

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

March 29, 2001
8:30 A.M.

Hearing Room E
Tapes 67-69

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 3395 Public Hearing and Work Session
 HB 3236 Public Hearing
 SB 511 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.

TAPE/#	Speaker	Comments
TAPE 67, A		
003	Chair Backund	Calls committee to order at 8:30 a.m. and opens a public hearing on HB 3395.
<u>HB 3395-PUBLIC HEARING</u>		
004	Janet Adkins	Explains HB 3395 and submits the -1 amendments (EXHIBIT A).
027	Jim Green	Oregon School Boards Association. Explains the Oregon Department of Education's task force. Explains that this bill is only a technical correction fix and the amendment makes a language change only.
080	Rep. Starr	Asks whether everyone was "at the table".
099	Rep. Barnhart	Asks about the waiver on page 1.
100	Green	Comments on the waivers.
108	Rep. Barnhart Green	Comments on the teacher certification waiver. States that this could be waived and explains that it is a federal law to provide services to special education, which cannot be waived.
120	Rep Barnhart	Refers to section 6.
150	Green	Refers to statute 327.013.
151	Barnhart	Comments on the reality of this statute.
153	Green	Responds that this was an attempt to address averages.
155	Barnhart	Expresses his concerns and asks why they would use an average.
160	Green	Responds that poverty eligibility is not identified per student and averages are determined.

200	Barnhart	Comments on using the number of students using free and reduced lunch programs.
205	Green	Mentions that charter schools do not all take part in this.
241	Rep. Nelson	Concurs with Rep. Barnhart and comments on page 1, line 23.
245	Green	Explains lines 23-28 and the possibility of removing section 6 if necessary.
277	Rep. Nelson	Asks about the funding for charter schools vs. public schools.
280	Green	Responds 80% of general-purpose grants for a K-8 charter school and 95% of a high school.
289	Rep. Nelson	Comments on the 80%, CIM, CAM and report cards.
300	Green	States that the charter school information will show up on report cards this year.
325	Rep. Nelson	States the need to follow children in charter schools.
339	Rep. Barnhart	Comments on page 3 line 9 and 10 and asks for explanation.
350	Green	Explains the language says charter schools could receive services from the ESD.
355	Cindy Hunt	Legislative Council. Explains that they would receive services the same and the bill does not place charter schools in those statutes. Believes it will not change the meaning.

TAPE 68, A

003	Green	States that section 6 can be removed.
040	Hunt	Responds that it would work in conjunction with other laws.
053	Rep. Morrisette	Mentions the redundancy with Rep. Barnhart's bill
056	Hunt	Explains the conflict process if similar bills pass.
058	Chair Backlund	Closes public hearing and opens work session.

HB 3395 WORK SESSION

060	Rep. Starr	MOTION: Moves to ADOPT SB 3395-1 amendments dated 03/12/01.
070	Rep. Barnhart	Suggests making changes to this bill and leaving out the -1 amendments.
072	Chair Backlund	Explains that all issues have been discussed and it is time to vote.
088	Rep. Hopson	States that this bill was developed to address minor difficulties only and does not take away the ability to negotiate by charter schools.
117	Rep. Starr	Suggests not holding this bill too long.
120	Chair Backlund	Hearing no objection, declares the motion CARRIED.
		MOTION: Moves HB 3395 to the floor with a DO PASS AS AMENDED recommendation.
130	Chair Backlund	VOTE: 6-3
		AYE: 6 - Hopson, Nelson, Smith T, Starr, Zauner, Backlund
		NAY: 3 - Barnhart, Morrisette, Nolan
140	Chair Backlund	The motion CARRIES.
		REP. HOPSON will lead discussion on the floor.

SB 511 PUBLIC HEARING

160	Janet Adkins	Committee Administrator. Explains SB 511 and the -1 amendments (EXHIBIT B).
170	Chair Backlund	Recesses public hearing on SB511 and opens public hearing on HB 3236.

HB 3236 PUBLIC HEARING

175	Sen. Peter Courtney	Explains HB 3236 and the scholarship program. Submits written testimony (EXHIBIT C). States that he would like to see this program at all public universities.
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241	Chair Backlund	Recesses public hearing on HB 3236 and re-opens public hearing SB 511.
<u>SB 511 PUBLIC HEARING</u>		
300	Dr. Peter Kohler, M. D.	President, Oregon Health Sciences University. Submits and presents written testimony (EXHIBIT D).
304	Ed Thompson	President, Oregon Graduate Institute. Supports SB 511. Presents testimony and explains the biotech programs being developed at this time.
343	Rep. Nelson	Comments on the biomedical field and voices concern about the facility.
350	Kohler	Explains that the program is to build their infrastructure and they are in the process of raising funds from private sources.
TAPE 67, B		
003	Rep. Nelson	Comments on the sites located in Oregon and her wishes to keep all facilities here.
011	Kohler	They have researched this and will do their best to keep them in Oregon. Mentions that he is working to attract venture capital and mentions that the housekeeping issue will increase the board size from 7 to 10 members.
020	Thompson	Comments on the venture capital in Oregon.
030	Jim Craven	American Electronics Association. Presents testimony and states that this merger involves longtime partnerships that will be supported.
084	Rashad Henry	American Federation for State County and Municipal Employees. Explains the -2 amendments would amend this bill for the purpose of having a representative on the board to focus on problems.
101	Rep. Smith	Asks Henry what he is proposing.
	Henry	Responds having two representatives serve on the board.
105	Rep. Smith	Asks if they have a collective bargaining process.
120	Henry	Responds yes but this is controversial. Explains the -1 amendments.
125	Rep. Smith	Asks about other universities.
130	Henry	Responds that this will be setting a precedent.
140	Rep. Smith	Comments that she is unsure of the appropriateness of these amendments and does not support this amendment.
147	Rep. Morrisette	Asks about line 3 of the amendments.
150	Henry	Explains the -3 amendments and says they originally had four add-ons to bill.
173	Rep. Nelson	Questions page 2, line 40 of the amendments.
200	Henry	Responds that the positions mentioned in the bill are non-management positions.
212	Rep. Nelson	Asks for clarification of page 2.
232	Rep. Nelson	Suggests expressing concerns vs. submitting amendments.
246	Dr. Kohler	States that this appointment is the choice of the Governor and the need is for experienced individuals sitting on the boards. Believes that seats should not be restricted.
278	Rep. Nolan	Comments on the Governor's choice and non-management positions.
280	Kohler	Explains their short history and states they still have original members.
285	Rep. Starr	Asks Henry if he wants an employee of OHSU on the board.
290	Henry	Responds, if not necessarily.

312	Terry Myzak	Submits and presents written testimony (EXHIBIT E) from Melinda Myzak. Reads from written testimony.
TAPE 68, B		
027	Chair Backlund	Closes public hearing and opens work session.
<u>SB 511 WORK SESSION</u>		
026	Rep. Barnhart	MOTION: Moves to ADOPT SB 511-2 amendments dated 03/28/01.
030	Barnhart	VOTE: 2-6 AYE: 2 - Barnhart, Nolan NAY: 6 - Hopson, Nelson, Smith T, Starr, Zauner, Backlund EXCUSED: 1 - Morrisette
033	Chair Backlund	The motion FAILS.
034	Rep. Barnhart	Explains that this is new modeling for business enterprises and is not used in the U.S. Explains that he proposed because he thinks it an important issue,
060	Rep. Smith	States her opinion on this bill and her disagreement with naming those who sit on this board. Opposes the -2 amendments.
066	Rep. Nolan	States that she will vote for the amendments unless they slow the bill down.
104	Rep. Starr	MOTION: Moves SB 511 to the floor with a DO PASS recommendation.
		VOTE: 8-0 EXCUSED: 1 - Morrisette
105	Chair Backlund	Hearing no objection, declares the motion CARRIED. REP. STARR AND REP. NOLAN will lead discussion on the floor.
<u>HB 3236-PUBLIC HEARING</u>		
150	Staff	Submits -1 amendments. (EXHIBIT F).
170	John Peterson	Law Student. Submits and presents written testimony (EXHIBIT G).
287	Guido Caldarazzo	Retired Salem-Keizer Principal. Supports HB 3236. Submits and presents written testimony (EXHIBIT H)
323	Tom Turner	Oregon Student Assistance Commission. Opposes HB 3236. Presents testimony. Relates his belief that they do not have unrestricted funds to pay to this program.
TAPE 69, A		
003	Jim Beyer	Oregon Student Assistance Commission. Opposes HB 3236. Presents testimony.
029	Molly Plumb	Student. Submits written testimony (EXHIBIT I). Supports HB 3236. Believes in program.
084	Tracy Gowan	Southeast Neighborhood Community Center. Supports HB 3236. Presents testimony. Explains his success of working with this program at the community center. Explains the decrease in crime rates in the neighborhood due to the center.
143	Chair Backlund Gowan	Asks Gowan the negatives to this program. Expresses an interest in his own tax dollars but believes this bill will attract volunteers and if necessary, grant writing.
164	Rep. Hopson	Supports HB 3236 and believes in the benefits. Expresses that she does not believe there are negatives to this bill except the funding. Acknowledges the work that John Peterson has done.
180	Chair Backlund	Closes public hearing and adjourns committee at 10:40 a.m.

Submitted By,

Reviewed By,

Paula Merritt,
Committee Assistant

Janet Adkins,
Committee Administrator

EXHIBIT SUMMARY

- A - HB 3395, fiscal impact statement, staff, 1 page**
- B - SB 511, -2 amendments, staff, 1 page**
- C - HB 3236, written testimony, Senator Peter Courtney, 2 pp.**
- D - SB 511, written testimony, Peter Kohler, M. D., 10 pp.**
- E - SB 511, written testimony, Terry Myzak, 3 pp.**
- F - HB 3236, -1 amendments, staff, 6 pp.**
- G - HB 3236, written testimony, John Peterson, 15 pp.**
- H - HB 3236, written testimony, Guido Calarazzo, 1 page**
- I - HB 3236, written testimony, Molly E. Plumb, 1 page**