

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

March 22, 2001
8:30 A.M.

Hearing Room E
Tapes 60-63

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: **HB 2291 Work Session**
 HB 2960 Work Session
 HB 2806 Work Session
 HB 2781 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 60, A		
003	Chair Backlund	Calls committee to order at 8:30 a.m. and opens work session on HB 2291.
<u>HB 2291-WORK SESSION</u>		
003	Janet Adkins	Committee Administrator. Explains HB 2291, the previous hearing and the –8 amendments that were adopted by the committee (EXHIBIT A) .
004	Rep. Nolan	MOTION: Moves HB 2291 to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 8-0
		EXCUSED: 1 - Starr
006	Chair Backlund	Hearing no objection, declares the motion CARRIED. REP. LOWE will lead discussion on the floor.
110	Rep. Barnhart	Questions voting procedures. Comments on the –10 amendments.
111	Rep. Morrisette	Comments on the –8 amendments and Portland School District's tuition.
115	Rep. Nolan	Explains that this will leave current tuition in place and makes decision to individual school districts.
120	Rep. Morrisette	Mentions his preference for transfers to the neighborhood and would like to see a specific number set but will support.
121	Chair Backlund	Mentions that the sponsors of the bill are in agreement of the amendments. Closes work session on HB 2291 and opens work session on HB 2960.

HB 2960-WORK SESSION

055	Adkins	Explains HB 2960 and explains the –3 amendments (EXHIBIT B) and the fiscal impact statement (EXHIBIT C).
056	Rep. Monnes-Anderson	Explains the –3 amendments and her concerns that ESDs and schools are able to contract and award grants to school districts if goals are met.
057	Rep. D. Nelson	MOTION: Moves to ADOPT HB 2960-3 amendments dated 03/21/01.
058	Chair Backlund	Hearing no objection, declares the motion CARRIED.
059	Rep. D. Nelson	MOTION: Moves HB 2960 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means.
		VOTE: 8-0
		EXCUSED: 1 - Starr
060	Chair Backlund	Hearing no objection, declares the motion CARRIED.
065	Rep. Morrisette	Wants tobacco money for this and not general fund money.
170	Rep. Barnhart	Concurs and would not support if the funds are used from the general fund.
180	Chair Backlund	Closes work session on HB 2960 and opens work session on HB 2806.

HB 2806 WORK SESSION

194	Adkins	Explains HB 2806, previous hearing, and –2 amendments (EXHIBIT D).
218	Rep. Smith	Questions the -2 amendments.
220	John Marshall	Oregon School Boards Association. Explains that the –2 amendments represent work by Rep. Starr on approach to substitute teachers and how they are dealt with when removed from lists.
221	Rep. Barnhart	MOTION: Moves to ADOPT HB 2806-2 amendments dated 03/14/01.
230	Rep. Morrisette	States his disagreement with the bill but will support.
240	Rep. Nelson	States that she has concerns with the verbiage "shall" and wants options with local school districts.
245	Chair Backlund	Indicates he does not believe this is an unfunded mandate.
300	Rep. Nelson	Mentions legal costs on this bill.
305	Rep. Barnhart	Supports this bill. Mentions that it is common courtesy to notify teachers.
321	Rep. Hopson	Indicates that she will vote against this bill and believes this is a mandate and is unnecessary.
325	Rep. Zauner	States his support for this bill.
352	Rep. Morrisette	States his opposition and states that this bill does not change anything.
366	Rep. Nelson	States her opposition of this bill.
367	Rep. Starr	Comments on amendments he drafted and states his belief in bill.
370	Chair Backlund	Concurs with Rep. Starr and mentions that this is better than what we currently have.
375	Rep. Nolan	Explains the amendments vs. the bill.
TAPE 61, A		
003	Rep. Nolan	States this is only telling local school boards how to manage work well.
006	Rep. Morrisette	Explains bargaining laws.
		VOTE: 6-3

		AYE: 6 - Barnhart, Nolan, Smith T, Starr, Zauner, Backlund
		NAY: 3 - Hopson, Morrisette, Nelson
007	Chair Backlund	The motion CARRIES.
	Rep. Starr	MOTION: Moves HB 2806 to the floor with a DO PASS AS AMENDED recommendation.
050	Chair Backlund	VOTE: 5-4
		AYE: 5 - Barnhart, Smith T, Starr, Zauner, Backlund
		NAY: 4 - Hopson, Morrisette, Nelson, Nolan
080	Chair Backlund	The motion CARRIES. STARR will lead discussion on the floor.
090	Chair Backlund	Closes work session on HB 2806 and opens public hearing on HB 2781.
100	Adkins	Explains HB 2781 and the amendments (EXHIBIT E).
115	Sen. Peter Courtney	District 17. Submits written testimony (EXHIBIT F). Explains that HB 2781 provides legal protection to youth sports organizations and safety and security for children. Comments on SB 444 and the registered and unregistered sex offenders in Oregon. Comments on background checks of individuals who teach children. Explains insurance policies and inclusion of sex offenders.
323	Rep. Nelson	Asks sponsors of this bill if there is a reason it is restricted to youth sports organization only. Asks if we can amend to include all youth activities.
340	Sen. Courtney	Responds that this is what he was approached with to sponsor, nothing more.
350	Chair Backlund	Explains that this was the focus on this bill.
TAPE 60, B		
003	Rep. Barnhart	Explains there are other national programs that deal with this problem and he does not want to broaden this bill.
030	Rep. Nelson	Expresses her concerns for all youth organizations.
075	Rep. Morrisette	Urges Rep. Nelson to draft her own legislation to include other groups.
086	Rep. Nelson	Comments that her concerns will continue to be heard.
092	John Carey	Salem Metro Sports Commission. Presents testimony. Explains that 39 states require formal coaching education, 7 states recommend a sports education program, and 5 states have no specific requirement. Mentions background checks for coaches at Western Oregon State University. Indicates that unless this is a mandate, it will not be done on a regular basis.
256	Rep. Nelson	Comments on determining what organizations should fall under this concept.
298	Carey	Responds those who are delivering youth sport programs, if organized, and scheduled programs and teams. Explains that would not include recreational activities.
301	Rep. Smith	Asks if this would cover church and private schools.
305	Carey	Responds yes, if they have an organized youth sport component.
320	Sen. Courtney	Refers to lines 3-8 on the bill.
330	Rep. Smith	Comments on the fiscal impact statement.
340	Carey	Responds that they saw fiscal impact for the first time today. Explains that background checks costs are approximately \$12 and fingerprints are \$24.
390	Rep. Smith	Comments on the responsibility of the individual doing this.

399	Carey	Explains the costs and peace of mind.
TAPE 61, B		
003	Sen. Courtney	Explains how the Oregon Sports Authority (OSA) came to him with this bill. Believes this bill will receive a favorable response.
027	Rep. Starr	Comments on lines 4 and 5 of amendments. Asks who is exempt.
035	Sen. Courtney	Explains laws.
064	John Crane	Emerald Kidsports. Submits written testimony (EXHIBIT G). Opposes HB 2781 due to the cost. Explains that if state funded, he would support.
109	Steve Baker	Tualatin Hills Jr. Soccer League. Presents testimony. Opposes HB 2781 due to cost. Believes there are ways around background checks and does not think them accurate. Asks how this bill will help small charitable clubs who are not considered an organized club.
080	Dennis Doyle	Westside Soccer. Presents testimony. Opposes HB 2781. States his concern with dialogue between the sponsors and the clubs who will need to comply and believes this is a first step. States that establishing a sports commission is very costly to small clubs.
261	Rep. Barnhart	Asks how many kids in Oregon would be covered under this bill
270	Doyle	Responds, there are 60,000 children in soccer statewide and coaches are all covered with background checks presently.
272	Rep. Barnhart	Asks Crane about statewide numbers
280	Crane	Responds that he does not know.
294	Rep. Hopson	Comments on rural areas.
304	Doyle	Explains that it would be helpful if the state funded.
399	Chair Backlund	Asks for suggestions from individuals testifying.
400	Crane	Responds, financial. Explains that funding is from the communities. Explains that the average salary of his staff is under \$25,000 and they all hold degrees.
420	Baker	Believes there should be a standard of approval set.
TAPE 62, A		
003	Rep. Morrisette	Suggests that a volunteer or organized group do this.
010	Baker	Responds that legislature is good if done right but the body and standards needs forming and approval on a volunteer basis.
017	Doyle	Concurs that this needs state leadership on this only, not mandate.
040	Rep. Nelson	Asks the cost of background checks.
042	Doyle	Responds 50 cents per child.
059	James Marron	Westhills Baseball. Presents testimony. Opposes HB 2781. Explains experiences with his club and expresses the psychology of the parents involved.
274	Leslie Mundt	Oregon Recreation and Park Association (ORPA). Submits written testimony from Stephen A. Bosak (EXHIBIT H). Opposes HB 2781 and believes there is no statewide support for this type of a mandate.
310	Benji Hedgecock	Salem Metro Sports Commission. Presents testimony. Supports HB 2781. Believes it is not worth losing one child and states his concern of clubs that will not background check unless mandated to do so.
TAPE 63, A		
003	Mundt	Continues with testimony.
005	Adkins	Submits written testimony for the City of Portland, (EXHIBIT

037	Sen. Randy Miller	I) and Tom Hughes, Mayor, City of Hillsboro (EXHIBIT J). District 13. Presents testimony. Opposes HB 2781. Believes this to be the responsibility of parents not the state.
139	Chair Backlund	Indicates that the committee will consider testimony heard and bring HB 2781 at a later date. Closes public hearing on HB 2781 and adjourns committee at 11:00 a.m.

Submitted By,

Reviewed By,

Paula Merritt,
Committee Assistant

Janet Adkins,
Committee Administrator

EXHIBIT SUMMARY

- A - HB 2291, -8 amendments, staff, 1 page**
- B - HB 2960, -3 amendments, staff, 1 page**
- C - HB 2960, fiscal impact statement, staff, 2 pp.**
- D - HB 2806, -2 amendments, staff, 1 page**
- E - HB 2781, -1 amendments, staff, 2 pp.**
- F - HB 2781, written testimony, Senator Peter Courtney, 2 pp.**
- G - HB 2781, written testimony, John Crane, 2 pp.**
- H - HB 2781, written testimony, Stephen A. Bosak, 2 pp.**
- I - HB 2781, written testimony, staff, 2 pp.**
- J - HB 2781, written testimony, staff, 1 page**