

## SENATE COMMITTEE ON EDUCATION

February 11, 2003  
3:00 p.m.

Hearing Room C  
Tapes 13-14

**MEMBERS PRESENT:**     **Sen. Ryan Deckert, Vice-Chair**  
                                  **Sen. Ted Ferrioli**  
                                  **Sen. Bill Morrisette**

**MEMBER EXCUSED:**     **Sen. Charles Starr, Chair**

**STAFF PRESENT:**       **Jan McComb, Committee Administrator**  
                                  **Romy Dye, Committee Assistant**

**MEASURE/ISSUES HEARD:**     **SB 124 – Public Hearing**  
                                  **SB 126 – Public Hearing**

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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.

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<b>TAPE/#</b>	<b>Speaker</b>	<b>Comments</b>
<b>TAPE 13, A</b>		
005	Vice-Chair Deckert	Calls the committee to order at 3:15 PM. Opens a public hearing on SB 124.
<b>SB 124 – PUBLIC HEARING</b>		
006	Jan McComb	Committee Administrator. Presents overview of SB 124.
014	Bob Siewert	Associate Superintendent for the Office of Curriculum Instruction and Field Services, Oregon Department of Education. Testifies in support of SB 124. Submits written testimony ( <b>EXHIBIT A</b> ).
050	Sen. Morrisette	Inquires about types of waivers.
053	Joni Gillis	Director, Office of Curriculum Instruction and Field Services, Oregon Department of Education. Responds have had ten waiver requests to date of which most are waiving 20% cap of out-of-district students.
070	Sen. Morrisette	Asks about whether waiver requested in the past.
072	Gillis	Responds positively.
076	Sen. Morrisette	Asks about acquisition to waiver by other districts.
080	Gillis	Responds the waivers granted by the State Board have been granted due to joint waiver request from outlying districts, sponsoring districts and charter school.
086	Sen. Morrisette	Asks for clarification the only waivers granted with 20% is result of coming together by all parties agreeing to the waiver.
087	Gillis	Responds positively.
090	Sen. Morrisette	Asks about disputes between districts.
095	Randy Harnisch	Executive Staff, State Board of Education. Explains that is not an issue at this point.
103	Sen. Morrisette	Inquires about opposition to proposal.
105	Gillis	Responds negatively.
110	Jim Green	Oregon School Boards Association. Advises the association is not opposed to bill in current form but would like to discuss amendment to SB 124.

139	Sen. Morrisette	Asks whether waiver might be denied by State Board of Education.
142	Green	Responds positively.
145	Sen. Morrisette	Asks about opposition.
146	Green	Explains.
150	Vice-Chair Deckert	Asks for examples.
152	Green	Provides example.
179	Rob Kremer	Oregon Education Coalition. Expresses concern with SB 124.
200	Sen. Morrisette	Asks questions about remand.
208	Kremer	Responds remand is fruitless at this time.
213	Gillis	Elaborates further.
238	Sen. Morrisette	Asks about how many times moves to State Board and State Board said no.
248	Gillis	Responds six denials by local school boards with three successfully mediated resulting in charter and the other three going through the State Board.
255	Sen. Morrisette	Asks about remand back from state to local districts that have gone nowhere.
268	Kremer	Responds three instances where processes at the state say they want school sponsored.
275	Sen. Morrisette	Asks if they were sponsored as result.
277	Kremer	Responds positively.
280	Green	Explains further.
310	Steve Novick	Department of Education. Asserts that remand procedure is valuable.
330	Sen. Morrisette	Asks about department involvement in discussion with local school and local school boards.
340	Novick	Responds and elaborates.
354	Sen. Morrisette	Comments with examples on remands.
360	Novick	Responds on remands granted and denied.
383	Vice-Chair Deckert	Closes the public hearing on SB 124 and opens a public hearing on SB 126.

### **SB 126 – PUBLIC HEARING**

392	McComb	Presents overview on SB 126.
397	Bob Siewert	Testifies in support of SB 126. Provides written summary <b>(EXHIBIT B)</b> .

### **TAPE 14, A**

005	Vice-Chair Deckert	Asks about whether other vendors charged fees aside from publishers.
007	Rex Crouse	Department of Education. Responds that this program deals only with those publishers that request to be a part of the review process so does not know of other vendors that deal with Department of Education.
011	Siewert	Elaborates.
017	Sen. Morrisette	Asks what textbook is being reviewed this year.
020	Crouse	Responds mathematics review and beginning second world languages.
023	Sen. Morrisette	Asks how many textbooks submitted for mathematics for review.
025	Crouse	Responds nineteen programs.
027	Sen. Morrisette	Asks about whether a \$50 fee per program.
029	Crouse	Responds it is a fee per item within a program.
036	Green	Clarifies.
038	Sen. Morrisette	Asks about fees collected for mathematics this year.
039	Crouse	Responds \$235,416.

041	Vice-Chair Deckert	Asks if Oregon's fees are highest in the nation.
043	Crouse	Responds twenty states are involved in adoption process with fees in over three.
047	Vice-Chair Deckert	Requests information on the rate.
052	Green	Comments attempting to find out more information.
060	Sen. Morrisette	Asks about complaints from vendors about fees.
062	Crouse	Responds there have always been comments on fees but because of legislation fees are in existence.
067	Sen. Morrisette	Asks whether the fee has been a disincentive for vendors who come to Oregon.
069	Crouse	Explains it has not been a disadvantage.
072	Sen. Morrisette	Asks whether a disincentive if fees increased.
076	Green	Responds with examples.
080	Vice-Chair Deckert	Ask for information comparing Oregon to other states.
082	Green	Responds will get information.
084	Sen. Ferrioli	Asks what the value of the adoptions is.
093	Crouse	Responds with explanation on requirements.
099	Green	Adds through this program initial review of curricular material is needed to be done in order to save districts time.
101	Sen. Ferrioli	Elaborates.
130	Sen. Morrisette	Asks whether there are nineteen publishers.
133	Crouse	Responds estimate is believed to be correct.
135	Sen. Morrisette	Clarifies whether there are nineteen people applied.
136	Crouse	Responds positively.
	Sen. Morrisette	Asks whether there are nineteen choices that can be made to purchase the books.
	Crouse	Responds nineteen by category not total.
138	Sen. Morrisette	Asks about retail.
147	Crouse	Explains \$50 or actual retail whichever is higher per item.
155	Sen. Morrisette	Asks about price breaks involved in selling to different school districts.
160	Crouse	Responds there is a contract involved.
165	Vice-Chair Deckert	Closes the public hearing on SB 126 and adjourns the meeting at 3:55 PM.

## **EXHIBIT SUMMARY**

**A – SB 124, table of history of revenues and expenditures, Bob Siewert, 1 pp**

**B – SB 126, overview, Bob Siewert, 2 pp**