

SENATE COMMITTEE ON
EDUCATION

May 2, 1995 8:00 A.M.

Hearing Room B
Tapes 125- 126

MEMBERS PRESENT: Sen. Tom Hartung, Chair
Sen. Ken Baker
Sen. Shirley Gold
Sen. Marilyn Shannon
Sen. Cliff Trow

STAFF PRESENT: Fallie Calder, Committee Administrator
Carolynn Gillson, Committee Assistant

MEASURES HEARD: HB 2542 - prohibits school diets. from designating smoking
area for persons under 18 years of age, PUB
SB 631 - implement peer education sexual abstinence programs in high
schools, WRK
SJR22 - recommends abstinence curriculum for teen pregnancy prevention,
WRK
HB 2991A - modifies prov. relating to Oregon Educational Act, WRK

These minutes contain materials which paraphrase and/or summarize
statements made during this session. ONLY text enclosed in quotation marks
report a sneaker's exact words. For complete contents of the proceedings,
please refer to the tapes.

TAPE 125A

005 SEN. TOM HARTUNG, Chair: Calls meeting to order at 8:07 a m

PUBLIC HEARING HB 2542
Witnesses: Deno Edwards, North Clackamas School District

025 DENO EDWARDS, North Clackamas School District: Talks about developing a
district policy in 1991 forbidding the use of tobacco on school property.
> Testifies in support of HB 2542

Good communication and broad-based community support is crucial > Critical
to allow schools reasonable timeframe for implementing this change > No
additional funding is needed.

066 SEN. KEN BAKER: What has happened in the neigHB orhoods of schools where
smoking is prohibited on campus?

EDWARDS: Knew they would be forcing kids off the campus and into the
community. Go out and bri~g kids who have been smoking in the community
back to school Some of those instances have been because of calls from
people in the community

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088 SEN. MARYLIN SHANNON: How many school districts still allow smoking?

EDWARDS: Know of very few schools now with a designated smoking area.

SEN. SHANNON: Seems the school boards would regulate this and not the
state. How will this affect attendance at alternative schools?

EDWARDS: Got to promote what is good with kids in alternative schools.

WORK SESSION ON HB 2991A

126 JIM SCHERZINGER, LRO: Refers to revenue impact statement (EXH. A) on the -A52 amendments (EXH. B) and talks about language in Sec. 49 not being clear concerning use of State School Funds for use in school district grants.

162 CINDY HUNT, Legislative Counsel: Refers to language on line 11 on p. 50 and feels the intent could be made clearer.
> Don't remember specifically a discussion of where the money would come from.

192 SEN. SHIRLEY GOLD: Legislation passed in 1991 had a mandate that by 1996 one percent off the top of the State School Fund would go to the programs in the legislation.
> The permissive language creates the opportunity for this to happen if funding is available.

WORK SESSION ON SJR22 and SB 631

215 SEN. MAE YIH: Talks about sexual abstinence education curriculum and explains where it has been used in Oregon.
> Reviews the problems the curriculum is directed at preventing.
> Explains importance of using peer intervention in the prevention program.
> SB 631 has subsequent referral to Ways and Means and the State Health Division has \$250,000 in the Governor's budget set aside for peer education. School districts can apply to the Health Division for funding of their programs. Funding enough for 10 counties in first year and possibly 20 in second year.
> Children and Family Services Commission will work to provide some matching funds.
> Sec. 4 of SB 631 is no longer needed.

278 SEN. SHANNON: Has this abstinence curriculum been evaluated?

SEN. YIH: Talks about study and evaluation of same curriculum being used in Georgia.
> Don't need to do separate evaluation in Oregon because the Health Division is doing a youth-risk behavior study.
> Talks about a report required by language in Sec. 2.

SEN. SHANNON: Is there an accountability for responsible implementation?

SEN. YIH: Set up a timeline for implementation of the program. Schools must have adopted the resolution before applying for funding. Refers to testimony submitted at public hearing on the bills (see EXH. J/4-13-95).

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MOTION ADOPTED: There are no objections.

156 CALDER: Refers to changes in Sec. 7 to address concerns on the extended school year.
> Discussion of the changes proposed on lines 29 and 30 on p.6.
> Goes on to review the changes on pages 8 and 12.
MOTION: Chair Hartung moves to adopt the changes discussed.
MOTION ADOPTED: There are no objections.

235 CALDER: Reviews changes proposed on p. 13, Sec. 15.

FLINT: Explains the change and refers to p. 15.

SEN. BAKER: Do we adequately define school district on p. 2, line 7?

TOTTEN: Talks about school district definition used in statute.

325 CHAIR HARTUNG: On p. 2, line 7, reviews language for school district as defined in ORS 332.002.

CALDER: P. 21 - language deleted on lines 22 and 23 as shown.

FLINT: Leave determination of proficiency to the State Board of Education and remove "orally or in writing".

MOTION: Chair Hartung moves to adopt the changes discussed. MOTION ADOPTED: There are no objections.

368 CALDER: Reviews proposed changes on p. 23.

TOTTEN: Refers to additional change on p. 21.

MOTION: Chair Hartung moves the changes discussed. MOTION ADOPTED: There are no objections.

TAPE 125B

001 CALDER: Reviews proposed changes on p. 24, lines 17 and 20.

TO 1-1 FIN: Explains purpose of the language concerning students not meeting the standards. > Notes additional change on line 21 on p. 23.

CALDER: Reviews changes on p. 32 in the -A52 amendment. ~ Discussion on further changes.

TOTTEN: Explains deletion of language on lines 1416.

FLINT: Explains why there is not a \$40,000 fiscal impact in Sec. 35 concerning pilot programs as indicated by the fiscal statement on the -A52 amendments (EXH. D) Already funded as part of the grant-in-aid funding.

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341 SEN. BAKER: Is this curriculum used in Oregon now and how is it working?

SEN. YIH: Refers to letter from public health nurse who teaches the program in Douglas county (see EXH. J/4-13-95).
> Notes there is money for a health educator to train the senior high students so they can teach younger students refusal skills.

MOTION: Sen. Baker moves SJR22 to Ways and Means with a do pass ~t - .

Discussion why both SJR22 and SB 631 should go to Ways and Means as a package.

MOTION PASSES: In a roll call vote, the motion passes with Sen. Shannon voting No.

430 MOTION: Chair Hartung moves to delete Sec. 4 in SB 631.

MOTION ADOPTED: There are no objections.

MOTION: Sen. Baker moves SB 631 as amended to Ways and Means with a do pass recommendation.

MOTION: In a roll call vote, the motion carries with all members voting AYE.

TAPE 126A
WORK SESSION ON HB 2991A

018 HUNT: Begins review of technical changes in the -A52 handengrossed amendments-and refers to p. 50, line 9 (see EXH. B) in response to concerns on who was going to allocate an additional amount of money for purposes of the 21st Century Schools Program and suggests inserting "by the Legislative Assembly" between the words "allocated" and "for".

MOTION: Chair Hartung moves to adopt the amendment described.
MOTION ADOPTED: There are no objections.

SEN. GOLD: Refers to letter from School of Extended Studies at Portland State University concerning work being done with school districts and teachers as they prepare to implement the CIM and the CAM (EXH. C).

063 FALLIE CALDER, Committee Administrator: For consistency, suggests changing the "on" to "in" on line 15, p. 4 of the -A52 handengrossed amendment.

> P. 6, line 18 - delete "the policies in" and change statute to "ORS 329.025".

SEN. TROW: Objects to word "adopting" on line 10, p. 6.

FLINT: Wording is to make it clear content standards are the same as common curriculum goals.

> Discussion on changing language in lines 9 and 10 to make it clearer.

SEN. SHANNON: Are essential learning skills defined?

FLINT: They have been in existence in ODE for sometime. Not sure if they were defined in earlier statute.

MOTION: Chair Hartung moves to adopt the changes discussed.

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110 TOTTEN: Could make it absolutely clear on p. 8, line 8, by adding "funded pursuant to ORS 329.690" after programs.

MOTION: Chair Hartung moves to adopt the changes discussed. MOTION ADOPTED: There are no objections.

139 CALDER: Reviews changes on pages 35 and 39.

MOTION: Chair Hartung moves those changes. MOTION ADOPTED: There are no objections. MOTION: Chair Hartung moves to adopt the hand-engrossed -A52 amendment as amended. MOTION ADOPTED: There are no objections.

170 SEN. SHANNON: What are the lifelong academic skills mentioned on p. 3, line 11? Also feels there is a conflict with language on line 23 indicating all students can learn and language on p. 19 concerning the Certificate of Individual Accomplishment - sees it as tracking students.

> Issues discussed.

270 TOTTEN: The language is the presumption that we won't let anyone fall through the cracks.

> Discussion continues.

SEN. GOLD: Notes language providing that all kids at all levels will be in the same class was removed from the bill.

> Discussion continues.

SEN. BAKER: Don't want message out there we are going to keep changing these statutes every session.

CHAIR HARTUNG: Feels law should be scrutinized regularly.

> Further discussion on reviewing the statutes.

Testimony submitted by Boeing Commercial Airplane Group in support of HB 2991A (EXH. E).

403 MOTION: Sen. Trow moves HB 2991A as amended to the floor with a do pass recommendation.

SEN. SHANNON: Outcome-based education not really addressed by the Senate. Believes the bill is what the bureaucracy wants and is exactly the status quo.

SEN. TROW: Seems we had to re-look at what was passed four years ago and make it better. It now addresses academic content more specifically.

456 SEN. GOLD: Not happy with some of the changes but feels good about making effort to raise the academic standards of excellence, recognize there are individual differences in students and making the timelines more realistic.

TAPE 126B

037 SEN. BAKER: Pleased with work product and thinks it makes it tougher than before.

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SEN. TROW: Notes some good language taken out in House was not added back in the Senate. Not a perfect document but it is improved..

MOTION PASSES: In a roll call vote, the motion carries with Sen. Shannon voting No. Carrier: Sen. Hartung.

082 CHAIR HARTUNG: Adjourns meeting at 9:40 a.m.

Reviewed and submitted by,

Carolynn on
Committee Assistant

EXHIBIT SUMMARY:

A	HB 2991A	Legislative Revenue Office	1 page
B	HB 2991A-52	arnendrnt Committee staff	50 pages
C	HB 2991A	PSU	4 pages
D	HB 2991A	Legislative Fiscal Office	3 pages
E	HB 2991A	Boeing Group	1 page

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