

SENATE COMMITTEE ON EDUCATION

April 3, 2003
3:00 PM

Hearing Room C
Tapes 50-53

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 800 – Public Hearing and Work Session**
 SB 761 – Public Hearing
 SB 490 – 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 50, A		
005	Chair Starr	Calls the committee to order at 3:08 PM. Opens a public hearing on SB 800.
SB 800 – PUBLIC HEARING		
008	David Nelson	Oregon State Senator, District 24. Testifies in support of SB 800 with -1 amendments and referral to Ways and Means. Stresses the nursing shortage issue needs to be addressed. Presents -1 amendments dated 4/1/03 (EXHIBIT EE).
046	Laurie Monnes Anderson	Oregon State Representative, District 50. Testifies in favor of SB 800. Informs the committee it will improve the economy, provide healthcare and begin the process of employing nurses. Submits written testimony (EXHIBIT A).
093	Chair Starr	Introduces Dr. Phil Creighton joining the committee by teleconference.
098	Dr. Phil Creighton	President, Eastern Oregon University. Testifies in favor of SB 800. Explains the expansion efforts to provide nurses training in rural Oregon.
143	Karen Westmoreland	John Day, OR. Testifies in support of SB 800. Provides information on acquiring her education and nursing degree via the Rural Frontier Program.
178	Kate Potempa	Dean, Oregon School of Nursing. Testifies in favor of SB 800. Submits written testimony and chart indicating the shortages of nurses (EXHIBITS B, C).
249	Christine Tanner	Director, Statewide Undergraduate Program, Oregon Health Sciences University. Testifies in favor of SB 800. Submits written testimony discussing the nursing shortage and funding issues (EXHIBIT D).
283	Erin Auer	Student, Oregon Health Sciences University. Testifies in favor of SB 800. Expresses concerns with employment and the types of nursing jobs available upon graduating. Submits written testimony (EXHIBIT E, F).

311	David Bybee	Student nurse, OIT at OSU. Testifies in favor of SB 800. Submits written testimony expressing the shortage of nursing positions have separated his family (EXHIBIT G).
364	Elizabeth Goulard	Vice President for Academic Services, Oregon Community College Association. Testifies in favor of SB 800. Notes the passage will help promote additional funding and increase nursing positions. Submits written testimony (EXHIBIT H).
TAPE 51, A		
005	Chris O'Neil	Chair, Oregon Nurse Leadership Counsel. (ONLC) Testifies in favor of SB 800. Describes ONLC. Submits written material. (EXHIBITS I, J).
048	Sen. Deckert	Asks if there is anything that is already existing that could perform the same functions as the -1 amendments.
055	O'Neil	Responds if there is anything existing out there it is definitely in Oregon Leadership Counsel.
065	Sen. Deckert	Asks if the committee is duplicative.
068	O'Neil	Responds does not see it as being duplicative.
075	Dave Fiskum	Providence Health System. Testifies in favor of SB 800 with -1 amendments and would be in favor of any initiative that will foster in anyway the education in nursing.
095	Kathy Johnson	Nurse Executive, Providence Health System. Testifies in favor of SB 800. Describes the Providence Scholar Program. Submits written testimony (EXHIBIT K).
130	Jo Bell	Director, Northwest Organization of Nurse Executives. Submits written testimony for herself and Nancy Connell (EXHIBITS L, M).
142	Fiskum	Expresses the appreciation for those bringing the bill forward and notes the need to work the bill as soon as possible.
150	Gary Andeen	Executive Director, Oregon Independent Colleges. Testifies in favor of SB 800 and points out: <ul style="list-style-type: none"> • The independent sector of higher education represents a large private investment in the nursing shortage issues in this state • Over 40% of the four year nursing degrees awarded in this state come from those two institutions • Wants to thank and commend the sponsors of this legislation for including the private sector in a search for a solution for this problem
163	Brenda Smith	Dean of Nursing, Linfield College. Testifies in favor of SB 800. Expresses the importance of private colleges being included in the funding.
176	Paula Gubrud-Howe	Nursing Program Director, Mt. Hood Community College. Testifies in favor of SB 800. Discusses the associate degree nursing directors program. Submits written material (EXHIBIT N).
195	Chair Starr	Closes the public hearing on SB 800 and opens a work session on SB 800.

SB 800 - WORK SESSION

198	Sen. Deckert	MOTION: Moves to ADOPT SB 800-1 amendments dated 04/01/03.
204		VOTE: 3-0 EXCUSED: 2 - Sen. Ferriolli, Sen. Morrisette

206	Chair Starr Sen. Deckert	Hearing no objection, declares the motion CARRIED. MOTION: Moves SB 800 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.
206		VOTE: 3-0 EXCUSED: 2 - Sen. Ferrioli, Sen. Morrisette
243	Chair Starr Chair Starr	Hearing no objection, declares the motion CARRIED. Closes the work session on SB 800 and opens a public hearing on SB 761.
<u>SB 761 - PUBLIC HEARING</u>		
258	Bruce Starr	Oregon State Senator, District 15. Testifies in favor of SB 761 indicating the success of home schooling. Summarizes SB 761. Submits written testimony (EXHIBIT O).
333	Sen. Ferrioli	Expresses always being a promoter of home schooling and notes the testing done on students being home schooled was very favorable in comparison with public education.
371	B. Starr	Indicates finding good foundations with home schooled families.
418	Sen. Ferrioli	Notes testing is a yardstick for measuring success of the children and asks how are we to know their progress unless they are tested.
TAPE 50, B		
005	B. Starr	Responds to the track record of unparalleled success and excellence and states being open for other ideas.
031	Chair Starr	Provides examples of success with a home schooled granddaughter.
050	Tanner Howell	Testifies in favor of SB 761. Submits written testimony. Provides a personal success story (EXHIBIT P).
068	Brian Knopp	Testifies in favor of SB 761. Provides a personal success story and urges passage of the bill. Submits written testimony (EXHIBIT Q).
101	Sen. Ferrioli	Asks about the reluctance for standardized examinations.
107	Howell	Offers opinion that parents were responsible for educating not the state.
136	Brian Ray	Testifies in favor of SB 76. Submits written testimony stating he has done extensive research on home schooling and public education and provides the statistics (EXHIBITS R, S).
286	Sen. Deckert	Asks for a response regarding an extreme case where the child is in an unhealthy environment the government's right to check up on this child has been taken away.
303	Ray	Responds laws should not be made on philosophical ideas.
341	Sen. Deckert	Notes the question with one case of child who is in a situation where they are not in a healthy environment the child must be protected.
361	Ray	Responds SB 761 does not say that it may be challenged whether a child is getting a good education, it shifts the burden to the state not the parent.
378	Sen. Morrisette	Asks whether the Supreme Court has rendered a decision on the state and the children within its jurisdiction.
410	Ray	States out of two court cases the state agreed that the parents have final authority.
423	Sen. Morrisette	Notes Supreme Court rendered a decision where the state had a

435	Ray	compelling interest in the children being educated. Responds the courts have used that terminology.
TAPE 51, B		
011	Sen. Morrisette	Asks if there was a report with Services of Children and Families stating the parent was keeping their child at home and not teaching them then would the state have the authority to remove the child from the home.
019	Ray	Responds the government has the authority to check up on a child.
035	Marlene Williams	Home-schooled student. Testifies in favor of SB 761. Submits written material expressing the one-on-one teaching process allowing the teachers (parents) to focus on her weaknesses and strengths (EXHIBIT T).
052	Ann Lahrsen-Fisher	Mother of home schooled children. Testifies in favor of SB 761. Submits written material informing the committee on books she has written on the fundamentals of home schooling (EXHIBIT U).
103	Rodger Williams	Oregon resident. Testifies in favor of SB 761 discussing the graph. Submits written material (EXHIBIT V).
163	Sen. Morrisette	Asks if there are concerns that there are parents that keep their children out of school and have no intentions of schooling them.
183	Williams	Responds the state has the option of the truancy law and defers to Amy Grant.
203	Kevin Starrett	Father of home schooled children. Testifies in favor of SB 761. Addresses the testing of children and the commitment parents have in home schooling giving their children a tailored education.
253	Steve Novick	Testifies in opposition of SB 761. Discusses compulsory education laws. Submits written testimony (EXHIBIT W).
312	Sen. Morrisette	Asks what does the state require for proof of a Catholic school's curriculum.
329	Novick	Responds they require the standardized study program.
335	Cliff Brush	Department of Education for Alternative Programs. Testifies in opposition of SB 761. Offers information on cases where families turn to home schooling to avoid school attendance laws. Submits written material (EXHIBIT X).
384	Dorothy Karman	Board member, Oregon Christian Home Education Association Network. Testifies in favor of SB 761. Discusses the constitutional basis for home education freedom. Submits written material (EXHIBIT Y).
TAPE 52, A		
005	Karman	Continues.
056	Christine Webb	Parent of home schooled children and a board member of the National Education Network. Testifies in favor of SB 761. Submits written testimony recognizing other states that are free from governmental intervention in their education process (EXHIBIT Z).
113	Sen. Morrisette	Asks how does a student enter into the University of Oregon without a grade point average.
115	Webb	Answers there is a process they go through that has nothing to do with state testing.
139	Amy Grant	President, Oregon Home Education Network. Testifies in favor of SB 761. Informs the committee that there is a system in place for abuse issues. States SB 761 relates to standardized testing.

202	Sen. Morrisette	Notes the concern of a student being serious about their studies.
206	Grant	Clarifies SB 761 has nothing to do with truancy.
215	Jeanne Biggerstaff	Parent of a home schooled child and board member of the Oregon Education Network. Testifies in support of SB 761. Comments succeeding in life is not measured by test scores.
244	Chair Starr	Closes the public hearing on SB 761 and opens a public hearing on SB 490.

SB 490 – PUBLIC HEARING

280	Susan King	Oregon Nurses Association. Testifies as a neutral party of SB 490. Submits written material explaining the need for a section from SB 490 be deleted because it conflicts with SB 800 (EXHIBIT AA) .
303	Teri Waldruff	Co-Chair, Governor’s Task Force on the Future of Services to Seniors and the Disabled. Testifies in favor of SB 490. Explains the amending of SB 490. Submits written material (EXHIBIT BB) .
339	Alan Bates	Oregon State Representative, District 5. Testifies in favor of SB 490. Discusses the large group of senior citizens arising and need for extensive nursing care making SB 490 appropriate and necessary.
416	Chair Starr	Provides a personal example on his father’s care in a nursing home.

TAPE 53, A

005	David Parrett	Director, nursing home. Testifies in favor of SB 490. Expresses concerns for nursing shortages. States amending SB 490 supplies opportunities for nurses.
039	Chair Starr	Closes the public hearing on SB 761 and adjourns the committee meeting at 5:33 PM.

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EXHIBIT SUMMARY

- A – SB 800, written testimony, Representative Laurie Monnes Anderson, 2 pp**
- B – SB 800, written testimony, Kate Potempa, 2 pp**
- C – SB 800, chart, Kate Potempa, 1 p**
- D – SB 800, written testimony, Christine Tanner, 2 pp**
- E – SB 800, written testimony, Erin Auer, 1 p**
- F – SB 800, chart, Erin Auer, 1 p**
- G – SB 800, written testimony, J. David Bybee, 1 p**
- H – SB 800, written testimony, Elizabeth Goulard, 2 pp**
- I – SB 800, written testimony, Chris O’Neil, 2 pp**
- J – SB 800, written report, Chris O’Neil, 7 pp**

K – SB 800, written testimony, Kathy Johnson, 4 pp
L – SB 800, written testimony, Jo Bell, 3 pp
M – SB 800, written testimony by Nancy Connell, submitted by Joe Bell, 1 p
N – SB 800, written testimony, Paula Gubrud Howe, 1 p
O – SB 761, written testimony, Senator Bruce Starr, 1 p
P – SB 761, written testimony, Tanner Howell, 1 p
Q – SB 761, written testimony, Brian Knopp, 2 pp
R – SB 761, written testimony, Brian Ray, 6 pp
S – SB 761, written material and charts, Brian Ray, 6 pp
T – SB 761, written testimony, Marlene Williams, 1 p
U – SB 761, written testimony, Ann Lahrson-Fisher, 2 pp
V – SB 761, chart, Rodger Williams, 1 p
W – SB 761, information on State Compulsory School Attendance Law, Steve Novick, 3 pp
X – SB 761, written letter, Cliff Brush, 2 pp
Y – SB 761, written testimony, Dorothy Karman, 5 pp
Z – SB 761, written testimony, Christine Webb, 3 pp
AA – SB 761, written testimony, Rick Grimm, 2 pp
BB – SB 490, written testimony, Susan King 1 p
CC – SB 490, written testimony, Teresa Waldroff, 2 pp
DD – SB 490, written report, Teresa Waldroff, 116 pp

The following exhibit is listed out of order in the body of the tape log:

EE – SB 800, -1 amendments dated 4/1/03, staff, 7 pp