

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

May 17, 2001  
8:30 AM

Hearing Room E  
Tapes 104-106

**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:**     **SCR 6 Public Hearing and Work Session**  
                                  **SB 257 Public Hearing and Work Session**  
                                  **SJR 28 A Public Hearing and Work Session**  
                                  **HB 2599 Public Hearing and Work Session**  
                                  **SB 259 A Public Hearing and Work Session**  
                                  **SB 694 Public Hearing and Work Session**  
                                  **SB 65 A Public Hearing and Work Session**  
                                  **SB 811 Public Hearing and Work Session**  
                                  **SB 594 A Public Hearing and Work Session**

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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.

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<b>TAPE/#</b>	<b>Speaker</b>	<b>Comments</b>
<b>TAPE 104, A</b>		
003	Chair Backlund	Calls committee to order at 8:40 a.m. and opens a public hearing on SCR 6
<b><u>SCR 6 PUBLIC HEARING</u></b>		
005	Sen. Clarno	Presents testimony supporting SCR 6. Gives background on Elizabeth Hill Johnson.
043	Rep. Zauner	Comments on the area at the Metolius in Oregon.
055	David Myton	Teacher Standards and Practices Commission. Presents testimony supporting SCR 6.
057	Chair Backlund	Closes public hearing and opens work session.
<b><u>SCR 6 WORK SESSION</u></b>		
<b>058</b>	<b>Rep. T. Smith</b>	<b>MOTION: Moves SCR 6 be sent to the floor with a DO PASS recommendation.</b>
		<b>VOTE: 9-0</b>
		<b>AYE: 9     In a roll call vote, all members present vote Aye.</b>
<b>059</b>	<b>Chair Backlund</b>	<b>The motion CARRIES.</b>
		<b>STARR will lead discussion on the floor.</b>
	Chair Backlund	Closes work session on SCR 6 and opens public hearing on SB 257.
<b>SB 257 PUBLIC HEARING</b>		

062	Janet Adkins	Committee Administrator. Explains SB 257 submits –1 amendments ( <b>EXHIBIT A</b> ).
088	Frank Brawner	Submits and presents written testimony supporting ( <b>EXHIBIT B</b> ).
148	Rep. Morrisette	Comments on his approval of SB 257.
164	Rep. Barnhart	States that he needs clarification of bill and comments on the panel.
171	Brawner	Responds that it was a three-member panel.
180	John Marshall	Presents testimony in support of SB 257 and explains the –1 amendment.
205	Tricia Bosak	OEA. Submits and presents written testimony supporting SB 257 ( <b>EXHIBIT C</b> ).
222	Rep. Barnhart	Comments on using old records.
230	Bosak	Responds that it is the process that the teacher has and this is the appeal level.
234	Brawner	Responds this is sworn testimony.
235	Chair Backlund	Closes public hearing and opens work session.

**SB 257 WORK SESSION**

235	Rep. Starr	<b>MOTION: Moves to ADOPT SB 257-1 amendments dated 05/16/01.</b>
		<b>VOTE: 8-0</b>
		<b>EXCUSED: 1 - Nolan</b>
236	Chair Backlund	<b>Hearing no objection, declares the motion CARRIED.</b>
237	Rep. Starr	<b>MOTION: Moves SB 257 to the floor with a DO PASS AS AMENDED recommendation and be placed on the CONSENT CALENDAR.</b>
		<b>VOTE: 8-0</b>
		<b>AYE: In a roll call vote, all members present vote Aye.</b>
		<b>EXCUSED: 1 - Nolan</b>
238	Chair Backlund	<b>The motion CARRIES.</b>
239	Chair Backlund	Closes work session on SB 257 and opens public hearing on SB 65 A.

**SB 65 A PUBLIC HEARING**

247	Adkins	Explains SB 65A.
295	Sen. Metsger	District 14. Presents testimony in support of SB 65 A. Explains the academic programs of the University System.
370	Rep. Nolan	Asks about class requirements.
372	Sen. Metsger	Responds that flexibility is up to the district.
373	Rep. Nolan	Comments on cutting existing programs.
378	Sen. Metsger	Responds that there is only an arts program requirement.
380	Kate Dickson	Oregon Department of Education. Submits and presents written testimony from Joanne Flint supporting SB 65 A ( <b>EXHIBIT D</b> ).

**TAPE 105, A**

007	Dickson	Reads from written testimony.
030	Rep. Smith	Comments on CIM and asks how students will show proficiency.
050	Dickson	Responds that school districts are setting the standards.
052	Rep. Smith	Comments on the difficulty of learning a foreign language.
065	Dickson	Responds that this does not take away the opportunity for school districts to require a number of years but not for a graduation requirement.
076	Rep. Nelson	Comments on the amendment.
080	Dickson	Responds this was to delay the requirement currently in law and making changes in that bill. Adds that this creates a different standard.

100	Rep. Nelson	Asks if this means we have taken out and put back in.
110	Dickson	Responds that this changes how students will perform 2 <sup>nd</sup> languages.
115	Adkins	Explains HB 2752 and the current bill.
128	Rep. Nelson	Comments on oral tests and seat time and ask if there is a testing model.
130	Dickson	Responds that the requirements would be more than just speaking the language but writing and comprehension also.
212	Chair Backlund	Recesses public hearing on SB 65 and opens public hearing on HB 2599.

**HB 2599 PUBLIC HEARING**

	Adkins	Explains HB 2599 and the -2 and -3 amendments ( <b>EXHIBIT E</b> ).
250	Senator Starr	District 5. Submits and presents written testimony supporting HB 2599-2 ( <b>EXHIBIT F</b> ).
289	Lauri L. Lewis	Principal, Evergreen Middle School. Submits and presents written testimony supporting ( <b>EXHIBIT G</b> ). Explains HB 2599-2 and the programs involved.
339	Gail Merrion	ESL Program Coordinator. Presents testimony-supporting HB 2599-2. Explains content and ESL programs. Comments on the Evergreen Middle School ESL students and the assessment scores.

**TAPE 104, B**

003	Kurt Kristensen	Teacher and Case Manager, Evergreen Middle School. Presents testimony in support of HB 2599-2. Explains the ESL students and speaks in his Danish language. Explains the Rosetta Stone system and the software.
123	Rep. Nolan	Comments on ESL students and their numbers.
125	Lewis	Responds that the total of students are 18,000 in school districts and 1,800 in their school.
133	Rep. Nolan	Asks the cost of the software.
140	Kristensen	Responds that they have received kits and an on-site license. States that the cost will be less than \$10,000 for the final project and at that point they will own.
145	Merrion	States that they own several of the software but does not know the cost. Comments that they will need to purchase 60 additional computers for the school.
160	Rep. Nolan	Asks why 60 computers are needed to help 30 students.
161	Kristensen	Responds that they will put computers in two classrooms and adds that next year there will be 54 students.
191	Rep. Nolan	Mentions that this buys each student a computer.
192	Lewis	Responds that this would be a supplement to what the district has already provided.
195	Rep. Hopson	Comments on the -2 amendments and the selection of one middle school. Asks if their school has been selected.
201	Merrion	Responds that they have not but would like to be selected. Says that there will be a grant process.
229	Rep. Nelson	Asks how her district could be selected.
250	Kristenson	States that he has researched for a platform and funds and was unable to do so.
254	Rep. Nolan	Comments on the grant selection and asks if they would proceed if not selected.
257	Merrion	Responds yes they would still proceed.
300	Bob Willner	Confederation in Oregon for Language Teaching. Presents

		testimony regarding HB 2599. Cautions on teachers who rely too much on software.
302	Chair Backlund	Closes public hearing and opens a work session.
	<b><u>HB 2599 WORK SESSION</u></b>	
303	Rep. Starr	<b>MOTION: Moves to ADOPT HB 2599-2 amendments dated 05/16/01.</b>
		<b>VOTE: 9-0</b>
304	Chair Backlund	<b>Hearing no objection, declares the motion CARRIED.</b>
	Rep. Starr	Mentions the opportunity of this pilot program.
345	Rep. Zauner	Comments on the drop out rate in Woodburn and how this would help.
350	Rep. Nolan	States that she will not support as is due to vagueness.
352	Rep. Starr	<b>MOTION: Moves HB 2599 with a DO PASS AS AMENDED recommendation BE REFERRED to the committee on Ways and Means.</b>
356		<b>VOTE: 6-3</b>
		<b>AYE: 6 - Morrisette, Nelson, Smith T, Starr, Zauner, Backlund</b>
		<b>NAY: 3 - Barnhart, Hopson, Nolan</b>
357	Chair Backlund	<b>The motion CARRIES.</b>
379	Chair Backlund	Closes work session on HB 2599 and re opens a public hearing on SB 65.
	<b><u>SB 65 A PUBLIC HEARING</u></b>	
380	Bob Willner	Confederation in Oregon for Language Teaching. Presents testimony opposing SB 65 and points out the damage in the bill.
	<b><u>TAPE 105, B</u></b>	
003	Willner	Mentions that the CIM is not for everyone and comments on Oregon standards.
040	Rep. Nelson	Asks if the language requirement should be part of the element.
050	Willner	Responds no and states that with the passage of SB 251 schools can get waivers but they will need to think seriously about how to meet the requirements.
055	Beth Anne Darby	Oregon Education Association. States her support of SB 65 A.
060	Chair Backlund	Closes public hearing and opens a work session.
	<b><u>SB 65 A WORK SESSION</u></b>	
110	Rep. Barnhart	States that he will vote for but reluctantly.
113	Rep. D. Nelson	<b>MOTION: Moves SB 65A to the floor with a DO PASS recommendation.</b>
114	Chair Backlund	Comments that foreign language teaching will continue with or without this bill.
		<b>VOTE: 9-0</b>
		<b>AYE: In a roll call vote, all members present vote Aye.</b>
115	Chair Backland	<b>The motion CARRIES.</b>
		<b>D. NELSON will lead discussion on the floor.</b>
118	Chair Backland	Closes work session on SB 65 A and opens a public hearing on SJR 28 A.
	<b><u>SJR 28 A PUBLIC HEARING</u></b>	
120	Rep. Starr	Asks committee to please pass.
125	Judy Brown	Submits written testimony in favor of SJR 28 ( <b>EXHIBIT H</b> ).
130	Claire Nelson	Presents testimony in favor of SJR 28.
140	John Young	Yamhill ESD. Presents testimony.
145	Chair Backlund	Closes public hearing and opens work session.
	<b><u>SJR 28 A WORK SESSION</u></b>	

146            **Rep. D. Nelson**            **MOTION: Moves SJR 28A be sent to the floor with a BE ADOPTED recommendation.**  
**VOTE: 9-0**  
**AYE:            In a roll call vote, all members present vote Aye.**  
147            **Chair Backlund**            **The motion CARRIES.**

149            Chair Backlund            Closes work session on SJR 18 and opens a public hearing on SB 811.

**SB 811 PUBLIC HEARING**

223            Adkins            Explains SB 811 and the -1 amendments (**EXHIBIT I**). Submits written testimony from Sen. Starr (**EXHIBIT J**).  
237            Howard Fetz            Director of Curriculum, Estacada School District. Presents testimony supporting SB 811-1.  
239            Rep. Hopson            Asks who services these children now.  
345            Fetz            Responds the Job Corps.  
276            Rep. Zauner            Mentions a tour that he was impressed by.  
277            Rep. Barnhart            Asks about the type of program.  
279            Fetz            Responds that they were asked to emphasize services for special needs kids.  
280            Rep. Barnhart            Asks if these programs exist on campus.  
304            Fetz            States that they serve most at the Job Corp site and would provide the services.  
319            Rep. Hopson            Comments on what is being addressed.  
320            Fetz            Responds that he is not here on behalf of the Baldrige method.  
322            Rep. Hopson            Comments on the allocation of money.  
325            Fetz            Responds that if they meet qualifications they would be able to get state funding.  
327            Rep. Hospon            Asks Fitz if he has spoken with the Department of Education.  
330            Fetz            Responds yes and he has a letter clarifying.  
370            Ozzie Rose            Confederation of Oregon School Administrators. Asks if these are Oregon children and if so, how many.  
375            Fetz            Responds these are kids from Oregon.  
380            Rose            States that this sounds like a new service and should be looked at.  
                Rep. Barnhart            Comments on the number of students.  
400            Fetz            Responds that he does not know but could be 300 students in total and are targeting 50.

**TAPE 106, A**

003            Chair Backlund            Explains that this is an amendment, an addition to SB 811.  
                Closes public hearing and opens work session.  
005            Chair Backlund            Closes public hearing and opens work session.

**SB 811 WORK SESSION**

010            **Rep. Zauner**            **MOTION: Moves SB 811 to the committee on Rules, Redistricting and Public Affairs without RECOMMENDATION as to passage.**  
**VOTE: 6-3**  
**AYE:            6 - Morrisette, Nelson, Smith T, Starr, Zauner, Backlund**  
**NAY:            3 - Barnhart, Hopson, Nolan**  
011            **Chair Backlund**            **The motion CARRIES.**

015            Chair Backlund            Closes work session on SB 811 and opens public hearing on SB 259.

**SB 259 PUBLIC HEAIRNG**

015            Staff            Submits -4 amendments (**EXHIBIT K**).

016	John Marshall	Submits and presents written testimony in support of SB 259 <b>(EXHIBIT L).</b>
020	Chair Backlund	Closes public hearing and opens work session.
<b><u>SB 259 WORK SESSION</u></b>		
021	Rep. T. Smith	<b>MOTION: Moves to ADOPT SB 259A-4 amendments dated 05/15/01.</b>
		<b>VOTE: 9-0</b>
030	Chair Backlund	<b>Hearing no objection, declares the motion CARRIED.</b>
031	Rep. T. Smith	<b>MOTION: Moves SB 259A to the floor with a DO PASS AS AMENDED recommendation.</b>
032	Chair Backlund	<b>VOTE: 7-2</b>
		<b>AYE: 7 - Hopson, Morrisette, Nelson, Smith T, Starr, Zauner, Backlund</b>
		<b>NAY: 2 - Barnhart, Nolan</b>
033	Chair Backlund	<b>The motion CARRIES.</b>
		<b>D. NELSON will lead discussion on the floor.</b>
034	Chair Backlund	Closes work session on SB 259A and opens a public hearing on SB 594A.
<b><u>SB 594A PUBLIC HEARING</u></b>		
036	Adkins	Explains SB 594A and the -2 amendments <b>(EXHIBIT M).</b>
037	Rep. Nelson	Voices concerns.
038	Chair Backlund	Closes public hearing and opens work session.
<b><u>SB 594A WORK SESSION</u></b>		
039	Rep. Nolan	<b>MOTION: Moves to ADOPT SB 594A amendments dated 05/17/01.</b>
		<b>VOTE: 9-0</b>
040	Chair Backlund	<b>Hearing no objection, declares the motion CARRIED.</b>
041	Rep. D. Nelson	<b>MOTION: Moves SB 594A to the floor with a DO PASS AS AMENDED recommendation and be placed on the CONSENT CALENDAR.</b>
		<b>VOTE: 9-0</b>
		<b>AYE: In a roll call vote, all members present vote Aye.</b>
042	Chair Backlund	<b>The motion CARRIES.</b>
043	Chair Backlund	Closes work session on SB 594A and opens a public hearing on SB 694.
<b><u>SB 694 PUBLIC HEARING</u></b>		
044	Adkins	Explains SB 694 and the -1 amendments <b>(EXHIBIT N).</b>
047	Dian Walder	Staff, Senator Starr's office. Submits and presents written testimony supporting SB 694 <b>(EXHIBIT O).</b>
190	Randy Harnish	Oregon Department of Education. Presents testimony supporting SB 694.
195	Rep. Barnhart	Comments on adoption of rules of the board.
200	Harnish	Responds that this will not change.
206	Chair Backlund	Closes public hearing and opens work session.
<b><u>SB 694 WORK SESSION</u></b>		
209	Rep. Hopson	<b>MOTION: Moves to ADOPT SB 694-1 amendments dated 04/27/01.</b>
		<b>VOTE: 9-0</b>
210	Chair Backlund	<b>Hearing no objection, declares the motion CARRIED.</b>
211	Rep. Hopson	<b>MOTION: Moves SB 694 to the floor with a DO PASS AS AMENDED recommendation and be placed on the CONSENT CALENDAR.</b>
		<b>VOTE: 9-0</b>

212  
214

**Chair Backlund**  
Chair Backlund

**AYE: In a roll call vote, all members present vote Aye.**  
**The motion CARRIES.**  
Closes work session on SB 694 and adjourns committee at 10:40  
a.m.

Submitted By,

Reviewed By,

Paula Merritt,  
Committee Assistant

Janet Adkins,  
Committee Administrator

**EXHIBIT SUMMARY**

- A - SB 257, -1 amendments, staff, 1 page**
- B - SB 257, written testimony, Frank Brawner, 6 pp.**
- C - SB 257, written testimony, Tricia Basak, 1 page**
- D - SB 65A, written testimony, Joanne Flint, 2 pp.**
- E - HB 2599, -2 and -3 amendments, staff 4 pp.**
- F - HB 2599, written testimony, Senator Starr, 2 pp.**
- G - HB 2599, written testimony, Lauri Lewis, 6 pp.**
- H - SJR 28A, written testimony, Judy Brown, 2 pp.**
- I - SB 811, -1 amendments, staff, 4 pp.**
- J - SB 811, written testimony, Senator Nelson, 6 pp.**
- K - SB 259A, -4 amendments, staff, 1 page**
- L - SB 259A, written testimony, John Marshall, 1 page**
- M - SB 594A, -2 amendments, staff, 2 pp.**
- N - SB 694, -1 amendments, staff, 1 page**
- O - SB 694, written testimony, Senator Starr, 1 page**