

**HOUSE COMMITTEE ON EDUCATION**

January 22, 1999 Hearing Room E

1:00 PM Tapes 9 - 11

**MEMBERS PRESENT: Rep. Ron Sunseri, Chair**

**Rep. William Morrisette, Vice-Chair**

**Rep. Betsy Close**

**Rep. Elaine Hopson**

**Rep. Bob Jenson**

**Rep. Tim Knopp**

**Rep. Lynn Lundquist**

**Rep. Carl Wilson**

**Rep. Jackie Winters**

**MEMBER EXCUSED: Rep. Chris Beck**

**STAFF PRESENT: Norm Fox, Administrator**

**Joan Diaz, Administrative Support**

**MEASURE/ISSUES HEARD: Informational Meeting**

**HB 2384 ñ Public Hearing & Work Session**

**HB 2386 ñ Public Hearing & 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 9, A		

004	Chair Sunseri	Calls meeting to order at 1:00 p.m. Opens Informational Meeting.
<b><u>INFORMATIONAL MEETING</u></b>		
006	Stan Bunn	Superintendent, Public Instruction. Presents overview of educational issues and areas of concern from the Department of Education (DOE).
033	Bunn	Discusses: <ul style="list-style-type: none"> <li>• Quality control issues at DOE</li> <li>• Strike at Oregon School for the Deaf and Oregon School for the Blind</li> <li>• Charter Schools</li> <li>• "Rainy Day" fund or stabilization fund</li> <li>• Governor's Budget</li> <li>• Education Reform</li> <li>• Certificate of Initial Mastery (CIM) and Certificate of Advanced Mastery (CAM)</li> <li>• Reading levels at primary school</li>   <li>• Timelines</li> </ul>
153	Rep. Wilson	Asks is CAM formulated so that students find it "easy to give up" on going to a college or university.
156	Bunn	Responds that it is not; cites example of vocational training vs. college. States that, historically, a large number of students have not gone on to college.
181	Rep. Wilson	Asks is the Liberal Arts component getting sacrificed.
185	Bunn	Responds that it is not, and stresses why Liberal Arts are needed.
190	Rep. Close	Expresses concerns about testing of home school and public school students.
196	Bob Stalick	Deputy Superintendent, Department of Education (DOE). Describes present testing procedures.
223	Greg McMurdo	Deputy Superintendent, Department of Education (DOE). Comments that in 1991 home school rules were amended; students may take statewide tests in addition to standardized tests.
234	Rep. Winters	Comments that the CIM and CAM test results came after school closed; teachers could not benefit from the information.
254	Stalick	Explains that the response time will be moved up on the calendar. Explains present system.

281	Rep. Morrisette	Clarifies federal funding with regard to charter school appeals process.
284	Bunn	Replies affirmatively that there must be an appeals process included in a charter school bill.
286	Rep. Morrisette	Asks if the Educational Service District (ESD) would be the appropriate body for appeal.
290	Bunn	Explains ESDs vary widely, and he would prefer a statewide level of review. Suggests the State Board would be the "ideal" review body.
309	Rep. Morrisette	Asks if the State Board is under the direction of the superintendent.
310	Bunn	Responds it is not.
320	Rep. Close	Asks for response to citizens' concern that government agencies do not plan for economic downturn.
322	Bunn	Responds that is the intent of the "Rainy Day" fund. Cites successful timber companies.
341	Chair Sunseri	Asks is there a bill drafted for the "Rainy Day" fund.
349	Bunn	Responds affirmatively, and states he will share it with Chair and Senate Education Committee Chair before it moves forward.
358	Chair Sunseri	Comments that this committee will review education reform and will invite DOE representatives back.
365	Bunn	Responds that a full report to the legislature is forthcoming.
378	Rep. Hobson	Asks what percentage of the schools are conducting both kinds of assessments; standardized testing from an outside agency as well as the statewide tests.
385	Bunn	Responds he will get that information to the committee later.
388	Rep. Hobson	Asks for clarification of federal funding as it relates to a charter school law.
395	Bunn	Responds those funds were the result of a federal grant.
<b>TAPE 10, A</b>		

003	Rep. Hobson	Asks if those funds would be expanding to include more than charter schools.
005	Bunn	Responds that he is unsure what the federal government will do.
007	Ozzie Rose	Executive Director, Confederation of School Administrators (COSA). Explains what COSA is and its mission.
033	Rose	Discusses: <ul style="list-style-type: none"> <li>• Education climate pre-Measure 5 and post-Measure 5</li> <li>• Originally 2500 school districts; now 197. All except a handful offer K-12</li> <li>• Small districts average 600-700 students</li> <li>• 21 Educational School Districts currently</li> <li>• 68% of funding from the state; not property taxes</li> </ul>
086	Rose	Explains budget committee: <ul style="list-style-type: none"> <li>• State school fund is equalized. Equal funding amount per student</li> <li>• Spending comparable with the rest of the 49 states. Oregon ranks 15-17</li> </ul>
130	Rose	Discusses more immediate concerns: <ul style="list-style-type: none"> <li>• Reduced personal income invested in K-12</li> <li>• Inflation not taken into consideration</li> <li>• Spending for students at 60% of the rate of inflation</li> <li>• Changed the focus that every child must meet the standards</li> </ul>
168	Rose	Explains that COSA drafted a report, "Keys to Quality Education." Presents executive summary. <b>(EXHIBIT A)</b> .
215	Rep. Close	Asks what percentage of the state budget should be earmarked for Education.
220	Rose	Responds that it is better to set goals and determine the amount of funding required to meet those goals.
243	Rep. Close	Asks what is the amount of the state budget for Education.
249	Rose	Responds that \$4.6 billion is earmarked for the state school fund.
257	Chair Sunseri	Closes informational meeting. Opens public hearing on HB 2384.
<b><u>HB 2384 PUBLIC HEARING</u></b>		
266	Rep. Lane Shetterly	Representative, District 34. Supports HB 2384. Explains bill which permits students to pledge allegiance to the flag at least once a week.

299	Rep. Shetterly	Comments that it is a commonly accepted practice to pledge allegiance to the flag.
310	David Fidanque	Executive Director, American Civil Liberty Union. Testifies that his organization is neutral on the bill. Gives a history of the pledge of allegiance since 1892.
<b>TAPE 9, B (malfunctioned)</b>		
<b>TAPE 11, A</b>		
003	Fidanque	Reads Supreme Court decision regarding first amendment and the pledge of allegiance.
020	Rep. Shetterly	Comments that school staff members should not be coerced to pledge.
046	Rep. Close	Asks has any instance occurred where someone has been forced to pledge allegiance to the flag.
048	Fidanque	Responds that he is not aware of any; no complaints in Oregon.
053	Rep. Knopp	Asks if "respectful silence" as stated in the bill could be considered unconstitutional.
059	Fidanque	Explains students are not required to remain in the classroom during the pledge.
061	Rep. Shetterly	Refers to State of Washington statute.
085	Matt McDonald	Veteran, Military Order of World Wars. States he has a video on history of the flag that he is donating to Legislature.
096	Chair Sunseri	Responds he has a copy that will be available to committee.
105	Chair Sunseri	Closes public hearing on HB 2384. Opens work session on HB 2384.
<b><u>HB 2384 WORK SESSION</u></b>		
110	Rep. Hobson	Comments she supports the bill. Comments she has a small concern regarding mandates for teachers.
120	Rep. Jenson	Expresses support for the bill.

133	Rep. Knopp	Reads from a patriotic poem, "The Soldier."
152	Rep. Winters	Comments that Oregon legislators pledge to the flag every day as do members of Congress.
165	Rep. Close	Explains why this bill was drafted.
182	Rep. Wilson	Comments on why he supports the bill.
<b>196</b>	<b>Rep. Knopp</b>	<b>MOTION: Moves HB 2384 to the floor with a DO PASS recommendation.</b>
		<b>VOTE: 9-0</b> <b>EXCUSED: 1 - Rep. Beck</b>
<b>208</b>	<b>Chair Sunseri</b>	<b>The motion CARRIES.</b> <b>REP. SHETTERLY will lead discussion on the floor.</b>
210	Chair Sunseri	Closes work session on HB 2384. Opens public hearing on HB 2386.
<b><u>HB 2386 PUBLIC HEARING</u></b>		
214	Rep. Shetterly	Explains bill which directs a school board to discharge district school board director after a four-month absence. Explains n1 amendment ( <b>EXHIBIT B</b> ).
305	Chair Sunseri	Closes public hearing on HB 2386. Opens work session on HB 2386.
<b><u>HB 2386 WORK SESSION</u></b>		
321	Rep. Jenson	Discusses difference in wording between "shall" and "can."
330	Rep. Shetterly	Comments that it is "shall." Explains that it is mandatory to replace the vacant position.
357	Rep. Jenson	Discusses local school board applying their own rules to remove someone in a shorter period of time.
360	Rep. Shetterly	Explains his bill pre-empts that.

366	John Marshall	Legislative Representative, Oregon School Board Association (OSBA). Explains OSBA does not oppose bill.
375	Rep. Hobson	Asks for clarification of time frame in removing board director.
380	Rep. Shetterly	Responds and clarifies.
402	Rep. Hobson	Refers to local control. Comments that it is better for local school board to make that determination.
410	Rep. Shetterly	Responds he doesn't feel bill needs further amending.
<b>TAPE 10, B</b>		
009	Marshall	Comments that OSBA has "no difficulty" with boards filling vacancies.
<b>029</b>	<b>Rep. Morrisette</b>	<b>MOTION: Moves to ADOPT HB 2386-1 amendments dated 01/15/99.</b>
<b>029</b>	<b>Chair Sunseri</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
<b>030</b>	<b>Rep. Morrisette</b>	<b>MOTION: Moves HB 2386 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 9-0</b> <b>EXCUSED: 1 - Rep. Beck</b>
<b>031</b>	<b>Chair Sunseri</b>	<b>The motion CARRIED.</b> <b>REP. MORRISETTE will lead discussion on the floor.</b>
033	Chair Sunseri	Closes the work session on HB 2386. Adjourns at 2:25 p.m.

Submitted By, Reviewed By,

Joan Diaz, Norm Fox,  
Administrative Support Administrator

**EXHIBIT SUMMARY**

**A ñ Informational Meeting, written material, Ozzie Rose, 17 pp**

**B ñ HB 2386, proposed ñ1 amendment, staff, 1 p**