

A-Engrossed
Senate Bill 318

Ordered by the Senate March 16
Including Senate Amendments dated March 16

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Senate Interim Commission on Educational Excellence)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Changes student achievement activities for which school district or program may use School Improvement Fund grant.

Declares emergency, effective July 1, 2007.

A BILL FOR AN ACT

Relating to student achievement; amending ORS 327.294 and 327.297; and declaring an emergency.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 327.297 is amended to read:

327.297. (1) In addition to those moneys distributed through the State School Fund, the Department of Education shall award grants to school districts, the Youth Corrections Education Program and the Juvenile Detention Education Program for activities that relate to increases in student achievement, including:

(a) Early childhood support including establishing, maintaining or expanding quality prekindergarten programs and full-day kindergarten programs;

[(a)] **(b) Class size reduction with an emphasis on the reduction of kindergarten through grade 3 class sizes;**

[(b)] **(c) Increases in instructional time including summer programs and before- and after-school programs;**

[(c)] **(d) Mentoring, teacher retention and professional development;**

[(d)] **(e) Remediation, [and] alternative learning and student retention;**

[(e) *Early childhood support;*]

(f) Services to at-risk youth;

[(g) *Additional instructional materials;*]

[(h) *Curriculum and instructional support;*]

[(i) *Services for English as a second language students; and*]

(g) Programs to improve a student achievement gap between student groups identified by culture, poverty, language and race and other student groups;

(h) Vocational education programs;

(i) Literacy programs; and

[(j)] **(j) Other [activities] research-based student improvement strategies approved by the**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 State Board of Education [*that are shown to have a relationship to increasing student achievement*].

2 (2)(a) Each school district, the Youth Corrections Education Program and the Juvenile De-
3 tention Education Program may apply to the Department of Education for a grant.

4 (b) The department shall review and approve applications based on criteria established by the
5 State Board of Education. In establishing the criteria, the State Board of Education shall consider
6 the recommendations of the Quality Education Commission established under Executive Order 99-16
7 and the recommendations of the Quality Education Commission established under ORS 327.500.

8 (c) The applications shall include the activities to be funded and the goals of the school district
9 or program for increases in student performance. The applications shall become part of the local
10 district improvement plan described in ORS 329.095.

11 (3) The Department of Education shall evaluate the annual progress of each recipient of grant
12 funds under this section toward **meeting the goals of the school district or program for in-**
13 **creasing student achievement and** the performance targets established by the Quality Education
14 Commissions [*that have been funded by the Legislative Assembly*]. The evaluation shall become part
15 of the requirements of the department for assessing the effectiveness of the district under ORS
16 329.085, 329.095 and 329.105. The department shall ensure school district and program accountability
17 by providing appropriate assistance, intervening and establishing consequences in order to support
18 progress toward the performance targets. **The department shall establish a program of monetary**
19 **rewards for those school districts and programs that show progress toward the student**
20 **achievement goals that is beyond the standard expectations.**

21 (4) Each [*biennium*] **year** the Department of Education shall **issue a report** [*to the Legislative*
22 *Assembly*] on the grant program and the results of the grant program. **The report shall include**
23 **how the grants were distributed, expected outcomes of the activities funded by the grants**
24 **and performance measures for activities funded by the grants.**

25 (5)(a) Notwithstanding ORS 338.155 (9), the Department of Education may not award a grant
26 under this section directly to a public charter school.

27 (b) A school district that receives a grant under this section may transfer a portion of the grant
28 to a public charter school based on the charter of the school or any other agreement between the
29 school district and the public charter school.

30 (c) A public charter school that receives grant funds under this subsection shall use those funds
31 for the activities specified in subsection (1) of this section.

32 (6)(a) The amount of each grant = the program's or school district's ADMw \times (the total
33 amount available for the grants in each [*distribution*] **fiscal year** \div the total statewide ADMw).

34 (b) As used in this subsection:

35 (A) "ADMw" means:

36 (i) For a school district, the extended weighted average daily membership as calculated under
37 ORS 327.013, 338.155 (1) and 338.165 (2);

38 (ii) For the Youth Corrections Education Program, the average daily membership as defined in
39 ORS 327.006 multiplied by 2.0; and

40 (iii) For the Juvenile Detention Education Program, the average daily membership as defined in
41 ORS 327.006 multiplied by 1.5.

42 (B) "Total statewide ADMw" means the total extended ADMw of all school districts plus the
43 ADMw of the Youth Corrections Education Program plus the ADMw of the Juvenile Detention Ed-
44 ucation Program.

45 (7) Each school district or program shall deposit the grant amounts it receives under this sec-

1 tion in a separate account, and shall apply amounts in that account to pay for activities described
2 in the district's or program's application.

3 (8) The State Board of Education may adopt any rules necessary for the administration of the
4 grant program.

5 **SECTION 2.** ORS 327.294 is amended to read:

6 327.294. (1) There is established the School Improvement Fund, separate and distinct from the
7 General Fund. Interest earned by the School Improvement Fund shall be credited to the fund. Any
8 moneys in the fund that are not distributed by the Department of Education in any fiscal year shall
9 be retained in the fund and may be distributed in the next fiscal year.

10 (2) The moneys in the fund are continuously appropriated to the Department of Education for
11 purposes of the grant program created by ORS 327.297 **and the monetary rewards program es-**
12 **tablished by the department under ORS 327.297.**

13 (3) **Each fiscal year, the department may set aside a portion of the moneys in the fund**
14 **for monetary rewards for school districts and programs. After setting aside those moneys,**
15 **the department shall determine the total amount available for the grant program.**

16 **SECTION 3. This 2007 Act being necessary for the immediate preservation of the public**
17 **peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect**
18 **July 1, 2007.**