

HOUSE COMMITTEE ON EDUCATION

February 17, 1997 Hearing Room E

8:15 AM Tapes 29-30

MEMBERS PRESENT:

Rep. Dennis Luke, Chair

Rep. Terry Thompson, Vice-Chair

Rep. Roger Beyer

Rep. Ron Sunseri

Rep. Charles Starr

Rep. Bob Jenson

Rep. Ryan Deckert

MEMBER EXCUSED:

STAFF PRESENT:

Bryan Boehringer, Administrator

Joan Diaz, Administrative Support

MEASURES HEARD:

HB 2364 - Public Hearing and Work Session

SB 183 - Public Hearing and Work Session

HB 2338 - 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 29, A		
006	Chair Luke	Opens meeting at 8:16 a.m. and open public hearing on HB 2364.
<u>HB 2364 - PUBLIC HEARING</u>		

008	Rep. Ron Adams	Represents District 27 and testifies against HB 2364. Comments that changing colleges to universities would ultimately add a layer of management. Gives input that once a college becomes a university, the expectation is they will need masters programs, etc., thereby changing the mission of the college (EXHIBIT A).
096	Rep. Thompson	Asks what standard or criteria should be included before a possible name change.
100	Adams	Responds that a natural progression of growth would be preferable to having a "blanket" name change for all three colleges.
115	Rep. Thompson	Asks should legislature develop standards for colleges to meet before recognition as a university.
130	Adams	Responds guidelines could be developed. Refers to Carnegie evaluation.
146	Rep. Sunseri	Asks if it follows that all of Oregon's colleges are working towards status as universities.
150	Adams	Responds one has to look at their mission. Comments he doesn't believe Oregon needs six universities competing for grants.
169	Rep. Thompson	Asks would student receive less of a degree if it was conferred by Western Oregon State College than one previously conferred by Oregon State University.
178	Adams	Responds that it doesn't make any difference if it's from a university or from a college.
200	Rep. Carolyn Oakley	Representative from District 36. Testifies in opposition to HB 2364. Comments that Oregon cannot afford to change the colleges to universities.
230	Adams	Comments that notwithstanding the statements made by the Chancellor of the Oregon State System of Higher Education and others, times change and his opinion is that in the future the direction of the colleges would change if a name change is approved.
257	Rep. Lane	Representative from District 34. Testifies in favor of HB 2364.

	Shetterly	(EXHIBIT B).
	Mark Simmons	Representative from District 58 testifies in favor of HB 2364.
308	Joseph Cox	Chancellor, Oregon State System of Higher Education, testifies in favor of HB 2364. Responds to questions concerning standards by which the higher education community defines universities.
	Rep. Beyer	Refers to letter from Chancellor Cox and questions reporting authorities and levels of responsibilities for positions in higher education. (EXHIBIT C)
	Cox	Clarifies reporting responsibilities currently in existence at each college.
TAPE 30, A		
001	Rep. Beyer	Continues questioning Cox on how name change could affect reporting responsibilities.
013	Cox	Explains structure cannot be changed without the approval at many levels including Academic Affairs, the Chancellor and the Board of Education.
	Rep. Beyer	Requests it be on the record that if this bill is approved there will be no additional levels of intermediate management.
026	John Schoons	Former State Representative from District 34, Rickreall, testifies in favor of HB 2364. Explains in foreign countries, "college" can mean high school or a 2-year school but not necessarily a 4-year university. Gives input that Oregon is at a disadvantage and is losing foreign students because of the definition of the word college. Nationally, the name is changing so that college no longer means a 4 year institution.
	Chair Luke	Closes public hearing on HB 2364 and opens work session on HB 2364.
HB 2364- WORK SESSION		
	Chair Luke	Comments he talked to House Co-chair of Committee on Ways & Means and they both agreed bill does not need to go to Ways & Means.
	Rep.	MOTION: Moves HB 2364 REFERRAL to the committee on Ways

		drafting error in HB 2123 (1995) (EXHIBIT D) .
225	Chair Luke	Asks who pays for testing under this bill.
	McMurdo	Responds that it depends on the individual school district.
231	Rep. Thompson	Asks why school district shouldn't pick up cost.
239	McMurdo	Responds that the workgroup for the 1995 bill agreed that all employees should be treated the same whether classified or certified.
263	Ed Edwards	Director of Government Relations, Oregon School Employees Association, testifies he supports the policy in SB 183A but is opposed to passing the cost on to classified school employees who are impacted by this policy. Speaks against bill in its present form (EXHIBIT E) .
	Chair Luke	Inquires if there is an objection to the fee and to the background check.
295	Edwards	Responds the only objection is to the fee. Also objects to validating fingerprints and background checks for employees hired prior to 1994.
TAPE 29, B		
002	Edwards	Continues testimony and refers to Exhibit E Attachments 2, 3, 4 and discusses salary levels.
056	Chair Luke	Discusses hours and rates of pay for school employees in Lake Oswego.
062	Edwards	Indicates salary is averaged across the state. Continues discussion on salary ranges. Testifies that classified pay varies throughout the state. Recommends an amendment to the bill.
140	Chair Luke	Suggests reading into the record what is proposed as an amendment to SB 183A Engrossed.
	Edwards	Proposes a change to SB 183A Engrossed as follows: on page 1 of SB 183A Engrossed, line 13, delete"(f)" and delete "or (f)".
143	Tricia Bosak	Representative, Oregon Education Association, speaks against SB 183A in its present form. (EXHIBIT F) .

	Bob Duehmig	Representative, American Federation of Teachers, supports colleague and speaks against SB 183A in its present form.
190	Jim Green	Representative from Oregon School Board Association testifies in favor of SB 183A. Comments that testing cost is \$42.00. Submits and discusses agreements between three school districts and the union (EXHIBIT G).
	Chair Luke	Asks if witness has written testimony. Indicates committee needs written testimony especially from agency personnel in order to effectively deliberate on bills. Committee receives a heavy volume of information and relying on memory alone is not effective use of time.
275	Wilma Wells	Representative, Confederation of School Administrators, testifies in favor of SB 183A (EXHIBIT H).
TAPE 30, B		
003	Chair Luke	Asks if witness is aware that private schools are trying to introduce a bill that would allow them to use state police for background checks and get charged same amount as public schools.
	Green	Responds potential liability is a problem whether it is in a private or public school.
020	Chair Luke	Asks for other questions from committee. Comments the 1993-95 legislature passed bill regarding background check for any individuals who apply for work with children. Asks what is the procedure when people fail to disclose information.
030	Green	Responds that if any employee fails to disclose any crime, the employee can be disqualified from employment or licensure.
035	Rep. Deckert	Asks for number of rejections of employees since the bill was enacted in 1991.
049	McMurdo	Responds that for classified employees, there are three or four a month that have been rejected for employment.
	Rep. Deckert	Asks what is the rationale for classified employee to pick up the cost.

071	McMurdo	Responds that licensed employees are required to pay cost at time of license renewal. Workgroup endeavored to treat all employees equally and felt classified employees also should bear the cost.
	Chair Luke	Indicates there is nothing in the bill to prevent school board from paying the cost. Closes public hearing on SB 183A and opens work session.
<u>SB 183 - WORK SESSION</u>		
	Rep. Sunseri	MOTION: Moves SB 183A to the floor with a DO PASS recommendation.
085	Rep. Jenson	MOTION: Moves to ADOPT SB 183A -1 amendments dated 01/22/97.
	Chair Luke	Asks for further comments on proposed amendments.
	Rep. Jenson	Discusses testing for employees before 1994 should not be a requirement for continued employment.
	Rep. Deckert	Comments on amendment that charge is unfair; school district should pay for it.
115	Rep. Thompson	Comments that as an employer who usually hires employees who cannot afford miscellaneous fees connected with employment, he will vote for amendment.
	Rep. Starr	Comments committee should allow the possibility of a bargained agreement; opposes amendment.
	Chair Luke	Comments that union representatives are strong negotiators and prefers this matter be left in the collective bargaining arena. Explains clerk will call the roll on the motion to adopt the -1 amendments to SB 183A.
132		VOTE: 3-4 AYE: 3 - Deckert, Jenson, Thompson NAY: 4 - Beyer, Starr, Sunseri, Luke
	Chair Luke	The motion FAILS.

	Chair Luke	Explains committee will consider the previous motion to move SB 183A to the floor with a do pass recommendation.
140		VOTE: 6-1 AYE: 6 - Beyer, Deckert, Jenson, Starr, Sunseri, Luke NAY: 1 - Thompson
	Chair Luke	The motion CARRIES. REP. Sunseri will lead discussion on the floor.
160	Chair Luke	Closes work session on SB 183. Opens work session on HB 2338.
<u>HB 2338 - WORK SESSION</u>		
	Chair Luke	Asks staff to describe bill.
180	Boehringer	Comments that the committee has the -2 amendments in the meeting packet. Notes that the -4 amendments are a combination of the -3 and -1 amendments, and describes each.
	Chair Luke	Discusses bill in more detail with respect to the cooperative efforts of community colleges and high schools.
222	Rep. Sunseri	Comments that the amendments address older students who return to community colleges and agrees there is a need for amending the bill.
233	Ozzie Rose	Executive Director, Confederation of School Administrators, testifies in favor of HB 2338 with amendments.
	Fallie Calder	Legislative Representative, Oregon School Board Association, testifies in favor of HB 2338 with amendments.
256	Rep. Sunseri	MOTION: Moves to ADOPT HB 2338 -2 amendments dated 02/13/97.
	Chair Luke	Hearing no objection, declares the motion CARRIED.

261	Rep. Sunseri	MOTION: Moves to ADOPT HB 2338 -4 amendments dated 02/14/97.
	Chair Luke	Hearing no objection, declares the motion CARRIED.
266	Rep. Sunseri	MOTION: Moves HB 2338 to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 6-1 AYE: 6 - Beyer, Deckert, Starr, Sunseri, Thompson, Luke NAY: 1 - Jenson
	Chair Luke	The motion CARRIES. REP. LUKE will lead discussion on the floor.
265	Chair Luke	Comments that HB 2338 is not a perfect bill but will create needed discussion. Closes work session on HB 2338. Adjourns meeting at 10:05 a.m.

Submitted By, Reviewed By,

Joan Diaz, Bryan Boehringer,

Administrative Support Administrator

EXHIBIT SUMMARY

- A - HB 2364, written testimony, Rep. Adams, 2 pp**
- B - HB 2364, written testimony, Rep. Shetterly, 7 pp**
- C - HB 2364, written materials, Joseph Cox, 10 pp**
- D - SB 183A, written testimony, Gregory McMurdo 2 pp**
- E - SB 183A, written testimony, Ed Edwards, 10 pp**
- F - SB 183A, written testimony, Tricia Bosak, 1 pp**
- G - SB 183A, written materials, Jim Green, 13 pp**
- H - SB 183A, written testimony, Wilma Wells, 1 pp**