

**HOUSE COMMITTEE ON EDUCATION**

**May 25, 2005 Hearing Room E**

**1:00 P.M. Tapes 117 - 118**

**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 755A – Work Session**

**SB 6 – Work Session**

**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 117, A**

002 Chair Flores Calls the meeting to order at 1:02 p.m. and opens a work session on SB 755A.

**SB 755A – WORK SESSION**

005 Jim Keller Committee Administrator. Refers to the -6 amendments (**EXHIBIT A**).

013 Sen. Vicki Walker Senate District 7. Compliments the efforts done on the -6 amendments.

027 Cindy Hunt Senior Deputy, Legislative Council. Explains the intent of the -6 amendments. Explains the reporting policies for school boards in regards to child abuse. Explains the specifications of what the policies should include. Explains the obligations for mandatory reporters.

053 Rep. Roblan Inquires about the reporting requirements while school is not in session.

058 Hunt Clarifies the intent of the bill with the -6 amendments in regards to reporting requirements outside of school and when school is not in session. Comments about the school board's obligation once reported. Comments on the conditions of administrative leave.

082 Chair Flores Refers to page two, section two.

090 Hunt Explains the resolution issue.

095 Sen. Walker Explains the subsequent resolution to a report.

106 Hunt Explains sub-section four of the -4 amendments.

117 Rep. Dallum Comments on the issues of assumption of guilt and safeguards.

133 Sen. Walker Addresses the assumptions and explains the language concerning reasonable cause. Explains how the language was determined.

147	Rep. Dallum	Inquires about the definition of reasonable cause.
157	Hunt	Responds she will provide the information at a later time. Explains the investigation process within the school districts and the Teachers Standards and Practices Commission (TSPC).
169	Sen. Walker	Responds about the accessibility of records.
178	Hunt	Responds about sub-section seven and the removal of specific information to the disciplinary records.
193	Rep. Roblan	Inquires about sections six and seven and the relief of liability.
208	Hunt	Responds if a district discloses information accepted under statute, there is not liability.
217	Rep. Roblan	Refers to section two and asks about the reporting requirements of non-school employees.
223	Hunt	Refers to section three and explains.
227	Chair Flores	Comments on the adoption of school board policies.
232	Sen. Walker	Comments about the circulation of policies.
241	Rep. Roblan	Compliments the efforts.
251	Rep. Dallum	Compliments the efforts.
258	Sen. Walker	Concurs.
266	Trisha Smith	Oregon School Employee Association. Testifies in support of SB 755 with the -6 amendments.
278	Beth Anne Darby	Oregon Education Association. Concurs with the -6 amendments.
312	Jim Green	Oregon School Board Association. Testifies in support of SB 755 with the -6 amendments. Explains they will draft policies with the intent of the legislature and will distribute the draft to Rep. Flores and

Sen. Walker. Responds about the definition of reasonableness and the Reasonable Person Test.

378 Rep. Dallum **MOTION: Moves to ADOPT SB 755A -6 amendments dated 5/24/05.**

380 **VOTE: 7-0-0**

Chair Flores **Hearing no objection, declares the motion CARRIED.**

384 Rep. Dallum **MOTION: Moves SB 755A to the floor with a DO PASS AS AMENDED recommendation.**

390 **VOTE: 7-0-0**

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

Chair Flores **The motion CARRIES.**

**REP. FLORES will lead discussion on the floor.**

407 Chair Flores Closes the work session on SB 755A and opens a work session on SB 6.

### **SB 6 – WORK SESSION**

409 Jim Keller Committee Administrator. Explains SB 6 and refers to the letter to the Speaker, rescinding the subsequent referral to Ways and Means (EXHIBIT B).

423 Rep. March **MOTION: Moves SB 6 to the floor with a DO PASS recommendation and the SUBSEQUENT REFERRAL to the committee on Ways and Means BE RESCINDED.**

426 **VOTE: 6-1-0**

**AYE: 6 - Dallum, Farr, March, Roblan, Shields, Flores**

**NAY: 1 - Lim**

Chair Flores **The motion CARRIES.**

**REP. FARR will lead discussion on the floor.**

463 Rep. Lim Explains why he voted in opposition of SB 6.

**TAPE 118, A**

025 Chair Flores Closes the work session on SB 6 and adjourns the meeting at 1:45 p.m.

**EXHIBIT SUMMARY**

- A. **SB 755A, -6 amendments, staff, 7 pp**
- B. **SB 6, letter, staff, 1 p**