

**HOUSE COMMITTEE ON STUDENT ACHIEVEMENT AND SCHOOL
ACCOUNTABILITY**

February 27, 2001
8:30 AM

Hearing Room E
Tapes 40- 42

MEMBERS PRESENT: **Rep. Vic Backlund, Chair**
 Rep. Elaine Hopson, Vice Chair
Rep. Tootie Smith, Vice Chair
 Rep. Phil Barnhart
 Rep. Bill Morrisette
 Rep. Donna Nelson
 Rep. Mary Nolan
 Rep. Bruce Starr
 Rep. Cliff Zauner

MEMBER EXCUSED:

STAFF PRESENT: **Janet Adkins, Committee Administrator**
 Paula Merritt, Committee Assistant

MEASURE/ISSUES HEARD: **SB 254 Public Hearing and Work Session**
 HB 2286 Public Hearing
 HB 2806 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 40 , A		
003	Chair Backlund	Calls committee to order at 8:30 a.m. Opens public hearing on SB 254.
<u>SB 254-PUBLIC HEARING</u>		
004	Janet Adkins	Committee Administrator. Explains SB 254.
014	Greg McMurdo	Oregon Department of Education (ODE). Explains that this bill addresses the procedure for obtaining private contractors. Explains that each contract requires 2 signatures executed in duplicate originals and this bill would save time and expense for the department.
048	Rep. Nelson	Asks about the 2,500 contracts that the ODE have.
050	McMurdo	Responds that ODE is not authorized to pay teachers without a contract and that this saves payroll tax expense.
060	Chair Backlund	Asks McMurdo how they select graders.
070	McMurdo	Explains that they contract with ESDs who select individuals that contract with ODE.
074	Rep. Nolan	Asks if the \$3,000 limit is high enough.
075	McMurdo	Responds yes.
087	Rep. Nelson	Comments about other independent contracts in use.
094	McMurdo	Responds he is not aware of any that would qualify under this bill and others are in excess of this threshold.
100	Rep. Nelson	Asks for a report from ODE on other contracts paid outside the

	McMurdo	norm. Responds that they don't contract on classroom teaching but he can get a cost for services.
114	Rep. Morrisette	Asks McMurdo if this is a negotiated contract.
117	McMurdo	Responds that this is directly with the state department and the individual.
120	Chair Backlund	Closes public hearing and opens work session.
<u>SB 254-WORK SESSION</u>		
121	Rep. Morrisette	MOTION: Moves SB 254 to the floor with a DO PASS RECOMMENDATION
		VOTE: 9-0
		AYE: In a roll call vote, all members present vote Aye. The motion CARRIES.
123	Chair Backlund	MOTION: Moves SB 254 to be placed on the CONSENT CALENDAR.
123	Rep. Nolan	Hearing no objection, declares the motion CARRIED.
128	Chair Backlund	Closes work session on SB 254 and opens public hearing on HB 2286.
130	Chair Backlund	

HB 2286 PUBLIC HEARING

150	Adkins	Explains HB 2286.
160	Rep. Kurt Schrader	District 23. Explains that the goal of this bill is to draw attention to and address diversity in Oregon.
244	Chair Backlund Rep. Schrader	Asks Rep. Schrader what the dollar amount is. Responds \$5 million dollars.
257	Rep. Nolan	Comments on the composition of ESL students.
165	Rep. Schrader	Responds that the composition has changed and varies from district to district. Mentions Marion, Washington, Clackamas Counties and mentions that the Canby area is now 10-12% Hispanic.
293	Chair Backlund	Says that the Salem Keizer School District has 27 languages spoken other than English.
300	Rep. Barnhart	Comments on how this need fits with other school needs and this will affect funding in those areas.
325	Rep. Schrader	Responds that the goal is to not upset the basic funding formula.
330	Rep. Nelson	Asks about the current formula.
368	Rep. Schrader	Responds there will be extra credit for having ESL students.
369	Rep. Nelson	Asks Rep. Hopson is she knows the dollar amount.
400	Rep Hopson	Responds it is approximately \$4,500 to \$6,000.
425	Rep. Nelson	Comments on the degree of proficiency.
426	Rep. Hopson	States that there are a number of federal guidelines and it varies.
430	Rep Nelson	Asks if this program should begin with pre-school and with the Head Start program.

TAPE 41, A

003	Rep. Schrader	Responds yes.
006	Rep. Nolan	Asks about a competitive grant process and reads from bill.
010	Rep. Schrader	States that the committee may amend.
020	Rep. Morrisette	Comments on federal grants.
025	Rep. Schrader	Suggests combining and allowing the grant process to continue.
030	Clementina Salinas	Superintendent, Oregon Trail School District. Presents testimony. Supports HB 2286.
050	Rep. Barnhart	Asks C. Salinas why this item should be separate from the funding formula.

088	C. Salinas	Responds that the funds are lacking for some children and she would like to see reductions in other areas. Comments on untrained teachers.
100	Chair Backlund	Questions the Teacher Standards and Practices Commission involvement.
130	C. Salinas	Responds that she believes in creating their own pool of teachers.
150	Chair Backlund	Asks C. Salinas' opinion of the ESL students.
177	C. Salinas	Explains the three types of models for ESL and expresses danger in inconsistent programs with untrained teachers.
239	Rep. Hopson	Asks for clarification on usage of money.
240	C. Salinas	Responds they would use for a quality bilingual program, training existing teachers.
272	Rep. Zauner	Comments on the immersion programs.
277	C. Salinas	Explains the California ESL immersion program and believes the inclusion model the best.
290	Rep. Nelson	Questions the language requirement for education and suggests combining these two issues.
307	C. Salinas	Explains the problems with implementing a simple ESL program.
343	Rep. Nelson	Suggests combining technology computer usage.
357	C. Salinas	Responds that software purchasing is too costly.
360	Rep. Nelson	Asks for information on the cost of the program.
375	Adkins	Submits information about federal funding (EXHIBIT A).
399	Miguel Salinas	Hispanic Education Advocate Resource Team. Submits written testimony (EXHIBIT B). Presents testimony. Supports HB2286.

TAPE 40, B

004	Salinas	Continues with presentation.
174	Salinas	Suggests flexibility in dealing with this issue and refers to the charts in his written testimony, Exhibit B.
206	Rep. Zauner	Comments on the high scores shown for Asian children.
243	Salinas	Points out the slow Asian population growth and describes their strong education background.
255	Chair Backlund	Closes public hearing on HB2286 and opens public hearing on HB 2806.

HB 2806-PUBLIC HEARING

300	Adkins	Explains HB 2806 and the -1 amendments (EXHIBIT C).
316	Rep. Jan Lee	District 10. Explains that substitute teachers cover 10% of classroom hours and this bill will set up a process for equitable resolution of grievances.
342	Yvonne Christensen	President, Oregon Substitute Teacher Organization. Explains her personal experiences with substitute teaching. Submits and presents written testimony (EXHIBIT D). Explains the grievance procedure for staff teachers vs. substitute teachers.

TAPE 41, B

003	Christensen	States they are only asking for a three step process for complaints
107	Tom Heiser	Explains complaint conflicts and the possible resolutions.
150	Phyllis Kirkwood	Beaverton. Supports HB 2806. Explains her personal situations with substitute teaching assignments and the conflicts encountered.
226	Rep. Nelson	Comments on Section 2, Part 5, A of the bill.
244	Heiser	Responds that verbiage could be changed.
250	Rep. Nelson	States that she would not support this bill if it were not reworded.
277	Rep. Hopson	Explains the statutes currently being used.

281	Rep. Nelson	Says the bill needs additional work.
290	Kirkwood	Refers to Page 5, B and reads from the bill.
354	Chair Backlund	Refers to copy of statute in packets.
374	Rep. Nelson	Refers to Paragraph 5, A.
390	Christensen	Refers to 5, B and clarifies.
TAPE 41, B		
003	Christensen	Continues with presentation. Comments on the –1 amendments. Explains their intentions for the bill.
045	Rep. Nolan	Asks if the testimony is referring to recent experiences.
050	Christenson	Clarifies the dates of these incidents.
055	Rep. Nolan	Asks if these issues have been presented to a collective bargaining process.
060	Christensen	Responds no but they have spoken with union negotiators and were told they do not make enough money.
091	Chuck Bennett	Confederation of School Administrators (COSA). Opposes HB 2806. Proposes to change the relationship between school districts and temporary employees with separate statutes and rights.
179	John Marshall	Oregon School Board Association (OSBA). Opposes HB 2806 and explains that the labor law is complicated. Proposes they would like to bring in labor experts to testify and reads from the ORS statutes.
210	Rep. Starr	States the right to be informed.
218	Marshall	Responds that these are isolated situations.
240	Bennett	Agrees that these situations are exceptions.
279	Rep. Barnhart	Expresses his interest in this bill and agrees with Rep. Starr but does not support –1 amendments.
300	Rep. Nelson	Suggests that COSA and OSBA can help with the communication process.
337	Tricia Bosak	Oregon Education Association. Supports HB 2806 and the –1 amendments.
378	Chair Backlund	Closes public hearing on HB 2806 and adjourns committee at 10:50 a.m.

Submitted By,

Reviewed By,

Paula Merritt,
Committee Assistant

Janet Adkins,
Committee Administrator

EXHIBIT SUMMARY

- A – HB 2286, various reports, staff, 4 pp**
- B - HB 2286, written testimony, Miguel Salinas, 8 pp**
- C - HB 2806, -1 amendments, staff, 2 pp**
- D - HB 2806, written testimony, Yvonne Christensen, 4 pp**