

Senate Bill 318

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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 **as introduced**.

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

1
2 Relating to student achievement; amending ORS 327.290 and 327.297; and declaring an emergency.

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

4 **SECTION 1.** ORS 327.290 is amended to read:

5 327.290. The Legislative Assembly finds that:

6 (1) The state has an interest in ensuring that public resources for primary and secondary
7 schools are used to achieve the outcomes established under the Oregon Educational Act for the 21st
8 Century in ORS chapter 329.

9 (2) To achieve that purpose, the School Improvement Fund is established so the state may sup-
10 port activities directly related to increases in student achievement while still allowing school dis-
11 tricts flexibility in determining the specific activities necessary to support students.

12 *[(3) It is the intent of the state in establishing the School Improvement Fund to link these activities*
13 *to the recommendations of the Quality Education Commission established under Executive Order 99-16*
14 *and the recommendations of the Quality Education Commission established under ORS 327.500.]*

15 **SECTION 2.** ORS 327.297 is amended to read:

16 327.297. (1) In addition to those moneys distributed through the State School Fund, the Depart-
17 ment of Education shall award grants to school districts, the Youth Corrections Education Program
18 and the Juvenile Detention Education Program for activities that relate to increases in student
19 achievement, including:

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

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

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

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

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

28 *[(e) Early childhood support;]*

29 **(f) Services to at-risk youth;**

30 *[(g) Additional instructional materials;]*

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

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

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

5 **(h) Vocational education programs;**

6 **(i) Literacy programs; and**

7 *[(j)] (j) Other [activities] research-based student improvement strategies* approved by the
8 State Board of Education *[that are shown to have a relationship to increasing student achievement].*

9 (2)(a) Each school district, the Youth Corrections Education Program and the Juvenile De-
10 tention Education Program may apply to the Department of Education for a grant. **To qualify for**
11 **a grant, a school district or program must show that the school district or program will fund**
12 **25 percent or more of the costs of the program for the fiscal year from sources other than**
13 **the School Improvement Fund.**

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

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

21 (3) The Department of Education shall evaluate the annual progress of each recipient of grant
22 funds under this section toward **meeting the goals of the school district or program for in-**
23 **creasing student achievement and** the performance targets established by the Quality Education
24 Commissions *[that have been funded by the Legislative Assembly]*. The evaluation shall become part
25 of the requirements of the department for assessing the effectiveness of the district under ORS
26 329.085, 329.095 and 329.105. The department shall ensure school district and program accountability
27 by providing appropriate assistance, intervening and establishing consequences in order to support
28 progress toward the performance targets. **The department shall establish a program of monetary**
29 **rewards for those school districts and programs that show progress toward the student**
30 **achievement goals that is beyond the standard expectations.**

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

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

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

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

42 (6)(a) The amount of each grant = the program's or school district's ADMw × (the total
43 amount available for the grants in each *[distribution]* **fiscal** year ÷ the total statewide ADMw).

44 (b) As used in this subsection:

45 (A) "ADMw" means:

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

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

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

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

10 (7) Each school district or program shall deposit the grant amounts it receives under this sec-
11 tion in a separate account, and shall apply amounts in that account to pay for activities described
12 in the district's or program's application.

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

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

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