employment by occupation and by openings.

(b) Estimates of the number of unemployed by occupation.

(c) Estimates of supply of workers by occupation from education, employment and job training programs.

(d) Statistical and narrative occupational demand and supply analyses.

(e) Occupational employment patterns by industry.

(f) Occupational characteristics information.

(2) In cooperation with education, employment and job training program providers and the Employment Division of the Department of Human Resources, the system shall provide a systematic follow-up of program providers using the Employment Division's unemployment insurance wage file. Follow-up information shall be provided annually to program providers and their related state agencies.

(3) Vocational technical and other job and employment training providers shall provide to their related state agencies such information as is necessary to provide a follow-up of former participants in their programs. Information provided shall not be published so as to identify an individual.

(4) The Occupational Program Planning System shall be housed in the Research and Statistics Section of the Employment Division. Policy direction for the system shall be provided by the Oregon Occupational Information Coordinating Committee, which shall forward required reports to appropriate state and local agencies.

(5) A report on the results of follow-up studies shall be submitted biennially to the Education Committees of the Legislative Assembly and to the Joint Legislative Committee on Trade and Economic Development. [1989 c.961 §8]

344.339 Community college advanced technology centers and skill training centers. (1) Pursuant to rules adopted by the State Board of Education and using funds from the Work Force Development Fund, the Division of Vocational Education, in cooperation with the Office of Community College Services, may make competitive grants to community college districts for the purposes of providing incentives to create advanced technology centers and skill training centers for work force excellence within community college settings.

(2) Advanced technology centers may serve the specific training and technology transfer needs of an industry. Grants for advanced technology centers made under this section must be matched in substantial part with other funds available to the community

college and must be distributed on a reasonable geographic basis.

(3) Skill training centers may provide intensive instruction and support for students in order to prepare them for participation in a competitive work force. Centers must respond to clear and significant community work force needs that are not adequately addressed through existing programs and provide support services that enable at-risk youth and adults to succeed. Grants for skill training centers made under this section must be matched in substantial part with other funds available to the local district and must be distributed on a reasonable geographic basis.

(4) No grants may be made from the Work Force Development Fund until a plan has been prepared by the Office of Community College Services with advice from Oregon community colleges specifying their cooperative use of these funds and providing evidence that no duplication of activities is to be funded.

(5) Grants authorized by this section shall be reviewed by the Economic Development Department. [1989 c.961 §9]

344.340 [Repealed by 1959 c.566 §8]

344.343 Grants for coordinated instructional programs. (1) Pursuant to rules adopted by the State Board of Education and using funds from the Work Force Development Fund, the Division of Vocational Education, in cooperation with the Office of Community College Services, may make competitive grants to community college districts, public school districts or educational service districts in order to provide for the expansion and further development of coordinated instructional programs between high schools and community colleges, including apprenticeship programs. A qualifying program must reflect the full participation of business and industry in its design and demonstrate clear educational benefits for students. Grant funds may be provided to a community college district, public school district, educational service district or some participating combination of all three. Grants made under this section must be matched in substantial part with other funds available to the local district and must be distributed on a reasonable geographic basis.

(2) Grants authorized by this section shall be reviewed by the Economic Development Department. [1989 c.961 §10]

344.345 [1953 c.722 §1; repealed by 1959 c.566 §8]

344.347 Grants for equipment, training, inservice training and curriculum development. Pursuant to rules adopted by the State Board of Education and using funds from the Work Force Development Fund, the

Division of Vocational Education may make competitive grants to public school districts, community colleges and educational service districts for the purposes of:

(1) Updating secondary vocational technical and science program instructional equipment necessary to respond to new technology and keep instruction in tune with the workplace.

(2) Providing training, leadership and work experiences, and updating curriculum for instructors and students to enable them to meet the challenges of new technology in an increasingly complex society. Such experiences may:

(a) Provide secondary vocational technical instructors and counselors with in-service training designed to upgrade their technical skills in occupations related to their fields of teaching and to orient them to the increasingly complex and technical work world. Such training shall emphasize onsite work experience and internships in businesses and industry. Funds may be expended for instructional costs and support of instructors when involved in work site training;

(b) Provide secondary and community college students with activities and experience designed to develop leadership and citizenship skills and provide onsite work experience. Such experience may be provided through state-wide vocational student leadership organizations, state and regional skills contests and cooperative work experience programs that link schools and colleges to employers; or

(c) Provide for the upgrade and realignment of secondary and community college vocational technical curriculum to reflect modernization, computerization and technological advances in the equipment and processes of the workplace.

(3) Pursuant to rules adopted by the State Board of Education and using funds from the Work Force Development Fund, the Department of Education may make competitive grants to a community consortium of educators, businesses and industry in order to enhance education from the kindergarten through the post-secondary level by providing nontraditional professional opportunities for teachers, counselors, administrators and other educators through business-education partnerships.

(a) A qualifying program must reflect the full participation and wide representation of business and industry in its design and demonstrate clear educational benefits for students.

(b) A qualifying program must also develop means to tap community resources, in-

cluding businesses, to enable educators to update their skills and understanding of the workplace so that they are better prepared to train future workers and leaders in applied uses of knowledge.

(c) In consultation with the Economic Development Department, the Department of Education shall contract with the Business-Education Compact of Washington County to create a usable guide for communities wishing to establish opportunities for nontraditional professional growth experiences for its teachers and administrators, and expand the existing Educator Assistantship Pilot Program.

(d) Grants made under this subsection must be matched in substantial part with other funds. [1989 c 961 §11]

344.350 [Repealed by 1959 c.566 §8]

344.355 Economic self-sufficiency financial aid for economically disadvantaged person. (1) The State Scholarship Commission shall provide funds to community colleges for their use in awarding economic self-sufficiency financial aid, in the form of grants and loans, to economically disadvantaged individuals. Financial aid recipients may use the funds to pay tuition and other costs, including child care and transportation costs, associated with participating in education or training programs leading to employment in family wage jobs.

(2) Financial aid from the Work Force Development Fund shall be awarded to students who are not otherwise eligible for state scholarship funds because of certain economic, institutional or personal barriers, such as a need for child care or transportation, part-time participation in training programs or enrollment in noncredit job training courses.

(3) Rules adopted by the State Scholarship Commission in cooperation with the Office of Community College Services shall give preference in awarding financial aid to individuals who:

(a) Are economically disadvantaged, unemployed or living at or below the federally established poverty level; and

(b) Enroll in 2 + 2, apprenticeship, basic skills training, "New JOBS" or other secondary or post-secondary education programs as approved by the State Scholarship Commission in cooperation with the Office of Community College Services.

(4) Additional guidelines for awarding financial aid from the Work Force Development Fund shall be established by the State Scholarship Commission in cooperation with an advisory committee of community college financial aid officers who are selected by the

Commissioner of the Office of Community College Services.

(5) No state agency providing assistance to any individual who receives economic self-sufficiency financial aid funds shall reduce its payments to the individual because of receipt of a grant or loan under this section. The receipt of economic self-sufficiency financial aid shall not affect or diminish the recipient's eligibility for assistance from any other state program. [1989 c.961 §12]

Note: Sections 13 and 14, chapter 961, Oregon Laws 1989, provide.

Sec. 13. (1) In each fiscal year, of the moneys reserved under chapter 909, Oregon Laws 1989, for the programs described in sections 6 and 9 to 11 of this Act [344.325 and 344.339 to 344.347].

(a) Not less than 33 percent of such money shall be expended on programs organized and operating within urban areas of this state; and

(b) Not less than 33 percent of such moneys shall be expended on programs organized and operating outside urban areas in this state.

(2) The Economic Development Department may reduce the expenditures for programs within urban or nonurban areas to less than the percentage of available moneys required under subsection (1) of this section when grant applications from either the urban areas or nonurban areas are not sufficient to allow expenditure of moneys as required under subsection (1) of this section.

(3) As used in this section, "urban area" means any territory situated within the urban growth boundaries of the cities of Portland, Salem, Keizer and Eugene. [1989 c.961 §13]

Sec. 14. (1) When expended for grants to programs described in sections 6 and 9 to 11 of this Act, moneys from the Work Force Development Fund shall be matched in the manner described in subsections (2) and (3) of this section

(2) Each state agency administering a grant program described in sections 6 and 9 to 11 of this Act shall be required to secure matching funds, on a dollar-for-dollar basis, for not less than 75 percent of the total amount reserved for the program under chapter 909, Oregon Laws 1989

(3) An applicant for a grant from a program described in sections 6 and 9 to 11 of this Act shall be required to match, on a dollar-for-dollar basis, the amount of the grant. However, the agency administering the program may exempt the applicant from the 100 percent matching requirement when the agency determines that the grant applicant is undergoing economic hardship and that the purposes of this Act will be more readily accomplished by a lower matching requirement. The total amount of exemptions provided to grant applicants under this subsection shall not exceed 25 percent of the amount reserved for a program under chapter 909, Oregon Laws 1989.

(4) In determining whether a grant applicant is undergoing economic hardship for the purposes of this section, a state agency shall consider:

(a) An applicant's ability to match the grant amount based on both the assessed value per student, if applicable, and the actual expenditure per student;

(b) The proportion or other measure of economically disadvantaged persons residing within the district or area of the applicant; and

(c) The level of unemployment in the district or area of the applicant.

(5) A state agency shall credit an applicant's matching funds in an amount that does not exceed 100 percent of the amount of the grant given to the applicant. Moneys of an applicant that are available to operate programs described in sections 6 and 9 to 11 of this Act and that exceed 100 percent of the grant sought or given to the applicant shall not be available for use as matching funds by any other applicant. [1989 c.961 §14]

344.360 [Repealed by 1959 c.566 §8]

344.370 [1957 c.389 §11; repealed by 1959 c.566 §8]

344.375 [1957 c.389 §12, repealed by 1959 c.566 §8]

344.380 [1957 c.389 §13, repealed by 1959 c.566 §8]

344.390 [1957 c.389 §9; repealed by 1959 c.566 §8]

344.400 [1957 c.389 §14, repealed by 1959 c.566 §8]

344.410 [1957 c.389 §7, repealed by 1959 c.566 §8]

VOCATIONAL REHABILITATION

344.510 [Amended by 1963 c.522 §1, repealed by 1965 c.100 §436 (344.511 enacted in lieu of 344.510)]

344.511 Definitions for ORS 344.511 to 344.690 and 344.710 to 344.730. As used in ORS 344.511 to 344.690 and 344.710 to 344.730:

(1) "Assistant director" means the Assistant Director for Vocational Rehabilitation.

(2) "Disabled individual" means any person who has a substantial occupational handicap due to a physical or mental condition except blindness.

(3) "Division" means the Vocational Rehabilitation Division established by ORS 344.520.

(4) "Maintenance" means money payments, during vocational rehabilitation, to individuals with occupational handicaps found to require financial assistance with respect thereto in order to effectuate the vocational rehabilitation of such individuals.

(5) "Occupational handicap" means a physical or mental condition other than blindness which, regardless of its origin, constitutes, contributes to, or, if not corrected, will probably result in, an obstruction to occupational performance or the condition of being an untrained individual.

(6) "Occupational licenses" means any license, permit or other written authority required by any governmental unit to be obtained in order to engage in any occupation.

(7) "Occupational tools, equipment and supplies" means such customary implements, appliances, apparatus, fixtures and materials as are necessary for the successful prosecution of the employment objective of an individual with an occupational handicap.

(8) "Physical restoration" means any medical, surgical or therapeutic treatment necessary to correct or substantially modify an individual's occupational handicap within a reasonable length of time. The term in-

cludes but is not limited to medical, psychiatric, dental and surgical treatment, nursing services, hospital and convalescent home care, medical and surgical drugs and supplies, and prosthetic appliances, excluding curative treatment for acute or transitory conditions.

(9) "Prosthetic appliance" means any artificial appliance designed to support or take the place of a part of the body or to increase the acuity of a sense organ.

(10) "Rehabilitation training" means all training provided, directly or through public or private instrumentalities, to an individual to compensate for the occupational handicap of the individual. The term includes but is not limited to manual, preconditioning, pre-vocational, vocational and supplementary training and training provided for the purpose of achieving broader and more remunerative skills and capacities.

(11) "Severely handicapped individual" means a disabled individual who, because of the nature of disabilities, is not able to participate fully in competitive employment, and for whom specialized employment opportunities must be provided.

(12) "Untrained individual" means any person without mental or physical disability who has a substantial occupational handicap due to lack of occupational training, experience, skills or other factors and who is receiving and, in the opinion of the Adult and Family Services Division, probably will continue to receive public assistance because of the occupational handicap of the individual.

(13) "Vocational rehabilitation" and "vocational rehabilitation services" mean any services necessary to enable an individual with an occupational handicap to engage in a remunerative occupation and include, but are not limited to, medical and vocational diagnoses, vocational guidance, counseling and placement, rehabilitation training, physical restoration, transportation, occupational licenses, occupational tools, equipment and supplies, maintenance and training books, supplies and materials. [1965 c 100 §437 (enacted in lieu of 344.510); 1967 c.552 §1; 1969 c 597 §160, 1969 c 614 §1]

344.520 Vocational Rehabilitation Division. There is established a Vocational Rehabilitation Division. The division consists of an assistant director and such other personnel as may be necessary for the efficient performance of the functions of the division. [Amended by 1967 c.552 §2; 1969 c.597 §161].

344.525 Assistant director; bond. (1) The division shall be under the supervision and control of an assistant director who shall be appointed as provided in ORS 184.760 and

who shall be responsible for the performance of the duties imposed upon the division. The assistant director shall be a person who, by training and experience, is well qualified to perform the duties of the division.

(2) Before entering upon the duties of office, the assistant director shall give to the state a fidelity bond for the faithful performance of duties in such penal sum as may be fixed by law or, if not so fixed, as may be fixed by the Governor, with corporate surety authorized to do business in this state. The premium for such bond shall be paid by the division. [1967 c.552 §11; 1969 c 597 §162, 1983 c 740 §112]

Note: 344.525 was enacted into law by the Legislative Assembly but was not added to or made a part of ORS chapter 344 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation

344.527 Administrative assistants; salary and expenses. (1) Subject to the approval of the Governor, the assistant director may appoint two assistants who shall serve at the pleasure of the assistant director and be in the unclassified service.

(2) The assistants shall receive such salary as may be provided by law or, if not so provided, as may be fixed by the assistant director. In addition to their individual salaries, each assistant administrator shall, subject to the limitations otherwise provided by law, be reimbursed for all expenses actually and necessarily incurred by the assistant administrator in the performance of official duties. [1969 c 597 §164]

344.530 Rehabilitation duties. Notwithstanding any other provisions of the law, the division shall perform the following vocational rehabilitation functions:

(1) Provide for the vocational rehabilitation of all eligible individuals with occupational disabilities and for their placement in remunerative occupations.

(2) Establish and enforce such rules as may be necessary to:

(a) Carry out ORS 344.511 to 344.690 and 344.710 to 344.730;

(b) Safeguard the confidential character of vocational rehabilitation information and records; and

(c) Maintain a system of personnel standards, subject to the State Personnel Relations Law, governing the selection, appointment and employment upon a merit basis of all personnel engaged in the administration of the vocational rehabilitation program.

(3) Cooperate with public and private departments, agencies and institutions in:

(a) Providing for the vocational rehabilitation of individuals with occupational disabilities;

(b) Studying the problems involved therein; and

(c) Establishing, developing and providing, in conformity with ORS 344.511 to 344.690 and 344.710 to 344.730, such programs, facilities and services as may be necessary.

(4) Enter into reciprocal agreements with other states relative to the provision of vocational rehabilitation to residents of the states concerned.

(5) Conduct research and compile statistics relating to the vocational rehabilitation of individuals with occupational disabilities.

(6) Encourage and assist severely disabled individuals in the establishment, maintenance and conduct of appropriate home industries within their capacities and in the promotion of the sale and distribution of the products of such home industries. All funds collected or received from such activities shall be deposited in a permanent special fund in the State Treasury and shall be used for the operation of such home industries as determined by the division.

(7) For sheltered workshops:

(a) Establish, conduct and maintain facilities necessary for the sheltered employment of severely disabled individuals;

(b) Pay the individuals employed in the facilities suitable wages;

(c) Devise means for the sale and distribution of the products of the facilities;

(d) The division shall devise a subsidy program, and include a plan for its funding in each biennial budget submitted to the Legislative Assembly; and

(e) Take such other action as may be necessary to insure the successful operation of the facilities established.

All funds collected or received from such activities shall be deposited in the State Vocational Rehabilitation Account and are appropriated and shall be used for the operation of facilities necessary for the sheltered employment of severely disabled individuals as determined by the division.

(8) Take such other action as may be necessary to carry out ORS 344.511 to 344.690 and 344.710 to 344.730. [Amended by 1963 c.522 §2; 1965 c.100 §438; 1967 c.552 §3; 1969 c.597 §165; 1971 c.617 §1; 1989 c.224 §55]

344.540 Federal cooperation. The division:

(1) Shall cooperate with the Federal Government in carrying out the purposes of

any federal Act pertaining to vocational rehabilitation, and in related matters of mutual concern, including the adoption of methods of administration found by the Federal Government to be necessary for the efficient operation of plans for vocational rehabilitation.

(2) May apply for federal funds and accept and enter into any contracts or agreements in behalf of the state for the receipt of such funds from the Federal Government or its agencies for vocational rehabilitation purposes. [Amended by 1965 c.100 §439; 1967 c.552 §4; 1969 c.597 §166]

344.550 Eligibility for and extent of rehabilitation services. Vocational rehabilitation services shall be provided to any disabled individual:

(1) Who is in the state and files an application therefor and who is not in the state for the sole purpose of receiving vocational rehabilitation services.

(2) Who is eligible for vocational rehabilitation service under the terms of an agreement with another state or with the Federal Government.

(3) Except as otherwise provided by law or as specified in any agreement with the Federal Government with respect to classes of individuals certified by the division, the following rehabilitation services shall be provided at public cost only to disabled individuals found to require financial assistance with respect thereto:

(a) Physical restoration.

(b) Transportation not provided to determine the eligibility of the individual for vocational rehabilitation services and the nature and extent of the services necessary.

(c) Occupational licenses.

(d) Customary occupational tools and equipment.

(e) Maintenance.

(f) Training books and materials. [Amended by 1965 c.100 §440; 1967 c.552 §5; 1969 c.614 §2]

344.555 Training under apprenticeship program. (1) When an individual with an occupational handicap is to be trained as an apprentice as defined in ORS chapter 660, or in a trade or craft for which training standards are established under ORS chapter 660, the training shall be subject to the provisions of ORS chapter 660, and shall be under the jurisdiction of the State Apprenticeship Council in cooperation with the division.

(2) This section is not intended to limit any necessary financial assistance to which or for which an individual with an occupational handicap would otherwise be entitled under ORS 344.550. [1963 c.522 §9]

344.560 Application; form. Applications for vocational rehabilitation under ORS 344.550 shall be made in such manner and form and contain such information as the assistant director may require.

344.570 Action upon application. Whenever the division receives an application for vocational rehabilitation under ORS 344.560, it shall promptly cause to be obtained and recorded, with respect to such applicant, all essential, pertinent information concerning the circumstances, health condition, vocational aptitudes and experience of the applicant, and such other information as may be necessary for the determination of the eligibility of the applicant and of the nature and amount of vocational rehabilitation services needed.

344.573 Referral by Adult and Family Services Division; eligibility of person referred; reimbursement. (1) The Adult and Family Services Division may refer to the Vocational Rehabilitation Division any untrained individual who is responsible for personal maintenance or is the responsible head of a household when, in the opinion of the Adult and Family Services Division, the individual has a reasonable chance for employment after receiving vocational rehabilitation.

(2) If, in the opinion of the Vocational Rehabilitation Division the individual so referred has a reasonable chance for employment after receiving vocational rehabilitation, the individual shall be eligible for all services of the division including those under ORS 344.550 (2). The division shall report the amount of any additional payments made to the individual to the Adult and Family Services Division.

(3) The Adult and Family Services Division in making a referral under subsection (1) of this section shall send any medical, psychiatric, social, financial or other information in its possession concerning the individual that the Vocational Rehabilitation Division may request unless such information is confidential under federal laws or regulations.

(4) The Adult and Family Services Division shall enter into an agreement for reimbursement of the Vocational Rehabilitation Division for its expenditures in providing vocational rehabilitation to untrained individuals and shall reimburse the division for such expenditures according to the terms of such agreement. [1963 c.522 §7, 1971 c.779 §5]

344.575 Training for person referred by Adult and Family Services Division. The division shall provide vocational rehabilitation to any untrained individual who is

referred by the Adult and Family Services Division in the county in which the untrained individual resides as provided in ORS 344.573 if, in the opinion of the Vocational Rehabilitation Division, the individual has a reasonable chance for employment after receiving vocational rehabilitation. [1963 c.522 §3a]

344.577 Eligibility for public assistance of person referred for training. (1) An untrained individual referred to the division under ORS 344.573 or the family of the individual shall continue if otherwise eligible to receive public assistance during the period when the individual is receiving vocational rehabilitation.

(2) The Adult and Family Services Division may make adjustment in the amount of assistance required by the family of the individual if, because of a lack of facilities for vocational rehabilitation in the area where the individual and the family of the individual live, the individual is required to live away from home during the period when the individual is receiving vocational rehabilitation. [1963 c.522 §8; 1971 c.779 §6]

344.580 Payments exempt from process. Any payments made to an individual with an occupational handicap as maintenance under ORS 344.511 to 344.690 and 344.710 to 344.730 shall not be transferable or assignable at law or in equity. None of the money payable under ORS 344.511 to 344.690 and 344.710 to 344.730 shall be subject to execution, levy, attachment, garnishment or other legal process or to the operation of any bankruptcy or insolvency law. [Amended by 1963 c.522 §4]

344.590 Appeal and hearing. Any individual applying for or receiving vocational rehabilitation who is aggrieved because of the division's decision or delay in making a decision shall be entitled to appeal to the division, and opportunity for hearing as a contested case shall be accorded as provided in ORS 183.310 to 183.550 and chapter 734, Oregon Laws 1971. [Amended by 1967 c.552 §6; 1971 c.734 §38]

Note: The Legislative Counsel has not, pursuant to 173.160, undertaken to substitute specific ORS references for the words "chapter 734, Oregon Laws 1971" in 344.590. Chapter 734, Oregon Laws 1971, enacted into law and amended ORS sections which may be found by referring to the Comparative Section Table located in volume 15 of Oregon Revised Statutes.

344.600 Unauthorized use of official rehabilitation data. Except for purposes directly connected with the administration of vocational rehabilitation, and in accordance with the rules and regulations of the division, no person shall solicit, disclose, receive, make use of or authorize, knowingly permit, participate in or acquiesce in the use of, any list of or names of, or any information con-

cerning persons applying for or receiving vocational rehabilitation directly or indirectly derived from the records, papers, files or communications of the state or subdivisions or agencies thereof, or acquired in the course of the performance of official duties. [Amended by 1967 c.552 §7]

344.610 [Amended by 1963 c.522 §5; repealed by 1965 c.100 §456]

344.620 State Vocational Rehabilitation Account; federal funds; custody and disbursement; records. (1) There is established in the General Fund of the State Treasury, a State Vocational Rehabilitation Account which shall consist of all moneys made available to the division for rehabilitation purposes. All moneys in such special account hereby are appropriated for the purposes of the administration of ORS 344.511 to 344.690, 344.710 to 344.730 and 344.850.

(2) The State Treasurer is designated custodian of all funds received from the Federal Government for the purpose of carrying out any federal Act pertaining to vocational rehabilitation. The State Treasurer shall receive such funds and provide for their custody.

(3) Disbursements from the State Vocational Rehabilitation Account shall be made as directed by the division. The division shall keep a record of all moneys deposited in such account. The record shall indicate by separate cumulative accounts the source from which the moneys are derived and the individual divisional activity against which each withdrawal is charged. [Amended by 1967 c 552 §8; 1969 c 597 §167; 1983 c 297 §1]

344.630 Gifts for rehabilitation purposes. The division may receive and accept such gifts, donations and other funds from either public or private sources as may be offered unconditionally or under such conditions as in the judgment of the division are proper and consistent with the provisions of ORS 344.511 to 344.690 and 344.710 to 344.730. Gifts so accepted shall be held in trust for investment, reinvestment and use in accordance with the conditions of the gift. Such moneys shall be deposited in the State Treasury to the credit of the State Vocational Rehabilitation Account. [Amended by 1967 c.552 §9]

344.640 [Amended by 1953 c.674 §13, 1957 c.574 §1; renumbered 344.810]

344.650 [Renumbered 344.820]

344.660 [Amended by 1953 c.674 §13; renumbered 344.830]

344.670 [Renumbered 344.840]

344.680 [1955 c.762 §3; renumbered 344.850]

344.685 Vocational Rehabilitation Division Revolving Fund. (1) There is established the Vocational Rehabilitation Division Revolving Fund, not to exceed the sum of

\$750,000, for the use of the division. The revolving fund shall be deposited with the State Treasurer to be held in a special account against which the division may draw checks for the purposes of paying expenses of vocational rehabilitation services when it is appropriate to make immediate payments for such services, including advance payments to applicants for vocational rehabilitation.

(2) Disbursements from the revolving fund may be made by the division and all vouchers for payments made from the fund shall be approved by the administrator of the division. When payments are so approved, reimbursements shall be made to the division revolving fund upon order of the assistant director out of funds in the State Vocational Rehabilitation Account. [1967 c 483 §§2, 4; 1969 c.597 §168; 1969 c.614 §§3, 3a]

344.690 Advances to fund from account; repayment. (1) The warrants shall be drawn as provided by law in favor of the division on funds in the State Vocational Rehabilitation Account in the State Treasury. The funds so advanced shall be used by the division for the revolving fund set forth in ORS 344.685 (1).

(2) At any time during the biennium for which the advances mentioned in subsection (1) of this section were made, upon written request together with a check drawn on the Vocational Rehabilitation Division Revolving Fund by the division, the Secretary of State shall return such advances to the State Vocational Rehabilitation Account.

(3)(a) The State Treasurer shall, from time to time, advance from funds in the hands of the treasurer not required to meet current demands, to the Vocational Rehabilitation Division Revolving Fund established by ORS 344.685 (1), an amount not to exceed \$40,000.

(b) The amounts so advanced shall be returned without interest by the division to the State Treasurer at times and in amounts agreed upon between the State Treasurer and the division. [1967 c 483 §3; 1969 c.597 §170]

SHELTERED WORKSHOPS

344.710 Definition for ORS 344.710 to 344.730. "Sheltered workshop" means a nonprofit facility established and operated by a private organization, agency or institution to provide vocational training, employment opportunity and employment for disabled and severely disabled individuals. [1963 c.506 §2; 1989 c.224 §56]

344.720 Establishment of sheltered workshops; application; approval. (1) Upon approval of the sheltered workshop and within the limits of available funds, the Vo-

cational Rehabilitation Division may make grants to assist sheltered workshops.

(2) Applications for grants under subsection (1) of this section shall be made in the manner and form and contain the information required by the division.

(3) The approval of the division required by subsection (1) of this section shall be based on reasonable and satisfactory assurance of:

(a) Provision for vocational training and employment experience to enable the disabled or severely disabled individuals to participate in competitive employment when the physical condition of the person warrants such employment.

(b) Compliance with the rules of the division applicable to sheltered workshops. [1963 c.506 §3; 1965 c.100 §441, 1967 c.552 §10, 1989 c.224 §57]

344.730 Financial report. All sheltered workshops which receive state aid under the provisions of ORS 344.710 to 344.730, on or before January 15, shall file with the division a financial report on the preceding year in the form prescribed by the division. [1963 c.506 §4]

344.735 State advisory committee; members; duties. (1) There is established a state advisory committee which shall function solely in an advisory capacity to the Assistant Director of the Vocational Rehabilitation Division of the Department of Human Resources and to the division. The assistant director shall appoint members to the advisory committee. A majority of the advisory committee shall be disabled persons.

(2) The assistant director shall include advisory committee recommendations in the division's decision-making process. The advisory committee shall:

(a) Collect and study data and other information and offer advice concerning specialized needs of specific client groups;

(b) Provide liaison between the division and the rehabilitation community;

(c) Review and suggest new and revised legislation affecting the provision of vocational rehabilitation services to Oregon's disabled;

(d) Study, collect data and offer advice regarding high priority issues identified by the division;

(e) Consider items of state-wide concern relayed from regional advisory committees; and

(f) Utilize regional committees as a resource for gathering information as it relates to the individual areas.

(3) Through the advisory committee, the division shall take into account views of individuals and groups who are recipients of vocational rehabilitation services, providers of vocational rehabilitation services and others who are active in the vocational rehabilitation field, in connection with matters of general policy, program development and implementation. [1989 c.225 §1]

344.740 [1969 c.100 §1; 1973 c.517 §1; repealed by 1981 c.126 §6]

ADULT LITERACY

344.760 Legislative findings on adult literacy. The Legislative Assembly finds that:

(1) It is in the state's interest to assure coordination of the various groups providing adult literacy services within communities.

(2) The demands created by new technologies and foreign competition have intensified the need for a literate work force.

(3) Community colleges are the major providers of adult literacy to Oregon communities through adult basic education, General Education Development and reading, tutoring and pre-employment skills classes.

(4) Community colleges present the opportunity of a state-wide network able to link libraries, providers of Job Training Partnership Act services, community schools, volunteer literacy groups and other providers of literacy services and resources. [1987 c.190 §2]

344.765 Establishment of literacy coalitions by community colleges. (1) Community colleges may establish local literacy coalitions in the community college districts and in unserved areas in order to enhance educational services to undereducated adults.

(2) A literacy coalition in each district shall inform community members as to the extent of literacy services available in their area. The coalition shall endeavor to insure that community resources are used effectively and try to make more services available to undereducated adults through community efforts. [1987 c.190 §3]

344.770 Short title. ORS 344.760 to 344.770 may be cited as the "Adult Literacy Act." [1987 c.190 §1]

REHABILITATION OF WORKERS

344.810 [Formerly 344.640; 1965 c.285 §67b; renumbered 656.616]

344.820 [Formerly 344.650; 1965 c.285 §67c, renumbered 656.728(1)]

344.830 [Formerly 344.660; 1965 c.285 §67d, renumbered 656.728(2)]

344.840 Vocational instruction in public schools for workers; reimbursement. Upon application of the Director of the De-

partment of Insurance and Finance, the district school board of a school district which employs vocational instructors or maintains a vocational training program shall furnish to any person designated by the Director of the Department of Insurance and Finance such vocational instruction as is provided for district pupils when the facilities of the district permit. The Director of the Department of Insurance and Finance shall cause to be paid to the district the actual cost of such instruction as nearly as may be estimated by

the district school board. (Formerly 344.670; 1965 c.100 §442)

344.850 Reimbursements to Vocational Rehabilitation Division. All reimbursements to the Vocational Rehabilitation Division made by the Department of Insurance and Finance in connection with rehabilitation services shall be deposited in the State Vocational Rehabilitation Account and be included in the biennial budget of the division. (Formerly 344.680; 1965 c.100 §443; 1983 c.297 §2)

344.990 [Repealed by 1965 c 100 §456]

EDUCATION AND CULTURAL FACILITIES
