

## HOUSE COMMITTEE ON EDUCATION

April 09, 1999 Hearing Room E

1:00 PM Tapes 93 - 94

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

Rep. William Morrisette, Vice-Chair

Rep. Chris Beck

Rep. Betsy Close

Rep. Elaine Hopson

Rep. Bob Jenson

Rep. Tim Knopp

Rep. Bruce Starr

Rep. Carl Wilson

Rep. Jackie Winters

**MEMBER EXCUSED:**

**STAFF PRESENT:** Norm Fox, Administrator

Joan Diaz, Administrative Support

**MEASURE/ISSUES HEARD:** HB 2897 Public Hearing and Work Session

HB 2683 Public Hearing

HB 3239 Work Session

HB 2993 Public Hearing

HB 3444 Public Hearing

HB 3008 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 93, A		
005	Chair Sunseri	Calls meeting to order at 1:30 p.m. Opens public hearing on HB 2897.

**HB 2897 PUBLIC HEARING**

007	Rep. Kitty Piercy	District 39. Supports HB 2897 which provides for criminal background checks for host families of foreign exchange students. <b>(EXHIBIT A)</b>
031	Chair Sunseri	Discusses the fiscal impact.
035	Rep. Winters	Asks who is responsible for the cost.
039	Rep. Piercy	Responds she is not sure.
041	Rep. Close	Reports on work group: Rotary Club indicated they would seek a waiver.
042	Norm Fox	Committee Administrator. Comments the Rotary Club has expressed support for the ñ2 amendments. <b>(EXHIBIT B)</b>
045	Bonnie Chalmers	Representative, EF Foundation for Foreign Study. Supports bill with some amendments. Discusses her organizationis procedures for hosting foreign exchange students. <b>(EXHIBIT C)</b>
124	Rep. Morrisette	Asks about cost of checking backgrounds.
127	Chalmers	Responds it is \$15 for each background check.
132	Rep. Morrisette	Asks if families would be willing to pay the bill.
138	Chalmers	Responds it would be an option; most host families are in the middle income class.
150	Fox	Reports that the work group ascertained that the Department of Education (DOE) can process background checks at a lower cost.
157	Rep. Winters	Asks which states require it.
159	Chalmers	Responds that Utah does; California recently defeated the same kind of bill.

162	Rep. Winters	Asks why was that bill defeated.
163	Chalmers	Responds she is not sure.
170	Rep. Hobson	Asks for details on organizationis interview process.
182	Chalmers	Responds that volunteers have been denied for various reasons: family interaction, cleanliness of home, bad neighborhood, family finances, etc.
198	Chair Sunseri	Closes public hearing on HB 2897. Opens work session on HB 2897.
<b><u>HB 2897 WORK SESSION</u></b>		
201	Rep. Close	<b>MOTION: Moves to ADOPT HB 2897-2 amendments dated 04/09/99.</b>
205	Chair Sunseri	<b>Hearing no objection, the motion CARRIES.</b>
207	Rep. Close	<b>MOTION: Moves HB 2897 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 10-0</b>  <b>AYE: 10 - Beck, Close, Hopson, Jenson, Knopp, Morrisette, Starr, Wilson, Winters, Sunseri</b>
210	Chair Sunseri	<b>The motion CARRIES.</b>  <b>Rep. PIERCY will lead discussion on the floor.</b>
215	Chair Sunseri	Closes work session on HB 2897. Opens public hearing on HB 2683.
<b><u>HB 2683 PUBLIC HEARING</u></b>		
220	John Marshall	Representative, Oregon School Board Association (OSBA). Testifies his organization is neutral on HB

		2683. <b>(EXHIBIT D)</b> Discusses "facilities equity."
279	Rep. Jenson	Asks for similar situations described in the bill which are now occurring.
282	Marshall	Responds he is not aware of any.
291	Rep. Jenson	Refers to Sisters, Oregon High School construction. Asks if that is an exception.
300	Marshall	Comments he is aware of community volunteers for minor construction; not aware of any significant construction by volunteers.
303	Chair Sunseri	Refers to current statute. Describes language in the bill which differs from the statute.
321	Marshall	Explains process.
334	Bob Shiprack	Representative, Building Trades. Testifies against HB 2683. States volunteers are not covered by the statute referenced.
397	Shiprack	Comments on problems which may occur if a bond levy is not passed by the voters. Explains non-profit organizations are still subject to state and federal rules.
<b>TAPE 94, A</b>		
002	Shiprack	Explains Oregon's prevailing wage law.
020	Chair Sunseri	Explains committee will refer this information to the drafter of the bill. Closes public hearing on HB 2683. Opens work session on HB 3239.
<b><u>HB 3239 WORK SESSION</u></b>		
026	Rep. Bob Jenson	District 57. Supports HB 3239 regarding annexing Blue Mountain Community College.
060	Rep. Jenson	<b>MOTION: Moves HB 3239 to the floor with a DO PASS recommendation and be referred to the Ways &amp;</b>

		<b>Means Committee.</b>
<b>065</b>	Chair Sunseri	Calls for discussion.
		<b>VOTE: 9-0</b>  <b>AYE: 9 - Close, Hopson, Jenson, Knopp, Morrisette, Starr, Wilson, Winters, Sunseri</b>  <b>EXCUSED: 1 - Beck</b>
068	<b>Chair Sunseri</b>	<b>The motion CARRIES.</b>
070	Chair Sunseri	Closes work session on HB 3239. Opens public hearing on HB 2993.
<b><u>HB 2993 PUBLIC HEARING</u></b>		
085	Melissa Watson	Legislative Representative, Oregon Student Association (OSA). Testifies against HB 2993. <b>(EXHIBIT E)</b> Explains it would be "fairer" to adjust the grants through the budget process rather than create new legislation.
194	Rep. Winters	Asks who would benefit if this bill passes.
198	Watson	States she is concerned with opportunity grant only; not other portions of the bill.
201	Rep. Wilson	Asks for explanation of the proposed ñ3 amendments.
205	Watson	Discusses proposed amendments.
210	Patty Williams	Executive of External Affairs, Associated Students of Portland Community College. Testifies against HB 2993. <b>(EXHIBIT F)</b> Describes her experience and how the Oregon Need Grant helped her attain her educational goals.
272	Joshua English	Student Senator, Chemeketa Community College. Testifies against HB 2993. Declares older students would not be eligible for the opportunity grant.

293	Rep. Winters	Asks should public policy be that all have access and choice in education in Oregon.
301	English	Responds affirmatively.
304	Gary Andeen	Executive Director, Oregon Independent Colleges Association (OICA). Testifies in favor of HB 2993. States the bill has been misinterpreted. Comments it was not intended that any students would fall out of eligibility; grant awards would not decrease. Comments that the proposed 4 amendments are forthcoming.
386	Elwood Farber	Executive Director, Oregon State Scholarship Commission (OSSC). Testifies in favor of HB 2993 with some changes.
399	Chair Sunseri	Asks if any other individuals would like to testify.
401	Rep. Morrisette	Asks if there is a time restriction on using the Need grant.
418	Andeen	Responds there is not.
422	Rep. Beck	Comments on last session's vote on the Need grant.
<b>TAPE 93, B</b>		
003	Andeen	Comments on the frustration in appealing for funds.
009	Chair Sunseri	Closes public hearing on HB 2993. Opens public hearing on HB 3444.
<b><u>HB 3444 PUBLIC HEARING</u></b>		
015	Jim Green	Legislative Representative, Oregon School Boards Administration (OSBA). Testifies against HB 3444. States that the bill may impact the rights of special education students' needs. States psychological evaluations for a large number of students would be cost prohibitive.
053	Chair Sunseri	Comments that the drafter of the bill is working on some amendments.
058	Rep. Jenson	Asks if school boards have protection from liability.

066	Green	Responds that special education law is "in flux" in Oregon. Refers to IDEA 97 which the federal government has re-written. Refers to SB 363 this session.
082	Rep. Winters	Asks if juvenile, like adults, can be held for 72 hours.
091	Green	Respond he is not sure.
097	Rep. Jenson	Asks if there is data on the frequency of students bringing guns to school.
100	Green	Responds he will provide that information to the committee; federal law requires that information be compiled.
109	Rep. Jenson	Asks if the number is high.
111	Green	Responds there should be concern if a student brings one gun to school.
117	Rep. Hobson	Refers to line 30 in the bill. Recommends amendments.
125	Fox	Refers to proposed ñ1 amendments. <b>(EXHIBIT G)</b>
136	Kathie Osborn	Attorney, Juvenile Rights Project. Testifies against HB 3444. Explains her firm represents only juveniles. Discusses instance of one of her clients, a Civil War enthusiast. Recommends clarification of wording in the bill.
240	Rep. Close	Asks if she is aware of SB 555.
256	Osborn	Responds she is a member of that billis work group. Explains differences between HB 3444 and SB 555.
266	Chair Sunseri	Closes public hearing on HB 3444. Opens public hearing on HB 3008.
<b><u>HB 3008 PUBLIC HEARING</u></b>		
271	Rep. Jeff Kropf	District 37. Supports HB 3008 which prevents district school board members from employing their relatives. Declares he is open to amendments.

360	Chair Sunseri	Asks if the person with a teaching contract is the one who has to resign.
368	Rep. Kropf	Responds no, the teacher's spouse would be ineligible for office.
376	Chair Sunseri	Asks if this is constitutional.
379	Rep. Kropf	Acknowledges it may not be.
380	Rep. Morrisette	Shares experience in his district.
397	Rep. Jenson	Comments he agrees in principle; raises constitutional question. Declares it is a problem in a small school district.
420	Rep. Kropf	Responds he agrees; acknowledges the bill will "be tight."
434	Chair Sunseri	Closes public hearing on HB 3008. Adjourns at 3:00 p.m.

Submitted By, Reviewed By,

Joan Diaz, Norm Fox,  
Administrative Support Administrator

#### **EXHIBIT SUMMARY**

**A** ñ HB 2897, written testimony, Rep. Kitty Piercy, 5 pp  
**B** ñ HB 2897, proposed ñ2 amendments, staff, 3 pp  
**C** ñ HB 2897, written testimony, Bonnie Chalmers, 15 pp  
**D** ñ HB 2683, written material, John Marshall, 1 p  
**E** ñ HB 2993, written testimony, Melissa Watson, 3 pp  
**F** ñ HB 2993, written testimony, Patty Williams, 2 pp  
**G** ñ HB 3444, proposed ñ1 amendments, staff, 1 p