

Senate Bill 736

Sponsored by Senator AVAKIAN; Representatives BONAMICI, HUNT, KOMP, TOMEI

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**.

Prohibits state and local educational agencies from participating in federal No Child Left Behind Act of 2001 if adequate federal funding is not received. Directs State Board of Education to find whether adequate funding is received.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to federal education law; and declaring an emergency.

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

4 **SECTION 1. (1) As used in this section, "state and local educational agencies" means:**

5 (a) **The Superintendent of Public Instruction;**

6 (b) **The State Board of Education;**

7 (c) **The Department of Education;**

8 (d) **The Teacher Standards and Practices Commission;**

9 (e) **School districts; and**

10 (f) **Education service districts.**

11 (2) **For each school year, the State Board of Education shall find whether Oregon will**
12 **receive adequate federal funding to implement the federal No Child Left Behind Act of 2001**
13 **(P.L. 107-110, 115 Stat. 1425) for the school year. Prior to September 1 of each school year,**
14 **the board shall notify the other state and local educational agencies of its finding.**

15 (3) **State and local educational agencies may not enter into any contract or other agree-**
16 **ment or otherwise expend moneys to implement the federal No Child Left Behind Act of 2001**
17 **(P.L. 107-110, 115 Stat. 1425) for any school year for which the State Board of Education has**
18 **made a finding that Oregon will not receive adequate federal funding to implement the fed-**
19 **eral Act for that school year.**

20 **SECTION 2. (1) Section 1 of this 2007 Act first applies to the 2007-2008 school year.**

21 (2) **Section 1 of this 2007 Act applies to any contracts or agreements entered into on or**
22 **after September 1, 2007.**

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

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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.