

HOUSE COMMITTEE ON EDUCATION

May 6, 1993 Hearing Room E 1:30 p.m. Tapes 69 - 71

MEMBERS PRESENT: Rep. Carolyn Oakley, Chair Rep. Jim Whitty, Vice-Chair  
Rep. John Meek Rep. Patti Milne Rep. John Schoon Rep. Larry Sowa Rep.  
Sharon Wylie

STAFF PRESENT: Linda Sample Brown, Administrator Carolynn  
Gillson, Assistant

MEASURES CONSIDERED: HB 3335 - Allows Bd of Barbers &  
Hairdressers to issue temp. permits, WRK HB 2571 - Grants deduction  
from personal income tax for classroom volunteering, PUB HB 3638 -  
Req's evidence of insurance from persons granted parking privileges by  
sch dists., comm. coll. and OSB HE, PUB HB 3225 - Pymt of certain  
student stipends for community service, PUB HB 3371 - Modifies proc.  
for reduction in work force in sch. dists., PUB

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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. [--- Unable To Translate Graphic  
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TAPE 69, SIDE A

004 REP. CAROLYN OAKLEY, Chair: Calls meeting to order at 1:40 p.m.

Work Session on HB 3335

013 CHAIR OAKLEY: Reviews what the bill does and refers to the -2  
amendment (see EXH. H, 5/4/93), the -3 amendment from Rep. Beyer (see  
EXH. F, 5/4/93) and the -4 amendment which makes a one-word change in  
Rep. Beyer's amendment (EXH. A). > Fiscal Analysis provided on HB 3335-2  
(EXH. B).

MOTION: Rep. Meek moves to adopt the -2 amendments. > There is no  
objection. MOTION: Rep. Meek moves to incorporate the -4 amendments  
into the -2. > There is no objection. MOTION: Rep. Meek moves HB 3335  
as amended to floor with a do pass recommendation. VOTE: In a roll  
call vote, the motion carries with all members present voting AYE.  
Excused: Rep. Schoon. Carrier: Rep. Meek.

Public Hearing on HB 2571 Rep. Ron Adams Mary Anne Schroeder, from  
Wilsonville Regina Muter, from Wilsonville Sara Wiley, Oregon School  
Employes Assoc. (OSEA)

055 RON ADAMS, District 27: Testifies in support of HB 2571  
because it will encourage more people to volunteer in the classroom. It  
creates a deduction against their taxable income at the rate of \$5 a  
hour if they commit to a certain number of hours within a given  
quarter. > Bill is not intended to replace school district employes. >  
The deduction does not carry over for those people who do not owe  
state income taxes.

095 MARY ANNE SCHROEDER, teacher from Wilsonville: Reviews her testimony outlining the reasons the bill should pass (EXH. C). > Notes classroom volunteers change student attitudes.

200 REGINA MUTER, teacher: Reviews her testimony in support of the bill and refers to letters of support included in her handout (EXH. D).

420 REP. JIM WHITTY: Received 28 letters from a variety of people in opposition to this bill.

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011 REP. SHARON WYLIE: Talked to many volunteers who felt the money should be spent to provide better coordination so their time was not wasted in the classroom. Most people felt this would not help bring in more volunteers.

REP. ADAMS: This bill could increase the student-to-adult ratio in the classroom. It does not have anything to do with Measure 5 or with school employes but with teaching kids.

REP. MEEK: Refers to the changes in the -1 (EXH. E) and -2 amendments (EXH. F). > Fiscal statement provided on the -1 amendment (EXH. G).

SCHROEDER: This bill institutionalizes the volunteer.

MUTER: Results of a survey of volunteers will be available on May 7.

111 SARA WILEY, OSEA: Opposes the bill because it entices people to volunteer by offering a tax reduction and it changes the nature of volunteerism to a contractual obligation. Has difficulty with the bill because of the loss of revenue to the state general fund. > The language in the -2 amendments for line 25, page 1 of the bill seems overly broad and needs to be tightened so, in case of a layoff, a volunteer cannot move into an educational assistant's position.

166 REP. MEEK: I am surprised at your testimony because people are not encouraged enough to be involved in solving problems.

WILEY: I don't disagree with the importance of volunteers but it doesn't seem practical right now.

246 REP. PATTI MILNE: Does not feel the minimal monetary value would get it in the way of a program with so many benefits. Overriding benefits far out weigh the arguments against it.

281 REP. LARRY SOWA: Concerned people who volunteer will be required to pay for background checks and they may be discouraged from volunteering.

Public Hearing on HB 3638 Rep. Patti Milne, District 38 Trevor Milne, staff to Rep. Milne Lana Butterfield, SAFECO and Oregon Professional Insurance Agents (OPIA) Robin Palmer, Scarborough Insurance Inc. George Pernsteiner, Oregon Department of Higher Education (ODHE) Dr. Tom Fox, Oregon Health Sciences University (OHSU) Bill Sealey, Department of Motor Vehicles (DMV) Sandy Arnold, Portland State University (PSU) Alan Contreras, Oregon Community College Assoc. (OCCA)

325 REP. MILNE: Reviews her testimony in support of HB 3638 which

would require students to show a valid driver's license, vehicle registration and proof of insurance when applying for a parking permit (EXH. H).

411 TREVOR MILNE, staff to Rep. Milne: Feels the bill would really help reduce the number of uninsured motorists on the road. > Explains who he contacted when gathering background information on the bill. > Provides packet of letters in support of the bill (EXH. I).

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024 MILNE: Reviews statistics from a DMV report dated 6/18/92: 42,065 convicted uninsured motorists in state, 12,368 aged 16 to 25, and 11,541 unlicensed drivers. > Lists five proposed amendments: 1) on line 14 change "shall" to "may"; 2) schools not enforcing parking program be exempt from the policy; 3) policy only applies to yearly or quarterly permits; 4) on line 15, replace any person with "any full or part-time student"; and 5) implement an emergency clause.

071 LANA BUTTERFIELD, SAFECO Insurance Company and OPIA: Reviews her testimony in support of the bill (see EXHIBIT I).

098 REP. MEEK: Suggests allowing the district the option to choose who they want covered by the bill, including students, classified employes and teachers.

128 ROBIN PALMER, Scarborough Insurance, Inc.: Reviews his letter to Rep. Milne in support of the bill (EXH. J).

167 GEORGE PERNSTEINER, ODHE: Reviews his testimony outlining the implications of the bill for the ODHE (EXH. K).

CHAIR OAKLEY: Was it the bill's intent to mainly address the full-time and part-time students?

REP. MILNE: We are targeting students who are regularly enrolled for a course but not someone attending a seminar or an athletic event.

PERNSTEINER: Suggests using the words "regularly enrolled students". > Explains the difficulty of requesting proof of vehicle registration at the time of permit application.

REP. MILNE: We are asking people to follow the law. It is that simple.

PERNSTEINER: You are asking school districts and higher education institutions to help enforce that law. What does that mean for us? We need this to be administratively simple.

310 REP. MEEK: Suggests including the required information on the form to be filled out by students who are requesting a parking permit.

CHAIR OAKLEY: Do insurance companies routinely provide a proof of purchase of insurance people could take with them when they are applying for a permit?

REP. MEEK: Yes.

334 DR. TOM FOX, OHSU: We have no problem asking students to advise us of their insurance policy number. Problem would be keeping up with expiration dates. Provides written testimony (EXH. L).

REP. WHITTY: Everyone is suppose to carry their proof of insurance or they are violating the law.

418 BILL SEALEY, DMV: Talks about their vehicle registration renewal process which includes certification of insurance. DMV does not verify the information but does random sampling.

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025 SEALEY: The vehicle registration card would be a good source of information. > Actual uninsured rate in Oregon is about 10 percent.

CHAIR OAKLEY: Do some people get insurance to satisfy the requirement and then cancel it?

SEALEY: It is possible.

053 REP. MILNE: Refers to letter of support from DMV in packet of information (see EXH. I).

FOX: Not sure all our concerns are addressed by the amendments.

063 SANDY ARNOLD, PSU parking manager: Reviews her testimony in support of HB 3638 (EXH. M). > If there is no insurance, we cannot sell permit. > Explains why there is a problem requiring proof of insurance.

REP. MILNE: Part of the intent of the bill is to reduce some of the liability schools have when vehicles on their property are not legal. > What is the process for students who apply for a parking permit?

ARNOLD: Reviews criteria students have to meet when applying for a parking permit. Students can get confirmation over the telephone of a permit issued to them.

REP. MILNE: We envisioned when students go to pick up their parking permit they must show pieces of identification. A new computer system would not be necessary. Intent of bill was not for institutions to have an ongoing enforcement role.

138 ARNOLD: Talks about their automated system for purchasing a parking permit including the option to pay over the telephone. This avoids the long line.

PERNSTEINER: We would need to figure out how to accommodate additional information in our current system.

192 ALAN CONTRERAS, OCCA: Reviews his written testimony opposing the bill because it would add a significant cost burden to some colleges (EXH. N).

CHAIR OAKLEY: I don't think the intent of the bill is for institutions without a permit process to develop one.

Public Hearing on HB 3225 Rep. John Schoon John Peterson, Oregon Student Lobby (OSL)

245 REP. SCHOON: Refers to the -1, -2 and -3 proposed amendments in a handengrossed version of the bill (EXH. O).

290 JOHN PETERSON, OSL: Intent of this bill is to give financial and academic compensation to students in higher education who have been involved in community service. > Explains the concerns addressed by the -1, -2 and -3 amendments. > Refers to cost estimates on the bill from OSSC (EXH. P). > Points out where the amendments are in the bill.

385 REP. SCHOON: Continues identifying the amendments and where they are in the bill.

PETERSON: Talks about tracking system developed for evaluating the program in Section 3, page 2, line 10 and about the use of lottery funds.

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020 PETERSON: Talks about the -3 amendments which insure that private schools are not excluded.

SCHOON: On line 7 of the -3 amendment, language was added concerning the stipend. > Talks about requiring a signed, verified statement of the student. > OSSA feels the program could be implemented without stipends being taxed. > Suggests calling it the academic work study program. > Talks about the predicted costs of the program and doing a pilot program with two schools, one private and one public. Prefers holding funding amount under \$100,000 to get the program started.

REP. WHITTY: Reviews information distributed from OSSA at last meeting.

Testimony in support of HB 3225 received from Secretary of State Phil Keisling (EXH. Q). Public Hearing on HB 3371 Vickie Totten, Oregon School Boards Assoc. (OSB A) Sen. Neal Bryant, District 27 John Danielson, Oregon Education Association (OEA)

113 VICKIE TOTTON, OSB A: This bill deals with the reduction in force statutes. > Reviews the changes in the -2 amendments (EXH. R). > Taking out affirmative action language on lines 19-27 on page 1 is most important piece of the bill because it was ruled unconstitutional by the U. S. Supreme Court. > Explains how the additional language on line 27, page 2 would be a cost-saving procedure for school districts. > Hopes the emergency clause will help deal with the appeals that are occurring right now as a result of layoffs for the 93-94 school year.

214 SEN. NEAL BRYANT, District 27: Explains how his -3 amendment has to do with transferring administrators and defines lower paying position (EXH. S).

REP. WHITTY: What if the number of work days for two positions were different?

SEN. BRYANT: There would be inequity for awhile in favor of the administrator.

269 REP. MILNE: What about a high school principal that moves to a junior high position and other junior high principals in the school district make less?

SEN. BRYANT: It is explained to the other principals and the transferring principal would have a wage freeze until the others caught up. The school district could increase the other salaries. It

would be up to the school district.

REP. MILNE: Discrepancy sometimes creates ill will.

SEN. BRYANT: Benefits usually outweigh that. This bill would eliminate battles in the future.

320 JOHN DANIELSON, OEA: Reduction of force lists have already been made by many school districts and they are in the process of implementation. > Explains why OEA disagrees with the -2 amendment on line 27, page 2 which places the appeals together and leaves the district a choice. > Sen. Bryant's amendment is to the administrative section of the fair dismissal act rather than to the reduction of force act. > Talks about transfers to parallel administrative position. Unfair to pay an individual the same for a lesser position.

416 REP. SCHOON: Not sure the relating to clause of HB 3371 will permit the insertion of the -3 amendment.

TOTTEN: Legislative Counsel has not let us know if there is a problem with the relating to clause. > OSB A would consider additional arbitration language.

DANIELSON: Doubtful we will want to give up an individual's right for an appeal. 485 CHAIR OAKLEY: Adjourns meeting at 4:00 p.m.

Reviewed and submitted by:

Carolynn Gillson Assistant

EXHIBIT LOG: A - HB 3335-4 amendment - Rep. Beyer - 2 pages B - Fiscal Analysis on HB 3335-2 - Legislative Fiscal Office - 1 page C - Testimony on HB 2571 - Mary Ann Schroeder - 1 page D - Testimony on HB 2571 - Regina Muter - 16 pages E - HB 2571-1 amendment - committee staff - 6 pages F - HB 2571-2 amendment - committee staff - 1 page G - Revenue analysis - Legislative Revenue Committee - 1 page H - Testimony on HB 3638 - Rep. Patti Milne - 2 pages I - Testimony on HB 3638 - James Redmond, et al - 8 pages J - Testimony on HB 3638 - Scarborough Insurance, Inc. - 1 page K - Testimony on HB 3638 - ODHE - 2 pages L - Testimony on HB 3638 - OHSU - 1 page M - Testimony on HB 3638 - PSU - 9 pages N - Testimony on HB 3638 - OCCA - 1 page O - HB 3225-1 amendment - committee staff - 6 pages P - Testimony on HB 3225 - OSSC - 1 page Q - Testimony on HB 3225 - Secretary of State - 1 page R - HB 3371-2 amendment - OSB A - 3 pages S - HB 3371-3 amendment - Sen. Bryant - 5 pages