

HOUSE COMMITTEE ON EDUCATION

May 23, 2005 Hearing Room E

1:00 P.M. Tapes 115 - 116

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:

SB 6 – Public Hearing

SB 85 – Public Hearing and Work Session

SB 169 – Public Hearing and Work Session

SB 1039 – 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.

TAPE/#	Speaker	Comments
TAPE 115, A		
002	Chair Flores	Calls the meeting to order at 1:02 p.m. and opens the public hearing on SB 6.
<u>SB 6 – PUBLIC HEARING</u>		
005	Jim Keller	Committee Administrator. Explains SB 6.
007	Sen. Peter Courtney	Senate President, Senate District 11. Submits and reads from prepared testimony in support of SB 6 (EXHIBIT A). States the bill prevents administrators, teachers, coaches and volunteers from providing or suggesting supplements in which enhance performance.
053	Rep. March	Inquires about the exclusions in regards to certain drinks and foods.
062	Chris Garret	Chief Legal Advisor, Senate President's office. Responds about the exclusions.
072	Rep. Lim	Inquires about the language of line 25-28 of the bill.
082	Garret	Responds about the prevue of the legislation.
087	Rep. Lim	Responds about a possible contradiction.
090	Sen. Courtney	Explains the relationship between parent and child and the intent of the legislation.
103	Chair Flores	Refers to page two of SB 6, and clarifies the language in regards to school property and school activities.
116	Rep. Lim	Refers to page 13 of SB 6 and asks about the intellectual performances.

123	Sen. Courtney	Responds about the physical and mental effects from supplements. Comments on the time spent with athletes and the effects of the supplements.
170	Tom Welter	Executive Director, Oregon School Activities Association (OSAA). Submits and reads from prepared testimony in support of SB 6 (EXHIBIT B). Comments on the decline of licensed teachers that are also coaches. Explains the requirements for certification of sport education. Comments on the medical evaluations for students athletes. States the performance supplements are so new that the long-term effects are unknown.
245	Dr. Thad Stanford	Orthopedic Surgeon. Submits and explains the informational packet, which includes a list of doctors, prepared testimony in support of SB 6, a news release, the National Federation of State High School Associations statement on supplements, an e-mail about the affects of supplements, a list of commonly used herb supplements and news articles concerning the use of supplements (EXHIBIT C).
340	Rep. March	Inquires about the scope of authority of a coach or school employee.
352	Stanford	Responds about the negative affects of supplements.
356	Rep. Roblan	Comments on the liabilities attached to sponsoring or distributing questionable supplements.
371	Stanford	Concurs.
379	Rep. Dallum	Inquires if there is a similar rule in place within the association.
384	Welter	Refers to the statement on (EXHIBIT B, page 2).
386	Rep. Dallum	Inquires about the consequences in place for when a coach suggests or promotes supplements.
389	Welter	Responds about the reprimands.
403	Rep. Lim	Asks for the definition of an enhancing compound.
415	Stanford	

Explains the supplements in which are promoted and suggested performance enhancers.

TAPE 116, A

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| 007 | Welter | Clarifies that steroids are illegal and explains the supplements in which are not illegal, are accessible and have negative effects. |
| 040 | Rep. Roblan | Provides clarification on prescription drugs and the promotion of supplements by school employees. |
| 054 | Rep. Dallum | Explains the relationship between parents and child, doctors and patients, and the prevue of the coach and their students. |
| 066 | Chair Flores | Inquires about an indication of a wide spread problem in Oregon. |
| 072 | Welter | Responds there is not information supporting immunity. |
| 076 | Chair Flores | Comments about the influences and focus surrounding the subject matter. |
| 103 | Chair Flores | Closes the public hearing on SB 6 and opens a public hearing on SB 85. |

SB 85 – PUBLIC HEARING

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| 110 | Jim Keller | Committee Administrator. Explains SB 85. |
| 114 | Joanne Trousdale | Assistant Commissioner, Community Colleges and Workforce Development. Testifies in support of SB 85. Clarifies the intent of the bill. |
| 141 | Chair Flores | Closes the public hearing on SB 85 and opens a work session on SB 85. |

SB 85 – WORK SESSION

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| 148 | Rep. Dallum | MOTION: Moves SB 85 to the floor with a DO PASS recommendation and be placed on the CONSENT CALENDAR. |
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150

VOTE: 7-0-0

AYE: In a roll call vote, all members present vote Aye.

Chair Flores

The motion CARRIES.

160

Chair Flores

Closes the work session on SB 85 and opens a public hearing on SB 169.

SB 169 – PUBLIC HEARING

168

Jim Keller

Committee Administrator. Explains SB 169.

169

Chris Minnich

Oregon Department of Education. Testifies in support of SB 169.

195

Rep. Roblan

Inquires if the bill affects only the problem solving and writing aspects of the tests.

201

Minnich

Responds the current law only refers to the math solving and writing tests.

203

Chair Flores

Closes the public hearing on SB 169 and opens a work session on SB 169.

SB 169 – WORK SESSION

207

Rep. Dallum

MOTION: Moves SB 169 to the floor with a DO PASS recommendation and be placed on the CONSENT CALENDAR.

210

VOTE: 7-0-0

AYE: In a roll call vote, all members present vote Aye.

Chair Flores

The motion CARRIES.

215

Chair Flores

Closes the work session on SB 1039 and opens a public hearing on SB 1039.

SB 1039 – PUBLIC HEARING

220	Jim Keller	Committee Administrator. Explains SB 1039.
235	Alan Contreras	Administrator, Office of Degree Authorization. Testifies in support of SB 1039. Submits and refers to the informational handout by Kennedy-Western University (EXHIBIT D). Explains there will be amendments.
258	Kevin Neely	Department of Justice. Testifies in support of SB 1039.
283	Rep. Lim	Inquires about the disclaimer noting the institute is not accredited.
290	Contreras	Responds about the procedure and requirements for including the disclaimer, noting the entity is not accredited.
296	Rep. March	Inquires about current provisions relating to providers issuing degrees, as well as providing disclaimers noting that they are not accredited.
303	Contreras	Responds about the provisions stating what a non-accredited institution cannot do.
329	Rep. Lim	Inquires about an institution becoming accredited in the future.
338	Contreras	Explains the procedural rule in which addresses the situation. Explains the regulation on honorary degrees.
371	Andrea Henderson	Oregon Community Colleges Association. Explains there will be amendments drafted.
407	Chair Flores	Closes the public hearing on SB 1039. Adjourns the meeting at 2:03 p.m.

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EXHIBIT SUMMARY

- A. **SB 6, prepared testimony, Sen. Peter Courtney, 2 pp**
- B. **SB 6, prepared testimony, Tom Welter, 2 pp**
- C. **SB 6, informational packet, Dr. Thad Stanford, 14 pp**
- D. **SB 1039, informational handout, Alan Contreras, 1 p**