

SENATE COMMITTEE ON EDUCATION

March 11, 2003
3:00 PM

Hearing Room C
Tapes 32-33

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

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

MEASURE/ISSUES HEARD: SB 413 – Public Hearing and Work Session
 SB 10 – Public Hearing and Work Session
 SB 455 – Public Hearing and 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.

<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
TAPE 32, A		
005	Chair Starr	Calls the committee to order at 3:09 PM. Opens a public hearing on SB 413 .
<u>SB 413 – PUBLIC HEARING</u>		
007	Greg Smith	Oregon State Representative. Testifies in favor of SB 413. States SB 413 will direct Eastern Oregon University (EOU) to study and plan for the expansion of Pierce Library at EOU which is a needed project.
025	David Nelson	Oregon State Senator. Testifies in favor of SB 413. States SB 413 is a step forward in preparing for the future at EOU.
035	Phillip Creighton	President, Eastern Oregon University (EOU). Testifies in support of SB 413. Provides history of EOU. Discusses growth of Pierce Library. Submits written material (EXHIBIT A).
085	Patricia Cutright	Library Director, Eastern Oregon University (EOU). Testifies in support of SB 413. Discusses partnering aspects of Pierce Library. Submits written testimony (EXHIBIT B).
107	Jim Scheppeke	Director, State Library. Testifies in favor of SB 413. States Pierce Library is inadequate and needs more space for books, technology and students. Adds no library in Oregon University System does more to serve their region of the state as Pierce Library.
127	Rob Wagner	Government Relations Director, American Federation Teachers Oregon (AFTO). Testifies in favor of SB 413. Reads testimony of Shirley Roberts, (EOU) librarian.
153	Chair Starr	Closes the public hearing on SB 413 and opens a work session on SB 413.
<u>SB 413 – WORK SESSION</u>		
158	Sen. Deckert	MOTION: Moves SB 413 to Ways and Means by prior reference with a DO PASS recommendation.
163	Chair Starr	VOTE: 4-0 Hearing no objection, declares the motion CARRIED.

166 Chair Starr Closes the work session on SB 413 and opens a public hearing on SB 10.

SB 10 – PUBLIC HEARING

179 Peter Courtney Oregon State Senator. Testifies in favor of SB 10. Submits written testimony (**EXHIBIT C**).

233 Laura Lanka Principal, Woodburn High School. Testifies in favor of SB 10. Discusses well-prepared students not eligible for in-state tuition to continue to college. States SB 10 provides an affordable way to provide a university program.

289 Sen. Ferriolli Asks how young Hispanic graduates of high school demonstrate future plans relative to legal status.

323 Courtney Responds It is left up to administrative rule to be decided by the Board of the University System will decide kind of evidence or how want to deal with it.

344 Sen. Deckert Feels not necessary to include language on becoming a citizen.

348 Courtney Comments to refer to committee expertise and work session on how to handle situation. Adds language can be adjusted if offensive.

360 Sen. Ferriolli Refers to issue of the alien status meant to possibly deal with issue of asking why should Oregonians pay for education of residents in the state that are not legal residents or citizens of the United States. Asks why a question for just the higher education system.

376 Courtney Responds there are very strict residency requirements to be admitted into our Oregon University System (OUS).

401 Sen. Ferriolli Agrees for tuition purposes but feels there is not any other purpose. Asks if there is a student within the state who attended for three consecutive years in a secondary school and had a high school diploma would they be considered a resident for tuition purposes. Asks for clarification from OUS.

413 Courtney Suggests bringing in someone from Legislative Counsel as well as OUS to help clarify.

418 Sen. Ferriolli Asks whether liability follows if at some future date a student changes plans. Feels not adequate to base resident rate on assertion made by a student.

TAPE 33, A

005 Sen. Morrisette Asks the minimum age for applying for citizenship.

010 Lanka Responds eighteen years old and a resident for five years.

014 Sen. Morrisette Asks if application for citizenship could be done simultaneously with the application for enrollment.

016 Chair Starr Responds that is a possibility. Feels people around with good intentions of becoming citizens and if in system five years they have applied themselves to system and succeeded

018 Sen. Morrisette Asks if unreasonable if students apply for enrollment for school in Oregon they also start citizenship process.

019 Courtney Responds were attempting to suggest that in SB 10. States SB 10 is a good bill and main thing is students having a chance at in-state tuition.

022 Sen. Morrisette Feels makes no difference if applying for citizenship, taking advantage of rates and making a decision on whether to leave or not.

040 Kate Brown Oregon State Senator. Testifies in favor of SB 10. States the goal of SB 10 is to allow students who have attended high school in Oregon for a number of years to be able to obtain in-state tuition

		rates at Oregon colleges and universities. Feels really important to get college education if choose to do so that is critical for being successful in life. Submits written testimony (EXHIBIT D).
051	Sen. Ferriolli	Asks if there is something that connects tuition with immigration status.
054	Brown	Responds has nothing to do with that issue.
073	Grattan Kerans	Director of Government Relations, Oregon University System (OUS). Testifies in favor of SB 10. Discusses purpose of amendment and administrative flexibility. Submits written testimony and material (EXHIBITS E, F).
187	Sen. Ferriolli	Asks if there is a solution being made more difficult than the problem.
197	Kerans	Responds need SB 10 in order to allow students to avail themselves to have resident tuition rates.
207	Sen. Ferriolli	Refers to question #5 on the written testimony questions stating that students who do not indicate their residency status in application are still eligible to attend the university system.
217	Kerans	Responds it may be possible for a student to represent their citizenship.
221	Sen. Ferriolli	Asks if a student arrives at the administration office with a high school diploma from Oregon or a GED what triggers question on residency status.
239	Kerans	Responds every student who comes would have to in the application process execute a notarized OUS residence information affidavit form. .
239	Sen. Ferriolli	Asks about tuition, citizenship and residence status.
244	Kerans	Discusses qualifications and requirements.
260	Sen. Ferriolli	Refers to Section 4 and whether this qualifies to the addition in filing of documentation.
268	Kerans	Responds if file affidavit and say no to demonstrate what status is there are elements of status in which person can qualify for and be eligible for consideration as an Oregon resident for tuition purposes.
280	Sen. Ferriolli	Comments it appears already have that authority.
282	Kerans	Reiterates SB 10 is needed but would be helpful but not necessary with the amendments.
290	Agnes Hoffman	Associate Vice-Provost for Enrollment Management and Student Affairs, Portland State University. Testifies in support of SB 10. Comments issue is mainly cost. Discusses benefits of SB 10: <ul style="list-style-type: none"> • Make education more affordable • Boost retention at K-12 level • Develop state’s human resources • Promote lawful pursuit of legal status and end price discrimination.
393	Sen. Ferriolli	States issue is about who shall pay in-state tuition. Asks how to write the rule to determine whether a student plans to be a citizen of this country or pursue legal status.
401	Hoffman	Responds if part of legislation, students would be asked to state that and it would be out in his or her confidential student file.
418	Sen. Ferriolli	Asks if confidential student file is confidential.
425	Hoffman	Responds yes it is.

432	Sen. Ferriolli	Asks who would see the document and would it be legally binding.
440	Hoffman	Responds would not show it to anyone but the student if they ask or if provided with legal subpoena. Adds cannot answer legal binding status question.
TAPE, 32, B		
005	Leo Rasca-Hidalgo	Transfer Admission Advising Specialist, Western Oregon University (WOU). Testifies in support of SB 10. Discusses teaching career with students. Submits written testimony (EXHIBIT G) .
078	Sen. Ferriolli	Asks why SB 10 does not say a student needs to have resided here for three years or have a high school diploma or equivalency.
091	Hoffman	Responds that students who graduate from Oregon high schools and apply for admission to a state university system are not automatically granted tuition at resident rates because there must be continuous presence.
124	Chris Catbagan	Law student, University of Oregon. Testifies in support of SB 10. Believes SB 10 is a way of rewarding deserving students.
132	Brenda Sifuentez	Co-Chair, Oregon Students of Color Coalition. Testifies in favor of SB 10. Submits written testimony (EXHIBIT H) .
190	Jay Breslow	Member, Centro Latino Americano Multicultural Access Project. Testifies in favor of SB 10. Provides introduction of students present and asks for them to stand and state name and school.
200	Students	State name and school.
338	Breslow	Feels SB 10 is an amazing opportunity for students and graduates.
360	Sen. Morrisette	Asks if SB 10 affects the community colleges.
363	Andrea Henderson	Executive Director, Oregon Community College Association. Responds that it is not affected.
387	Sen. Morrisette	Asks for clarification of out-of-state tuition.
389	Henderson	Responds community colleges currently have different tuition rates for people who are in-state or out-of-state which only affects people who are permanent residents of out of this state. States by administrative rule community colleges have a ninety day residency requirement.
400	Sen. Morrisette	Asks whether it has regard to citizenship.
403	Henderson	Responds no it does not.
405	Sen. Morrisette	Asks whether by administrative rule.
407	Henderson	Responds yes it is.
408	Eduardo Angulo	Chairman, Salem-Keizer Coalition for Equality. Testifies in support of SB 10. States every child has a constitutional guarantee and SB 10 would better the economy in Oregon.
TAPE 33, B		
010	Rosemary Cooperrider	Oregon resident. Testifies in favor of SB 10. Submits written testimony (EXHIBIT I) .
031	Verne Cooperrider	Board Member, Oregon Farm Worker Ministry. Testifies in favor of SB 10. Feels great opportunity for those who otherwise would not be able to afford a college education.
059	Cassandra Villanueva	Student, Chemeketa Community College. Testifies in support of SB 10. Submits written testimony (EXHIBIT J) .
090	Abel Carbajal	Chair, Latinos Unidos Siempre (LUS). Testifies in favor of SB 10. Submits written testimony (EXHIBIT K) .
105	Peter Hainley	Executive Director, Community and Shelter Assistance

120 Chair Starr Corporation. Testifies in favor of SB 10. Submits written testimony (**EXHIBIT L**).
Closes the public hearing on SB 10 and opens a work session on SB 10.

SB 10 – WORK SESSION

134 Sen. Deckert Comments testimony was invigorating.
136 Sen. Ferriolli **MOTION: Moves to ADOPT SB 10 -2 amendments dated 04/25/03. (EXHIBIT V)**
137 **VOTE: 4-0**
Chair Starr **The motion CARRIES.**
138 Sen. Ferriolli **MOTION: Moves SB 10 to the floor with a DO PASS AS AMENDED recommendation.**
143 **VOTE: 4-0**
Chair Starr **AYE: In a roll call vote, all members present vote Aye. The motion CARRIES.**
154 Chair Starr **SEN. COURTNEY will lead discussion on the floor.**
Expresses gratitude for testimony. Provides personal example.
Closes the work session on SB 10 and opens a public hearing on SB 455.

SB 455 – PUBLIC HEARING

183 Bill Morrisette Oregon State Senator. Testifies in support of SB 455.
Summarizes SB 455.
219 Chair Starr Asks about -1 amendments.
223 Sen. Morrisette Responds others will speak on -1 amendments.
227 Andrea Henderson Executive Director, Oregon Community College Association.
Testifies in support of SB 455 with -1 amendments.
253 Cam Preus-Braly Commissioner for Community Colleges. Testifies in favor of SB 455. Feel SB 455 would be step in right direction to know what it costs to educate over 400,000 community colleges a year.
271 Chair Starr Closes the public hearing on SB 455 and opens a work session on SB 455.

SB 455 – WORK SESSION

275 Sen. Ferriolli **MOTION: Moves to ADOPT SB 455-1 amendments dated 03/11/03. (EXHIBIT W)**
277 **VOTE: 4-0**
Chair Starr **The motion CARRIES.**
280 Sen. Ferriolli **MOTION: Moves SB 455 to Ways and Means by prior reference with a DO PASS AS AMENDED recommendation.**
285 **VOTE: 4-0**
Chair Starr **AYE: In a roll call vote, all members present vote Aye. The motion CARRIES.**
291 Chair Starr Closes the work session on SB 455 and adjourns the meeting at 4:58 PM.

The following prepared testimony is submitted for the record without public testimony for SB 455:

Deisy Monzon	Submits written testimony (EXHIBIT M)
Guadalupe Quinn	Submits written testimony (EXHIBIT N)
Alejandro Vazquez	Submits written testimony (EXHIBIT O)
Amy Torres	Submits written testimony (EXHIBIT P)
Carlos Garcia	Submits written testimony (EXHIBIT Q)
Jose de Jesus Sandoval-Arellano	Submits written testimony (R)
Alicia Garcia	Submits written testimony (S)

Roscoe Caron Submits written testimony (T)
Javier Cervantes Submits written testimony (U)

EXHIBIT SUMMARY

A – SB 413, Eastern Oregon University information packet, Phillip Creighton, 7 pp
B – SB 413, written testimony, Patricia Cutright, 1 p
C – SB 10, written testimony, Senator Peter Courtney, 2 pp
D – SB 10, written testimony, Senator Kate Brown, 1 p
E – SB 10, written testimony, Grattan Kerans 2 pp
F – SB 10, question sheet regarding determining in-state residency at OUS institutions , Grattan Kerans, 3 pp
G – SB 10, overview packet, Dr. Leo Rasca-Hidalgo, 6 pp
H – SB 10, written testimony, Brenda Sifuentez, 1 p
I – SB 10, written testimony, Rosemary Cooperrider, 1 p
J – SB 10, written testimony, Cassandra Villanueva, 1 p
K – SB 10, written testimony, Abel Carbajal, 1 p
L – SB 10, written testimony, Peter Hainley, 1 p
M – SB 10, additional written testimony, Deisy Monzon, 1 p
N – SB 10, additional written testimony, Guadalupe Quinn, 1 p
O – SB 10, additional written testimony, Alejandro Vazquez, 1 p
P – SB 10, additional written testimony, Amy Torres, 1 p
Q – SB 10, additional written testimony, Carlos Garcia, 1 p
R – SB 10, additional written testimony, Jose de Jesus Sandoval-Arellano, 1 p
S – SB 10, additional written testimony, Alicia Garcia, 1 p
T – SB 10, additional written testimony, Roscoe Caron, 1 p
U – SB 10, additional written testimony, Javier Cervantes, 1 p

The following exhibits are listed out of order in the body of the log:

V - SB 10, -2 amendments dated 04/25/03, staff,
W – SB 455, -1 amendments dated 03/11/03, staff,