

**HOUSE COMMITTEE ON EDUCATION**

**April 25, 2005 Hearing Room E**

**1:00 P.M. Tapes 90 - 91**

**MEMBERS PRESENT:           Rep. Linda Flores, Chair**

**Rep. John Dallum, Vice-Chair**

**Rep. Steve March, Vice-Chair**

**Rep. Debi Farr**

**Rep. John Lim**

**Rep. Arnie Roblan**

**Rep. Chip Shields**

**STAFF PRESENT:           Jim Keller, Committee Administrator**

**Kellie Whiting, Committee Assistant**

**MEASURES/ISSUES HEARD:**

**HB 3183 – Work Session**

**HB 2919 – Public Hearing and Work Session**

**HB 3172 – Public Hearing**

**These minutes are in compliance with Senate and House Rules. Only text enclosed in quotation marks reports a speaker's exact words. For complete contents, please refer to the tapes.**

<b>TAPE/#</b>	<b>Speaker</b>	<b>Comments</b>
<b>TAPE 90, A</b>		
004	Chair Flores	Calls the meeting to order at 1:02 p.m. and opens a work session on HB 3183.

**HB 3183 – WORK SESSION**

006	Jim Keller	Committee Administrator. Provides background on HB 3183. Explains the letter to Speaker Minnis, rescinding the subsequent referral to Revenue ( <b>EXHIBIT A</b> ).
014	Rep. Dallum	<b>MOTION: Moves HB 3183 to the floor with a DO PASS recommendation and the SUBSEQUENT REFERRAL to the committee on REVENUE BE RESCINDED and be placed on the CONSENT CALENDAR.</b>
018		<b>VOTE: 7-0-0</b>  <b>AYE: In a roll call vote, all members present vote Aye.</b>
	Chair Flores	<b>The motion CARRIES.</b>
033	Chair Flores	Closes the work session on HB 3183 and opens a public hearing on HB 2919.

**HB 2919 – PUBLIC HEARING**

038	Jim Keller	Committee Administrator. Provides background on HB 3183 and introduces the -1 amendment ( <b>EXHIBIT B</b> ).
042	Rep. John Dallum	House District 59. Submits prepared testimony in support of HB 2919 ( <b>EXHIBIT C</b> ). Explains the background of the bill and the expanded education options and charges. Makes reference to sponsors of the bill, workgroups and participants interested and in support of the intent of the bill.
099	Rep. March	Inquires about the cost.

108	Rep. Dallum	Responds about the cost and the cases where school districts have discouraged college attendance at the community colleges and recommends remedy.
116	Rep. Roblan	Inquires about the agreements with the districts and collected ADM.
120	Rep. Dallum	Responds.
132	Deborah Andrews	Portland, OR. Testifies in support of HB 2919. Highlights the opportunities the bill creates. Comments on the amendments made.
153	Margaret DeLacy	Submits and refers to an article about radical acceleration and early entry to college ( <b>EXHIBIT D</b> ) in support of HB 2919. Explains her concerns with the -1 amendments. Comments on accelerated learning and achievements for students. Recommends amendments to the bill.
259	DeLacy	Comments on the eligibility and at-risk students. Explains the productivity in the workgroups and the different interpretations from the organizations. Makes reference to the districts in which are exempt.
286	Rep. Roblan	Clarifies there is an exception for school districts to exceed the number of credits in section 17 of the -1 amendments ( <b>EXHIBIT B</b> ).
298	DeLacy	Responds her testimony is based on the original bill, not the -1 amendment.
313	Rep. Roblan	Directs her to ( <b>EXHIBIT B, section 17, line 3</b> ). Comments on the eligible students.
329	DeLacy	Comments about the exemption of students under the age of sixteen for specific options. Concur there are provisions in the bill for existing programs.
341	Rep. March	Comments on the schools opting out of a program and clarifies that the schools are required to submit a wavier.
358	DeLacy	Responds she will need to read the -1 amendments.
370	Harvey Matthews	

Associates of Oregon Industries. Testifies in support of HB 2919. Comments on the results of the workgroups. Explains the balance between funding, existing and new programs, rules and exceptions, and sunsets. Urges the committee to adopt the -1 amendments and the passage the bill.

415 Laurie Wimmer-Whelan Oregon Education Association. Testifies in support of 2919 with the -1 amendment. Touches on the intent of the workgroup.

**TAPE 91, A**

005 Julie Suchanek Community College Association. Testifies in support of HB 2919 with the -1 amendment. Comments on the eligibility status and the access to college.

012 John Marshall Oregon Education Association. Testifies in support of HB 2919 with the -1 amendment. Comments on the work done in the work groups and the effects of the programs. Notes on the programs, protections and resources. Comments the -1 amendments are a result of the give and take.

038 Chuck Bennett Confederation of School Administrators. Testifies in support of HB 2919 with the -1 amendment. Comments on the success of the workgroup and the results of the -1 amendment.

062 Lisa Zavala Oregon University System. Testifies in support of HB 2919 with the -1 amendment. Comments on the success of the workgroup.

079 Chair Flores Inquires about the discussion surrounding the high achieving students under the age of sixteen.

084 Chuck Bennett Responds about the exceptional students. Comments on the expectations for further discussion.

099 Matthews Responds the workgroup tried to support current programs and touches on the issues of liability.

109 Suchanek Responds about the accelerated learning and the target age. Comments on the maturity level and the expectations of the students they serve. Comments that the doors are not closed to students younger than 16.

131	Zavala	Comments on the factors that are of concern on the adult campus.
136	Rep. Dallum	Comments on the issue of age and notes there are exceptions on a case- by-case basis.
143	Andrews	Responds about the level of maturity on the college campuses. Comments the bill allows opportunity to younger students.
157	DeLacy	Responds about the exceptions and a responsible appeal process is suitable.
170	Wimmer-Whelan	Responds about the student participants and the existing programs. Comments on the liability and maturity levels.
188	Rep. Roblan	Inquires about the option to allow the Talented and Gifted program to be added.
201	Wimmer-Whelan	Responds about the options.
206	Matthews	Comments about the reporting requirements for the Expanded Options Programs.
223	Chair Flores	Closes the public hearing on HB 2919 and opens a work session on HB 2919.

**HB 2919 – WORK SESSION**

<b>229</b>	<b>Rep. Dallum</b>	<b>MOTION: Moves to ADOPT HB 2919 -1 amendments dated 4/21/05.</b>
<b>236</b>		<b>VOTE: 7-0-0</b>
	<b>Chair Flores</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
243	Rep. Lim	Refers to section two of HB 2919 and asks about eligibility for exchange students.
251	Matthews	Responds the workgroup tried to limit the financial burden on the districts and to Oregon taxpayers.

- 269 Rep. Dallum Responds about the intent of the exchange program.
- 275 Rep. Roblan Comments on the insurance issues.
- 280 Rep. Dallum MOTION: Moves HB 2919 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.**
- 290 VOTE: 7-0-0**
- AYE: In a roll call vote, all members present vote Aye.**
- Chair Flores The motion CARRIES.**
- 307 Chair Flores Closes the work session on HB 2919 and opens a public hearing on HB 3172.

**HB 3172 – PUBLIC HEARING**

- 320 Jim Keller Committee Administrator. Explains HB 3172.
- 340 Linda Samek Western Baptist College. Submits and reads from prepared testimony in opposition of HB 3172 on behalf of Thomas Greene (**EXHIBIT E**). Submits and reads from prepared testimony (**EXHIBIT F**) on her own behalf in opposition of HB 3172.

**TAPE 90, B**

- 021 Karen Hamlin Willamette University. Testifies in opposition of HB 3172. Comments that the Teachers Standards and Practices Commission is responsive to their needs.
- 040 Joe Mannion Director of Education, Concordia University. Testifies in opposition of HB 3172. Comments on the licensure requirements and the different standards. Comments that only eleven states have a independent licensure commission.
- 085 Rep. Dallum Inquires why the other states are not moving towards an independent licensure commission.
- 092 Samek

Responds about the lack of support to implement the same type of commission like that of the Teachers Standards and Practices Commission (TSPC).

- 108 Rep. Dallum Inquires if other states have work samples.
- 110 Samek Responds that work samples are growing around the country.
- 122 Rep. Dallum Inquires about the states that have adopted the work sample as a licensing piece.
- 127 Samek Responds she can not speak to the issue.
- 133 Chair Flores Inquires about the process to comprise the TSPC board.
- 137 Samek Responds there are seventeen members of the commission, eight are practicing teachers, four are administrators, and two are higher education representatives and general public members.
- 152 Chair Flores Clarifies they are appointed by the governor and do go through a Senate approval process. Provides clarification in regards to the previous testimony of Thomas Greene (**EXHIBIT E**).
- 159 Vickie Chamberlain Executive Director, Teacher Standard and Practice Commission. Submits and refers to the TSPC summary handout (**EXHIBIT G**).
- 198 Rep. Farr Inquires if political party is a part of the process.
- 204 Chamberlain Responds the stakeholders select the members and they are approved by the governor. Explains the selection process.
- 208 Chair Flores Refers to ORS 342 and asks about the additional fees aside from the licensing fees.
- 213 Chamberlain Responds they do not set fees outside the fee schedule. Responds they have the ability to charge up to two hundred dollars for an alternative assessment and for beginning teachers. States the statutory cap for fees is \$75.00 and is \$ 90.00 for out-of-state applicants. Explains the out-of-state applicants are charged more due to the different screening process.

242	Chair Flores	Clarifies they do not charge a teacher assessment fee for beginner teachers.
245	Chamberlain	Concurs.
249	Chair Flores	Inquires if they have a professional organizational certification fund.
253	Chamberlain	Responds it was a mechanism to collect money to fund teachers to take national board certification tests. States there is a balance of \$28,000. and is spent exclusively on assisting teachers to achieve national boards.
271	Chair Flores	Inquires about the oversight for teacher professional development.
275	Chamberlain	Responds the rules are designed through the school district's plan or the school district can allow each individual educator to set up their own plan. Explains that the rules state that the educator work with an administrator who will oversee their development of the plan. States the major districts have comprehensive plans.
299	Chair Flores	Inquires if there is a list of the school districts that supervise the plan and the districts who allow the educators to devise their own plans.
305	Chamberlain	Responds TSPC has a list of the districts that have a plan. Explains that TSPC does not check off each individual educator's developmental plan, as TSPC counts on the administrators to do that.
315	Chair Flores	Inquires who oversees the professional development funding if the teacher is responsible for implementing the plan.
320	Chamberlain	Responds that the money is always controlled by the district. States most of the reimbursements is a part of the collective bargaining agreement, with exceptions.
332	Chair Flores	Clarifies it is a component of collective bargaining discussion.
335	Chamberlain	Concurs.
340	Rep. Dallum	Inquires about the process for implementing rules on teacher's standards by the commission.



- 348 Chamberlain Responds the process is collaborating with a work group of stakeholders to determine a proposal and the proposals are brought to the commission for a public hearing and then are enacted in rules. Comments on the revisions made to the licensure requirements at the direction of the 2003 Legislative Assembly.
- 386 Rep. Dallum Asks about the process for oversight if there is question about a standard.
- 394 Chamberlain Responds that the state law requires a state agency to respond to concern about anything in a rule, the person can petition for a ruling to be heard and TSPC is required by law to open hearing regarding the rule.
- 399 Rep. Dallum Inquires if there is an appellate process.
- 409 Chamberlain Responds there is not an appellate process to the rule. States there is not an elected official involved and TSPC is overseen by constituency boards.
- 417 Chair Flores Inquires if teachers nearing retirement use professional development money to educate themselves, and asks if there is there a cut off date or a plan for reimbursement.

**TAPE 91, B**

- 004 Chamberlain Responds about the plan she participated in as a teacher.
- 015 Rep. Dallum Inquires if the school districts regulate the individual teacher plans.
- 021 Chamberlain Responds that TSPC does not regulate how they records are kept. States TSPC assumes the sign off by the administrator indicates the teacher has complied with the professional development.
- 025 Chair Flores Inquires if TSPC has record of the number of teachers that are licensed to teach Math, Science or English for grades seven through twelve.
- 030 Chamberlain Responds she can get the information.
- 034 Chair Flores Inquires about the licensed teachers who are not currently teaching.

039	Chamberlain	Responds she will give information on actively employed and unemployed.
044	Rep. Roblan	Comments on the renewal process.
051	Chair Flores	Inquires about hired teachers from other states.
054	Chamberlain	Responds that 60% of new licenses are prepared out of state.
063	Rep. Dallum	Inquires if Oregon has reciprocity with other states.
070	Chamberlain	Responds that the reciprocity Oregon has, is identical to other states.
099	Deborah Andrews	Testifies in support of HB 3172. Comments on the concerns surrounding new teachers not being able to teach. Comments on the concerns around cultural competency. States the need for educated teachers and effective learning.
131	Rep. Farr	Comments about the possibility of the issue coming from the higher education system, not the Teachers Standards and Practices Commission.
142	Andrews	Responds that licensure is a large component to teacher preparation, it guides what the colleges offer for teacher preparation and teacher preparation is the area of concern.
147	Rep. Dallum	Inquires about the comments made in respect to teachers not being able to teach properly.
159	Andrews	Responds she will provide the information.
162	Nancy White	Pacific University. Testifies in opposition of HB 3172. Explains that she believes the current teachers have more knowledge than teachers did in the past. Comments that the new teachers can prepare a curriculum to work for the lowest performing student. Acknowledges that the schools do not do enough for the talented and gifted students, as they should. Comments on the dedication of teachers to the students.

230	Rep. Farr	Comments on her experience at the Fairfield Elementary School.
243	Betty McChesneyhouse	Retired Teacher. Testifies in opposition in HB 3172. Comments on the different types of teaching and notes that teachers are educated.
283	Chair Flores	Closes the public hearing on 3172 and adjourns the meeting at 2:40 p.m.

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### **EXHIBIT SUMMARY**

- A. **HB 3183, letter, staff, 1 p**
- B. **HB 2919, -1 amendments, staff, 13 pp**
- C. **HB 2919, prepared testimony, Rep. John Dallum, 2 pp**
- D. **HB 2919, article, Margaret DeLacy, 1 p**
- E. **HB 3172, prepared testimony of Thomas Greene, Linda Samek, 1 p**
- F. **HB 3172, prepared testimony, Linda Samek, 1 p**
- G. **HB 3172, TSPC summary handout, Vickie Chamberlain, 4 pp**