

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action: Do Pass as Amended and Be Printed Engrossed

Vote: 5 - 0 - 0

Yeas: Kruse, Metsger, Morse, Westlund, Walker

Nays: 0

Exc.: 0

Prepared By: Dana Richardson, Administrator

Meeting Dates: 5/15, 5/17

WHAT THE MEASURE DOES: Requires public bodies to make available to public lists of vacant and unused buildings and portions of buildings that may be suitable for operation of public charter school. Directs that lists be provided to developing or operating public charter schools within 30 days of written request.

ISSUES DISCUSSED:

- Requirement to negotiate in good faith
- Definition of “good faith”
- Appeal if negotiations are not in good faith

EFFECT OF COMMITTEE AMENDMENT: Removes requirement that public bodies enter into good faith negotiations with public charter school or a charter governing body with an approved charter proposal for lease, use, or purchase of space.

BACKGROUND: HB 3178-B directs school districts, education service districts, and other public bodies (defined in ORS 174.109 as state government bodies, local government bodies and special government bodies) to make available to the public lists of vacant and unused public buildings and portions of buildings that may be suitable for the operation of a public charter school. Current law requires education service districts to make available to the public such lists, based on input from school districts, “to the extent such information is reasonably available”. HB 3178-B requires that the lists be provided to developing or operating public charter schools within 30 days of a written request. It retains existing statutory language indicating that there is no requirement for listed building or space owners to sell or lease their property to a public charter school or public charter school governing body.

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This summary has not been adopted or officially endorsed by action of the committee.