

SENATE COMMITTEE ON EDUCATION AND WORKFORCE

January 24, 2005
3:00 P.M.

Hearing Room D
Tapes 7 – 8
Corrected 10/19/05

MEMBERS PRESENT: Sen. Vicki Walker, Chair
Sen. Charles Starr, Vice-Chair
Sen. Ryan Deckert
Sen. Jeff Kruse
Sen. Bill Morrisette

STAFF PRESENT: Marjorie Taylor, Committee Administrator
Dawn Tusso, Committee Assistant

MEASURES/ISSUES HEARD:

Teacher Standards and Practices Commission – Informational Meeting
SB 46 – Public Hearing and Work Session
SB 47 - Public Hearing and Work Session
SB 48 - Public Hearing
SB 49 - Public Hearing and Work Session
SB 50 - Public Hearing
SB 51 - Public Hearing
SB 52 - 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 7, A		
005	Chair Walker	Calls meeting to order at 3:06 p.m.
015	Chair Walker	Introduces a letter submitted by Sen. Walker that was sent to Vickie Chamberlain, Executive Director of the Teacher Standards and Practices Commission. Gives explanation of the letter in detail (EXHIBIT A).
TEACHER STANDARDS AND PRACTICES COMMISSION - INFORMATIONAL MEETING		
040	Chair Walker	Opens informational meeting on the Teacher Standards and Practices Commission overview. Introduces Vickie Chamberlain, Executive Director.
045	Vickie Chamberlain	Executive Director, Teacher Standards and Practices Commission. Introduces herself and submits testimony (EXHIBIT B). Gives an overview of the commission: <ul style="list-style-type: none">• What is the TSPC• Size and makeup of the commission• Funding• Statutory duties

		<ul style="list-style-type: none"> • Commission agency staff • 2004 licensed educators • 2003-2004 workload statistics
140	Chair Walker	Asks what the nature of the inquiries are and who the phone calls are from.
145	Chamberlain	Explains.
175	Chamberlain	Mentions that anyone can look up an active educator and find out what their license is on the TSPC website.
185	Chair Walker	Asks if personal information is available to the general public as well.
190	Chamberlain	Answers, no. Explains.
195	Chamberlain	Continues to give overview: <ul style="list-style-type: none"> • Teacher shortages • Teacher education programs
260	Sen. C. Starr	Comments that he is pleased to see that the teachers must demonstrate competency in Reading. Asks if it includes retraining of teachers.
270	Chamberlain	Answers and explains in detail.
320	Chamberlain	Comments that the standards for Math and Reading have been increased.
330	Chamberlain	Continues to give overview: <ul style="list-style-type: none"> • Teacher quality accountability
355	Chair Walker	Inquires about uniform student standards. Asks if it is something that she would like to see the Federal Government impose or if she likes each state having the ability to individualize their own plans and testing procedures.
365	Chamberlain	Responds that she believes in state sovereignty for education.
385	Chamberlain	Discusses partnerships.
400	Chair Walker	Asks if the commission has jurisdiction over teachers in private schools.
410	Chamberlain	Answers, no. Explains.
TAPE 8, A		
005	Chair Walker	Asks what the commission has been doing in regards to cultural competency and closing the achievement gap.
010	Chamberlain	Explains in detail.
040	Chamberlain	Gives a report on the Continuing Teaching License.
070	Chair Walker	Asks about past teacher mentoring legislation.
075	Chamberlain	Replies that it did not receive funding and has not been implemented.
080	Chamberlain	Reports that mentorship programs save our teachers in the first five years.
105	Chamberlain	Discusses what the commission does in the discipline arena. Mentions the list comprised of the public orders entered against educators. States that the statutes require that the list be published annually. States that the list goes out nationally.
135	Chair Walker	Asks if the violations have to occur while a person is on duty as a teacher.
140	Chamberlain	Replies, not exactly. Explains.
150	Chamberlain	Discusses the procedural rules for disciplinary action. Introduces the TSPC Governing Discipline Statutes. Explains confidentiality regulations.

175	Chair Walker	Asks, when a complaint has been processed and adjudicated and perhaps someone is found guilty of something that would result in discipline, does that file become public in any way or is it still confidential.
180	Vickie Chamberlain	Replies that the file never becomes public but that the charges, facts behind the charges, and the disciplinary actions become public.
190	Chair Walker	Asserts that the file could contain personal information about witnesses, names of children, etc. and that it would be very important to keep that information confidential as well.
195	Chamberlain	Responds, yes.
215	Chamberlain	Continues to explain the procedural rules for disciplinary action.
240	Chair Walker	Asks, when an educator is charged with a violation of the standards and conduct of the rules, does that person provide his/her own attorney or is one provided for that person.
250	Chamberlain	Replies that it depends on the relationship with his/her union and that person's employment. Explains.
265	Chamberlain	Discusses statute ORS 342.143: Insurance of teacher personnel service or administrative license and registration as charter school teacher. Explains in detail.
300	Chamberlain	Explains the commission's process of handling complaints formally.
320	Chair Walker	Refers to the American system of justice where a person is innocent until proven guilty and states that it applies to teacher discipline actions as well.
325	Chamberlain	Replies, yes and affirms the importance of keeping information confidential.
340	Chamberlain	Discusses requirements on fingerprinting. Explains in detail.
400	Chamberlain	Introduces administrative rules and ethical standards. Discusses the mandatory reporting rules.

TAPE 7, B

005	Sen. Deckert	Comments on the mentoring statistic mentioned earlier. Supports the mentoring program.
020	Chamberlain	Replies and explains efforts. States that they have great research that proves that the mentor programs work.

SB 46, 47, 48, 49, 50, 51, 52 - PUBLIC HEARING

045	Chair Walker	Closes informational meeting. Opens public hearing on SB 46, SB 47, SB 48, SB 49, SB 50, SB 51, SB 52.
055	Vickie Chamberlain	Executive Director, Teacher Standards and Practices. Introduces herself. Testifies on the following bills. Gives a brief summary of the bills: <ul style="list-style-type: none"> • SB 46 • SB 47 • SB 48
160	Sen. Morrisette	Asks why the Teacher Standards and Practices Commission does not feel it necessary to discipline an educator who has given less than sixty days notice and if the commission feels that the districts should have some sort of protection against educators quitting their jobs without appropriate notice.
170	Chamberlain	Replies and explains in detail.
180	Chair Walker	Clarifies Vickie Chamberlain's response.
190	Chamberlain	Continues testimony and summary on bills:

		<ul style="list-style-type: none"> • SB 49 • SB 50
225	Chair Walker	Asks if the bill is needed for the commission to move forward on the issue.
230	Chamberlain	Replies that it is not needed to move forward on the issue.
235	Chamberlain	Continues testimony and summary on bills: <ul style="list-style-type: none"> • SB 51 • SB 52
310	Chair Walker	Introduces public testimony on SB 48.
320	BethAnne Darby	Oregon Education Association. Introduces herself. Testifies in support of SB 48. Explains.
335	Chair Walker	Introduces public testimony on SB 49.
340	Bill Beck	Director, Professional Development for Confederation of Oregon School Administrators. Introduces himself. Testifies in support of senate bill 49.
350	BethAnne Darby	Oregon Education Association. Introduces herself. Testifies in support of SB 49.
365	Chair Walker	States that the committee has been informed that SB 49 needs to go to ways and means and asks Vickie Chamberlain if she has any objection.
370	Vickie Chamberlain	Responds, no objection.
375	BethAnne Darby	Oregon Education Association. Introduces herself. Testifies in support of SB 50. Explains.
385	Bill Beck	Director, Professional Development for Confederation of Oregon School Administrators. Introduces himself. Testifies in support of SB 50. Explains.
410	Sen. Deckert	Asks how being able to pass a civil rights test would make a person a more culturally competent educator.
TAPE 8, B		
005	Darby	Clarifies what the bill does.
015	Sen. Deckert	Asks for an example of a local culturally competent program.
020	Beck	Responds.
040	Chair Walker	Introduces public testimony on SB 52.
045	Jim Green	Oregon School Boards Association. Introduces himself. Testifies in opposition of SB 52. Explains in detail. States that he is willing to work on amendments for the bill.
070	Chair Walker	Asks for clarification regarding whether or not it is required under the statute to report an educator who has given less than sixty days notice.
075	Green	Responds, that the district does not need to report the educator to TSPC.
090	BethAnne Darby	Oregon Education Association. Introduces herself. Testifies in support of SB 52 as drafted and states that she is also willing to work on amendments.
095	Bill Beck	Director, Professional Development for Confederation of Oregon School Administrators. Introduces himself. Testifies in opposition of SB 52. Explains.
105	Chair Walker	Asks if he would object to an educators' name not going on the national disciplinary list.
107	Beck	Replies, no.
110	Sen. Morrisette	Recommends that if SB 52 is going to be modified, that SB 48 should also be modified so that if an educator does leave in

120	Green	violation of a contract that is not amenable to the district, the educators name is put on the list.
130	Chair Walker	States that he is willing to work on amendments. Announces that there will not be a work session on SB 48 in committee today.
<u>SB 46 - WORK SESSION</u>		
135	Chair Walker	Closes public hearing on senate bills. Opens work session on SB 46.
140	Sen. C. Starr	MOTION: Moves SB 46 to the floor with a DO PASS recommendation.
	Chair Walker	VOTE: 5-0-0 Hearing no objection, declares the motion CARRIED. SEN. KRUSE will lead discussion on the floor.
150	Chair Walker	Closes work session on SB 46. Opens work session on SB 47.
<u>SB 47 - WORK SESSION</u>		
155	Sen. C. Starr	MOTION: Moves SB 47 to the floor with a DO PASS recommendation.
	Chair Walker	VOTE: 5-0-0 Hearing no objection, declares the motion CARRIED. SEN. DECKERT will lead discussion on the floor.
160	Chair Walker	Closes work session on SB 47. Opens work session on SB 49.
<u>SB 49 - WORK SESSION</u>		
165	Sen. C. Starr	MOTION: Moves SB 49 to the floor with a DO PASS recommendation and BE REFERRED to the committee on Ways and Means.
	Chair Walker	VOTE: 5-0-0 Hearing no objection, declares the motion CARRIED.
170	Chair Walker	Closes the work session. Adjourns the meeting at 4:45 PM.

EXHIBIT SUMMARY

- A. **Teacher Standards and Practices Commission, Letter to Vickie Chamberlain, Sen. Vicki Walker, 14 pp**
- B. **Teacher Standards and Practices Commission, Informational Packet, Vickie Chamberlain, 35 pp**