

Senate Bill 382

Sponsored by Senator WALKER (Presession filed.)

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**.

Directs Superintendent of Public Instruction to establish interscholastic activity districts and determine placement of schools in those districts. Allows voluntary organizations to submit recommendations for districts and placements. Requires voluntary organizations to administer districts. Allows school to request placement in another district.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to interscholastic activities; creating new provisions; amending ORS 339.430; and declaring
3 an emergency.

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

5 **SECTION 1.** ORS 339.430 is amended to read:

6 339.430. (1) **A** voluntary [*organizations that desire*] **organization that desires** to administer
7 interscholastic activities shall apply to the State Board of Education for approval.

8 (2) The board shall review the rules and bylaws of the voluntary organization to determine that
9 the rules and bylaws do not conflict with state law or rules of the board.

10 [*(3) A voluntary organization must submit to the board for review any rules, or changes in rules,*
11 *that specify the criteria for the placement of a school into an interscholastic activity district. A volun-*
12 *tary organization may not establish or change an interscholastic activity district until the board has*
13 *approved the rules of the voluntary organization.*]

14 [(4)] (3) If a voluntary organization meets the standards established under ORS 326.051 and its
15 rules and bylaws do not conflict with state law or rules of the board, the board shall approve the
16 organization. An approved voluntary organization is qualified to administer interscholastic activ-
17 ities.

18 [(5)] (4) The board may suspend or revoke its approval if an approved organization is found to
19 have violated state law[,] **or** rules of the board [*or subsection (3) of this section*]. If a voluntary or-
20 ganization is not approved, or its approval is suspended or revoked, it may appeal the denial, sus-
21 pension or revocation as a contested case under ORS chapter 183.

22 (5)(a) **The Superintendent of Public Instruction shall establish interscholastic activity**
23 **districts and shall determine the placement of schools in the districts.**

24 (b) **A voluntary organization may submit to the superintendent recommendations for the**
25 **interscholastic activity districts and for the placement of schools in the interscholastic ac-**
26 **tivity districts.**

27 (c) **After the superintendent places a school in an interscholastic activity district, a**
28 **school may make a request to the superintendent that it be placed in another interscholastic**
29 **activity district.**

30 (d) **The superintendent shall select approved voluntary organizations to administer 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 **interscholastic activity districts established under this subsection.**

2 **(e) A public school may participate only in an interscholastic activity district that was**
3 **established under this subsection.**

4 (6) A voluntary organization's decisions concerning interscholastic activities may be appealed
5 to the board, which may hear the matter or by rule may delegate authority to a hearing officer to
6 hold a hearing and enter a final order under ORS chapter 183. Such decisions may be appealed un-
7 der ORS 183.482.

8 **SECTION 2. The amendments to ORS 339.430 by section 1 of this 2007 Act first apply to**
9 **interscholastic activity districts used during the 2007-2008 school year.**

10 **SECTION 3. This 2007 Act being necessary for the immediate preservation of the public**
11 **peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect**
12 **on its passage.**

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