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**SENATE COMMITTEE ON EDUCATION**

**February 24, 1997 Hearing Room 343**

**3:00 P.M. Tapes 33 - 35**

**MEMBERS PRESENT:**

**Sen. Tom Hartung, Chair**

**Sen. Marylin Shannon, Vice-Chair**

**Sen. Ken Baker**

**Sen. Susan Castillo**

**Sen. Gary George**

**Sen. Cliff Trow**

**MEMBER EXCUSED:**

**none**

**STAFF PRESENT:**

**Jan McComb, Administrator**

**Shirley Spendal, Administrative Support**

**MEASURE/ISSUES HEARD:**

**SB 178 - Work Session**

**SB 297 - Work Session**

**SB 628 - 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.**

<b>Tape/#</b>	<b>Speaker</b>	<b>Comments</b>
<b>TAPE 33, A</b>		
005	Chair Hartung	Opens hearing at 3:05 p.m. Discusses schedule.
010	Sen. Shannon	Discusses Friday's meeting on national standards, 1 - 2 p.m., hearing room C.
030	Chair Hartung	Opens work session on SB 178.
<b><u>SB 178 - WORK SESSION</u></b>		
031	Greg McMurdo	Department of Education. Supports bill, supports sending to Revenue Committee. Discusses effect of bill.
050	Sen. Baker	Asks how funding figured.
058	McMurdo	Figured on minimum daily basis of ten days, adjusted every two months, with year end adjustment
066	<b>Sen Shannon</b>	<b>MOTION: Moves SB 178 BE REFERRED to the Revenue Committee WITHOUT RECOMMENDATION.</b>
070	Sen. Trow	What sort of attention will bill get at Revenue?
072	Sen. Baker	Hear within two to three weeks.
080	Sen. Trow	Discussion. Not opposed.
081	Chair Hartung	Assigned here in error.
082	<b>Chair Hartung</b>	<b>VOTE: Hearing no objection, declares the motion CARRIED.</b> Opens work session, SB 297.
<b><u>SB 297 - WORK SESSION</u></b>		
085	Jan McComb	Committee Administrator. Discusses effect of bill. Reviews public hearing on bill.
096	Sen. Trow	Asks what amount of tuition would be.
098	Greg McMurdo	Department of Education. Not actual tuition as that is prohibitive. Amount reasonably related to extra cost.
106	Sen. Trow	Asks what process would be deciding amount.
108	McMurdo	Would take recommendation from directors of schools.

112	Sen. George	<b>MOTION: Moves SB 297 to the floor with a DO PASS recommendation.</b>
117	Chair Hartung	<b>VOTE: Hearing no objection, the motion is CARRIED.</b>
		<b>Sen. George will lead discussion on the floor.</b> Opens work session on SB 628.
<b><u>SB 628 - WORK SESSION</u></b>		
121	Chair Hartung	Committee's charter school bill. Would like to develop a model school bill. Asks committee to decide what further testimony is needed and their mission statement on charter schools. Reads from report on charter schools (EXHIBIT A), by Center for Human Change of the Humphrey Institute of Public Affairs, University of Minnesota. What he thinks committee "ought to be about."
155	Sen. Trow	Sees alternative schools and charter schools as way of providing flexibility and way to get at new alternative teaching. Need to plow way to improving general system.
168	Sen. Shannon	Way to help service children who are not being serviced in the public school system. Get out from under monopoly of local school board but still be accountable.
193	Sen. George	Discusses looking for place where education revived again. Opportunity to meet individual needs of certain students.
		Would like to see limited number to start out. Need appeal process, accountability.
217	Sen. Castillo	Feels all things exist within system we have now. Discusses alternative schools in Eugene - all happening now within the laws we have. Let's do it, but doesn't understand the need. Asks for accountability as using public funds.
230	Sen. Trow	Comment.
237	Sen. Baker	Key element is how do we protect public education. Should be challenged, but lot of difference between opening up charter schools in large districts or small. Make sure not devastate district.
253	Sen. Shannon	Comment.
257	Sen. Baker	Feels charter schools so new, do not have track record.
260	Chair Hartung	Agrees. Begins comparison of bills. Starts with policy statement section/intent.
282	Sen. Trow	Discusses Minnesota statement that he likes.
<b>TAPE 34, A</b>		
	Chair	Reads: "The Mission is to work with communities to help produce significantly higher student achievement, increase the graduation rate, improve student attitudes toward learning and their schools and build

004	Hartung	stronger working relationships among educators, parents and other community members." Discusses committee coming back to consider statement at later time. Discusses definition section. Lists bills, drafts compared.
022	McComb	Definition of "Applicant" all the same.
023	Chair Hartung	Discusses definition "Charter School."
034	McComb	Discusses comparison of bills.
055	Committee	Discussion.
064	Chair Hartung	Discusses definition "Sponsor." Compares bills.
072	Committee	Discussion.
098	Sen. Trow	Thinks school board should be sole sponsor.
099	Sen. Castillo	Agrees.
100	Sen. Baker	Discusses other sources. Thinks local control.
108	Chair Hartung	Thinks local control, but need appeal process.
119	Sen. Shannon	Agrees.
125	Sen. Trow	Discusses ESD (education service district) member and community college board member not wanting to do this.
131	Sen. Castillo	Wonders logistically how would work.
140	Sen. Shannon	Thinks there are people who would be interested.
146	Chair Hartung	Clarifies we think sponsor should be locally elected school board with appeal process to ESD. Have understanding can cost local school board, their staff , ESD money.
171	Sen. Trow	Discussion of state board being involved in limiting schools.
183	Sen. Shannon	More accountable when elected people overseeing rather than appointed.
184	Chair Hartung	Discussion, first time around stick with local control and appeal process.
199	Committee	Discussion of section.
201	Chair Hartung	Asks Julie Brandis to give AOI's opinion.
211	Julie Brandis	Associated Oregon Industries. Did have development of separate board established to review charter schools not approved by local districts. Thought a good opportunity to take some political pressure off local boards.
223	Chair	How would board be selected?

	Hartung	
226	McComb	Discusses members of charter school board, public charter school committee. Compares bills, drafts.
237	Sen. Baker	Creating more structure than need.
242	Sen. Trow	Should have State Board of Education do it.
243	Chair Hartung	Local board and appeal to ESD. Discusses Section P, Formation of a Charter School.
259	McComb	Compares bills.
268	Chair Hartung	Discusses caps on number of charter schools in districts.
273	Sen. Baker	Discusses numbers to use.
278	Sen. George	Discusses end of section 4.
283	Chair Hartung	Comment.
<b>TAPE 33, B</b>		
003	Sen. Shannon	Discussion, should say only one charter starter.
012	Sen. Baker	Comment.
013	McComb	Clarifies caps.
019	Chair Hartung	Discussion, should not put caps on at this time. Discusses finding facilities.
037	Sen. George	Discusses growth.
058	McComb	Discusses clarifying language, private school, public school.
074	Sen. Trow	Private charter charges tuition; charter cannot.
076	Committee	Discusses fees.
104	Chair Hartung	Discusses chartering application process
114	McComb	Discusses what this section is about. Compares language of drafts, bills.
125	Committee	Discussion of section.
157	McComb	Clarification of laws, rules not waived. Compares bills, drafts.
172	Chair Hartung	Discusses bullet 3, at what point in the school year does application need to be made.
175	McComb	Compares bills, drafts.
179	Jim Green	Oregon School Boards Association. Not want parties coming in late in school year and then appeal to local ESD. Give time for negotiation.
203	Chair Hartung	Need to pick a date. Thinks October 15th good date.
210	Committee	Discussion on date.

219	Chair Hartung	Start with October 15th for first application. Discusses bullet 4, public school conversion.
238	Committee	Discussion on section.
249	McComb	The only bills that discussed this were those that allowed multiple sponsors.
253	Jim Green	Oregon School Boards. If you have an existing public school converting to charter school and have student with disability who does not want to attend, federal law kicks in with regard to placement decisions. Asks committee to investigate.
<b>TAPE 34, B</b>		
003	Chair Hartung	Discusses section on approval process.
004	McComb	Compares bills for committee. Basically dealing with school board and Rep. Milne's bill.
013	Sen. Trow	Would like to see something in bill about how teachers qualified.
026	Chair Hartung	Discusses having applicants come and testify.
032	Sen. Shannon	Discusses Abiqua school.
039	Caryl Gertenrich	Discusses starting a charter school.
		( does stimulate local people to participate
		( applied to Salem-Keizer School District
		( tendency to drag feet - takes away crucial planning time
098	Gertenrich	( are moving forward but basic values have been deflected - problems with meeting needs of school districts
		( school will be 100 students by lottery
		( discusses student and parent involvement
		( two years be back to see where strengths, weaknesses are
134	Sen. Trow	Asks to look at application and charter.
135	Sen. George	Thinks should look at all issues to utilize resources.
146	Gertenrich	Discusses waivers. Keep schools open longer to keep children involved. Discusses strong neighborhoods.
182	Sen. George	Charter schools may be part of urban renewal.
187	Sen. Shannon	Question.
192	Chair Hartung	Discusses Section F, Term and Form of Charter
194	McComb	Discusses different bills. Discusses renewal, review.

212	Chair Hartung	Discusses Section G, Charter Termination and Review.
214	McComb	Compares bills. Discusses language in bills.
223	Chair Hartung	Asks how school receives money.
226	Jim Green	Oregon School Boards Association. Receive payments ten months of year from Department of Education. Adjustment in May to make up for student population changes.
237	Chair Hartung	Question.
246	Sen. George	Discusses process of paying money to school districts.
248	Sen. Baker	Prefers starting with 451 - should maintain financial stability.
		Have to document.
256	Chair Hartung	Discusses Section H, Restrictions, Waivers and Protections.
259	McComb	Compares bills, drafts. Discusses waiver language being constitutional, and appeal process.
<b>TAPE 35, A</b>		
005	Sen. Baker	Thinks should put "not binding on local school district" language in.
016	Chair Hartung	Discusses minimum amount of students. We will come back to discuss that.
017	McComb	Some drafts have 20; others 25.
019	Chair Hartung	Come back to discuss that; legal status we have covered.
025	McComb	Discusses HB 2484, concerning tuition language.
033	Chair Hartung	Adjourns meeting at 4:59 p.m.

**Submitted By, Reviewed By,**

**Shirley Spendal, Jan McComb,**

**Administrative Support Administrator**

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**EXHIBIT SUMMARY**

**A - Charter Schools, Handout, Staff, 1 pg.**

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