

HOUSE COMMITTEE ON  
HUMAN RESOURCES AND EDUCATION

April 28, 1995 Hearing Room  
Tapes - 98

MEMBERS PRESENT:

Rep. Dennis Luke, Chair  
Rep. Frank Shields, Vice-Chair  
Rep. Bill Fisher  
Rep. Mike Lehman  
Rep. John Meek  
Rep. Patti Milne  
Rep. Barbara Ross  
Rep. Lynn Snodgrass  
Rep. Charles Starr  
Rep. Terry Thompson  
Rep. Sharon Wylie

STAFF PRESENT:

Jan McComb, Committee Administrator  
Tom Mann, Committee Administrator  
Shelley Jones, Committee Assistant

MEASURES HEARD:

HB 2089 Work Session  
HB 3227 Work Session  
HB 2066 Work Session  
HB 2450 Work Session  
HB 2997 Work Session  
HB 2694 Work Session  
HB 2892 Work Session  
HB 2893 Work Session  
HB 2701 Work Session  
SB 467 Work Session

These minutes contain materials which paraphrase and/or summarize statements made during this session. Only text enclosed in quotation marks

report a speaker's exact words. For complete contents of the proceedings, please refer to the tapes.

TAPE , SIDE A

005 CHAIR LUKE: Opens meeting at 8:05 a.m.

HB 2089 WORK SESSION

008 MANN: Submits HB 2089 LC-5 amendments dated 4/27/95. (EXHIBIT A)

012 MOTION: REP: SHIELDS: Moves to adopt HB 2089 LC-5 amendments dated 4/27/95.

VOTE: Hearing no objections, the motion CARRIES.

015 MOTION: REP: SHIELDS: Moves HB 2089 as amended to the floor with a DO PASS recommendation.

REP. FISHER: declares a possible conflict of interest.

VOTE: In a roll call vote REP. FISHER, LEHMAN, MEEK, MILNE, ROSS, STARR, THOMPSON, WYLIE, SHIELDS, LUKE vote AYE. REP. SNODGRASS votes NAY.

CHAIR: The motion CARRIES. REP. ROSS to carry to the floor.

HB 3227 WORK SESSION

035 MANN: Submits HB 3227 LC-2 amendments dated 4/27/95. (EXHIBIT B)

MOTION: REP. SHIELDS: Moves to adopt HB 3227-2 amendments dated 4/27/95.

VOTE: Hearing no objections, the motion CARRIES.

MOTION: REP. SHIELDS moves HB 3227 as amended to the floor with a DO PASS recommendation.

VOTE: In a roll call vote all members are present and vote AYE.

CHAIR: The motion CARRIES. REP. SHIELDS to carry to the floor.

HB 2066 WORK SESSION

071 McCOMB: Submits HB 2066 LC-3 amendments dated 4/27/95. (EXHIBIT C)

MOTION: REP. STARR: Moves to adopt HB 2066 LC-3 amendments dated 4/27/95.

VOTE: Hearing no objections, the motion CARRIES.

MOTION: REP: STARR: Moves HB 2066 as amended to the floor with a DO PASS recommendation.

VOTE: In a roll call vote all members are present and vote AYE.

CHAIR: The motion CARRIES. REP. SHIELDS to carry to the floor.

HB 2450 WORK SESSION

105 McCOMB: Submits staff measure summary, fiscal and revenue analysis.  
(EXHIBIT D)

110 MOTION: REP: MILNE: Moves HB 2450 as amended by LC-3 amendments in  
subcommittee to the floor with a DO PASS recommendation.

130 MILNE: This bill is for when a child is out of control and needs to be  
restrained.

140 WYLIE: Is this bill to define the authority that will allow people to  
restrain a student.

154 MILNE: Refers to line 15 through 18 and it gives them clear authority.

161 LEHMAN: Disagrees, restraint is not clearly defined. This is much  
broader than just restraining a student.

220 VOTE: In a roll call vote REP. FISHER, MEEK, MILNE, ROSS, SNODGRASS,  
STARR, THOMPSON, WYLIE, SHIELDS, LUKE vote AYE. REP. LEHMAN votes NAY.

CHAIR: The motion CARRIES. REP. VANLEEUWEN to carry to the floor.

HB 2997 WORK SESSION

225 McCOMB: Submits staff measure summary and LC-4 amendments. (EXHIBIT E)

235 MOTION: REP. MILNE: Moves HB 2997 as amended by LC-4 amendments in  
subcommittee to the floor with a DO PASS recommendation.

250 MILNE: Bill is intended to stop gang related apparel.

290 WYLIE: Interesting bill, relates private school experience with dress  
code. The debate on this subject is very healthy and can occur in each  
community, allowing each school to make their own decision on this subject.

330 LEHMAN: Many schools already have control over dress codes and  
clothing. This bill does not give them any more authority.

390 SHIELDS: If this is just permissive language and not required, what is  
the debate about.

440 FISHER: Supports giving school districts one more tool to deal with  
gangs and gang related clothing and gang crimes.

465 VOTE: In a roll call vote REP. FISHER, MEEK, MILNE, SNODGRASS, STARR,  
WYLIE, SHIELDS, LUKE vote NAY. REP. LEHMAN, ROSS, THOMPSON vote NAY.

CHAIR: The motion CARRIES. REP. MILNE to carry to the floor.

485 REP. LEHMAN: Serves notice of possible minority report.

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HB 2694 WORK SESSION

050 McCOMB: Submits staff measure summary. (EXHIBIT F)

055 MOTION: REP: MILNE: Moves HB 2694 to the floor with a DO PASS  
recommendation.

VOTE: In a roll call vote REP. FISHER, LEHMAN, MEEK MILNE,  
STARR, THOMPSON, WYLIE, SHIELDS, LUKE vote AYE. REP. ROSS votes NAY.

SNODGRASS,

CHAIR: The motion CARRIES. REP. MILNE to carry to the floor.

HB 2892 WORK SESSION

080 McCOMB: Submits staff measure summary, LC-7 and LC-8 amendments and fiscal analysis. (EXHIBIT H)

118 MOTION: REP. MEEK: Moves HB 2892 as amended with LC-7 and LC-8 amendments in subcommittee to the floor with a DO PASS recommendation.

125 ROSS: Asked about charter school locating within a district and how the funds are allocated.

130 RICHARD MEINHARDT, PORTLAND: Explains public school funds follow the student.

165 ROSS: Questions which section explains where the State Board can revoke or refuse to issue a charter.

195 LEHMAN: Asked about setting up a charter school and if the funding comes out of the local district.

245 SHIELDS: Submits written statement in opposition to HB 2892. (EXHIBIT G)

295 -Average per student funding and recommends this issue be referred to an interim committee.

320 STARR: Would not like to see further study in the interim. Would recommend passage of this bill.

350 MEINHARDT: Comments that six states are producing charter schools currently, and that he has been working on charter school legislation for the past three sessions.

390 -Equity issue does need to be worked on. The whole issue needs to be confronted.

435 -Per pupil funding and what other states are doing.

450 THOMPSON: Concerned that charter schools will take the best students and leave behind

problem students. In the rich upper class neighborhoods charter schools will probably succeed, but does not want to see society make that split.

TAPE 96, SIDE B

050 FISHER: Supports this bill and the amendments have resolved some of his concerns about religious schools being established.

090 VOTE: In a roll call vote REP. FISHER, MEEK, MILNE, SNODGRASS, STARR, WYLIE, LUKE votes AYE. REP. LEHMAN, ROSS, THOMPSON, SHIELDS vote NAY.

CHAIR: The motion CARRIES. REP. MILNE to carry to the floor

REP. SHIELDS: Serves notice of possible minority report.

#### HB 2893 WORK SESSION

100 McCOMB: Submits staff measure summary, LC-1 amendments and fiscal impact. (EXHIBIT I)

110 MOTION: REP. MEEK: Moves HB 2893 as amended with the LC-1 amendments in subcommittee to the committee on Ways & Means with a DO PASS recommendation.

154 VOTE: In a roll call vote REP. FISHER, MEEK, MILNE, SNODGRASS, STARR, SHIELDS vote AYE. REP. LEHMAN, ROSS, THOMPSON, WYLIE, LUKE vote NAY.

CHAIR: The motion CARRIES.

#### HB 2701 WORK SESSION

170 McCOMB: Submits staff measure summary, LC-1 and LC-2 amendments and explains to committee. (EXHIBIT J)  
-Fax received from Association of Test Publishers and distributed. (EXHIBIT K)

195 GREG MCMURDO, DEPARTMENT OF EDUCATION: Comments on the fax and amendments.

225 MEEK: Does not agree with the amendments nor the fax letter from the testing company.

250 MCMURDO: The language might or might not include the standardized test given to students by private testing companies such as the SAT test.

310 -There are ways that this can be amended that could accomplish resolving the concerns of the test publishers.

330 MEEK: The focus was not test material but teaching material. Does not have a problem introducing an amendment to resolve the testing association or publishers concerns.

372 MOTION: REP. MEEK: Moves HB 2701 as amended by the LC-1 and LC-2 amendments in subcommittee to the floor with a DO PASS recommendation.

VOTE: In a roll call vote REP. FISHER, MEEK, MILNE, SNODGRASS, STARR, LUKE  
vote AYE. REP. LEHMAN, SNODGRASS, THOMPSON, WYLIE, SHIELDS vote NAY.

CHAIR: The motion CARRIES. REP. MEEK to carry to the floor.

REP. LEHMAN: Serves notice of possible minority report.

SB 467 WORK SESSION

465 LUKE: Explains process for continuing testimony to be received from people signed up from the last hearing.

TAPE 97, SIDE B

045 RICHARD SMITH, GRONER SCHOOL, HILLSB ORO: Submits information on cost per student per district. (EXHIBIT L)

DOROTHY JENSEN, GRONER SCHOOL, HILLSB ORO: Submits written testimony to committee. (EXHIBIT M)

090 DIANA MARGASON, LINN COUNTY FARM BUREAU: Testifies in opposition to unification.

135 DAVE KIM, VICE PRESIDENT, WEST UNION SCHOOL BOARD #1: Comments that the one unique thing this county has is the right to vote. Supports the local district and parents having the right to vote on unification issues.  
190 -In some districts unification will cause an increase rather than a decrease in expenses.  
205 -Give voters the right to decide what will happen to their local schools and their children.

215 MIKE NIEHUSER, WEST UNION SCHOOL DISTRICT#1: Submits and reviews testimony with committee. (EXHIBIT N)

233 -Article by Herbert Walberg, "Losing Local Control of Education".

273 -Distance and issues of unification.

285 -Principal of the right to vote, and a responsibility of voters to make decisions.

364 LEHMAN: Comments that this committee will need to get concurrence on any amendments.

385 MARY SCHNEIDER, PRATUM SCHOOL DISTRICT #50: Submits and reviews testimony with the committee. (EXHIBIT O)

415 -They currently have an arrangement with Silverton and Salem, unification will force them to go to Salem.

446 -In some communities, the school is the focus of the community.

482 -Supports amendment to allow local district to vote on unification and allow voters to decide.

TAPE 98, SIDE A

050 MEG WOOLBRIGHT, PRATUM SCHOOL DISTRICT #50: Testifies in opposition to unification and let the people in smaller districts decide by allowing them to vote.

ADDITIONAL WRITTEN TESTIMONY SUBMITTED BY THE FOLLOWING:

- LAKEVIEW HIGH SCHOOL and DISTRICT 5 (EXHIBIT P)
- GREG BROWN, NORTH PLAINS ELEMENTARY SCHOOL (EXHIBIT Q)
- GERALD J. BENNETT, BOUNDARY BOARD CLERK (EXHIBIT R)
- WES WOOLBRIGHT, PARENT, VOTER AND TAXPAYER (EXHIBIT S)
- SANDRA PELLENS, WEST LINN (EXHIBIT T)

106 LUKE: Explains the discussion between the House and Senate members. Would like to make sure the 15 miles stays in the bill. Explains the SB 467 -A12 and -A14 amendments.

130 MOTION: REP. MEEK: Moves SB 467 -A12 amendments dated 4/21/95.

VOTE: Hearing no objections, the motion CARRIES.

MOTION: REP. MEEK: Moves SB 467 -A14 amendments dated 4/27/95.

VOTE: Hearing no objections, the motion CARRIES.

155 LUKE: Comments on the comparison report done on the proposed amendments  
submitted by staff. (EXHIBIT V)

160 MOTION: REP. SHIELDS: Moves SB 467 as amended to the floor with a DO  
PASS recommendation.

VOTE: In a roll call vote REP. FISHER, LEHMAN, ROSS, SNODGRASS, THOMPSON,  
WYLIE, LUKE vote AYE. REP. MEEK, MILNE, STARR, SHIELDS vote NAY.

CHAIR: The motion CARRIES. REP. LUKE to carry to the floor.

REP. MEEK, STARR, MILNE, SHIELDS: Serves notice of minority report.

192 CHAIR LUKE: Adjourns meeting at 10:18 a.m.

Submitted by,

Reviewed by,

Shelley Jones  
Committee Assistant

Jan McComb  
Committee Administrator

EXHIBIT LOG:

A- HB 2089, LC-5 amendments- Staff- 3 pages  
B- HB 3227, LC-2 amendments- Staff- 2 pages  
C- HB 2066, LC-3 amendments- Staff- 14 pages  
D- HB 2450, Staff measure summary, LC-3 amendments, fiscal and revenue-  
Staff- 4 pages  
E HB 2997, Staff measure summary, LC-4 amendments- Staff- 4 pages  
F- HB 2694, Staff measure summary- Staff- 1 page  
G- HB 2892, Testimony- Shields- 1 page  
H- HB 2892, Staff measure summary, LC-8 amendments- Staff- 5 pages  
I- HB 2893, Staff measure summary, LC-1 and fiscal impact- Staff- 3 pages  
J- HB 2701, Staff measure summary, LC-1, LC-2 amendments- Staff- 4 pages  
K- HB 2701, Testimony- Thiemann- 3 pages  
L- SB 467, Testimony- Smith- 1 page  
M- SB 467, Testimony- Jensen- 1 page  
N- SB 467, Testimony- Niehuser- 27 pages  
O- SB 467, Testimony- Schneider- 2 pages  
P- SB 467, Testimony- Lakeview District 5-1 page  
Q- SB 467, Testimony- Brown- 2 pages  
R- SB 467, Testimony- Bennett- 6 pages  
S- SB 467, Testimony- Woolbright- 3 pages  
T- SB 467, Testimony- Pellens- 3 pages  
U- SB 467, SB 467 -A12, -A14 amendments- Staff- 5 pages  
V- SB 467, Comparison of all proposed amendments- Staff- 1 page