

## SENATE COMMITTEE ON EDUCATION

February 08, 2001 Hearing Room B  
3:00 p.m. Tapes 18 - 19

**MEMBERS PRESENT:** Sen. Charles Starr, Chair  
Sen. Susan Castillo, Vice-Chair  
Sen. Ryan Deckert  
Sen. Ted Ferrioli  
Sen. Bill Fisher  
Sen. Avel Gordly

**MEMBER EXCUSED:** Sen. Tom Hartung

**STAFF PRESENT:** Jan McComb, Committee Administrator  
Jennifer Simmons, Committee Assistant

**MEASURE/ISSUES HEARD:** SB 262 – Public Hearing  
Introduction of LC 3590  
SB 330 – Public Hearing and Work Session  
SB 220 – Work Session  
SB 332 – Public Hearing

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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 18, A</b>		
002	Chair Starr	Opens meeting at 3:09 p.m. Opens public hearing on SB 262.
<b><u>PUBLIC HEARING – SB 262</u></b>		
015	David Rike	Department of Education. Explains the bill is relating to electronic records and testifies in favor. Submits amendments. <b>(EXHIBIT A)</b>
061	Jerry Anderson	Medford School District. Explains situation in his district. Testifies in favor of the bill.
090	Chair Starr	Asks if the information is secure and available only to school officials.
094	Anderson	Answers that all requests would go through the Department of Education, which is a secure website. Explains process of retrieving the records.
108	Sen. Fisher	Says that he likes the idea of electronic records.
124	Sen. Gordly	Asks what percentage of schools currently use electronic records. Also asks what percentage of schools have the capacity to perform this function.
130	Rike	Answers that sixty percent of students records go through a data center. Explains that the other forty percent are recorded independently.
160	Sen. Gordly	Asks how the proposed amendments would change the bill.
167	Rike	Answers that Archives desired clarity that the permanent record

183	Chair Starr	after graduation would be on record through their office. Closes public hearing on SB 262 and opens work session for introduction of LC 3590.
<b><u>INTRODUCTION OF LC 3590</u></b>		
<b>203</b>	<b>Sen. Deckert</b>	<b>MOTION: Moves LC 3590 BE INTRODUCED as a committee bill.</b>
210	Sen. Fisher	Asks what the special checking account is.
218	Chair Starr	Answers these questions should be raised after the bill is introduced.
<b>235</b>		<b>VOTE: 6-0</b>
	<b>Chair Starr</b>	<b>EXCUSED: 1 - Hartung</b>
		<b>Hearing no objection, declares the motion CARRIED.</b>
<b><u>PUBLIC HEARING – SB 330</u></b>		
248	Jeff Svejcar	Executive Director, Oregon Student Assistance Commission. Explains the bill and testifies in favor. Submits written material. <b>(EXHIBIT B)</b>
297	Chair Starr	Closes public hearing and opens work session on SB 330.
<b><u>WORK SESSION – SB 330</u></b>		
<b>301</b>	<b>Sen. Fisher</b>	<b>MOTION: Moves SB 330 to the floor with a DO PASS recommendation.</b>
<b>308</b>		<b>VOTE: 6-0</b>
	<b>Chair Starr</b>	<b>EXCUSED: 1 – Hartung</b>
		<b>Hearing no objection, declares the motion CARRIED.</b>
		<b>SEN. FISHER will lead discussion on the floor. Motion is made later in meeting to allow Senator Castillo to enter her aye vote.</b> Closes work session and opens work session on SB 220.
<b><u>WORK SESSION – SB 220</u></b>		
327	Jan McComb	Administrator. Explains why this bill should be referred to the Judiciary Committee.
344	Sen. Fisher	Asks if this bill takes a step out of the process.
350	McComb	Answers that she is unsure of the complete ramifications of the bill.
<b>379</b>	<b>Sen. Fisher</b>	<b>MOTION: Moves SB 220 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Judiciary.</b>
<b>386</b>		<b>VOTE: 6-0</b>
	<b>Chair Starr</b>	<b>EXCUSED: 1 - Hartung</b>
		<b>Hearing no objection, declares the motion CARRIED.</b> Closes work session on SB 220 and opens public hearing on SB 332.
<b><u>PUBLIC HEARING – SB 332</u></b>		
398	Allen Contreras	Explains the bill and states his support. Submits written material <b>(EXHIBIT C)</b> and shows twelve minute video regarding the issue. Testifies further and discusses the –1 amendments.
<b><u>TAPE 19, A</u></b>		
257	Chair Starr	Asks for examples of unaccredited universities that are not selling fake degrees.
262	Contreras	Answers by giving two examples.
278	Chair Starr	Asks if those examples are recognized as having a qualified degree program for Oregon.
286	Contreras	Answers that in his opinion they would be, but the language of current statute does not allow it.

297	Sen. Fisher	Relates to the committee that there is a pending court case regarding the use of a degree from a university previously mentioned.
321	Contreras	Speaks about the case that Sen. Fisher spoke of. States that under SB 332 there would be no problem using this particular degree. Reiterates that current statute will not allow it.
330	Chair Starr	Asks if this legislation will affect the outcome of this case.
331	Conteras	Answers that he is unsure and suggests contacting the Attorney General's office.
344	Sen. Fisher	States that he has seen a document signed by Contreras stating that this person's degree was denied. Says that the committee should not interfere with a pending court case.
373	Sen. Gordly	Asks what the case is specifically about.
389	Contreras	Answers by giving more details of the case.
411	Sen. Fisher	Says that there are a lot of people not being told that they cannot use their degrees and he thinks it unfair that this woman was singled out.
<b>TAPE 18, B</b>		
006	Sen. Castillo	Asks Contreras if this bill will have an affect on the pending court case.
007	Contreras	Answers that he is unsure, but that a case such as this would not happen again if SB 332 is adopted.
020	Sen. Castillo	Asks if this bill is an independent effort and not relating to the pending court case.
023	Contreras	Answers that the issues are related. Says that this is simply to fix the problem in current statute.
037	Sen. Fisher	Says that this teacher has a good record and should not be penalized for a degree that is legal in other states.
060	Sen. Gordly	Asks Chair Starr if he believes this bill should be referred to Judiciary Committee.
066	Chair Starr	Answers that he does have concerns over passage of the bill. States that the bill is pertaining to education and at this point should stay in the committee.
086	Sen. Gordly	Refers to document stating that the purpose of the bill is law enforcement. Says that this bill might be better heard in a different committee.
105	Sen. Fisher	Relates experience as freshman legislator. Says that if the Attorney General wished so he could stop the court case.
138	Sen. Deckert	Says that he believes that this would solve the problem that is pending in court.
154	Sen. Fisher	Says that he agrees, but this case is pending and should have no interference by the committee.
<b>180</b>	<b>Sen. Fisher</b>	<b>MOTION: Moves to SUSPEND the rules for the purpose of allowing Senator Castillo to enter vote on SB 330.</b>
<b>185</b>		<b>VOTE: 6-0</b>
		<b>EXCUSED: 1 - Hartung</b>
<b>189</b>	<b>Chair Starr</b>	<b>Hearing no objection, declares the motion CARRIED.</b> Adjourns meeting at 4:18 p.m.

Submitted By,

Reviewed By,

Jennifer Simmons,  
Committee Assistant

Jan McComb,  
Committee Administrator

**EXHIBIT SUMMARY**

**A – proposed amendments, David Rike, 1 pp**

**B – written material, Jeff Svejcar, 1 pp**

**C – written material, Allen Contreras, 21 pp**