

House Bill 2532

Sponsored by Representative HUFFMAN; Representatives BENTZ, CAMERON, ESQUIVEL, FREEMAN, GARRARD, GILMAN, KRIEGER, MAURER, THATCHER, THOMPSON, WEIDNER, WHISNANT

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**.

Specifies that statutes and rules that apply to school district boards, school districts or public schools do not apply to small schools. Provides exceptions.

A BILL FOR AN ACT

1
2 Relating to small schools.

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

4 **SECTION 1. (1) As used in this section, "small school" means:**

5 (a) **A school that qualifies as a remote small elementary school under ORS 327.077.**

6 (b) **A school that qualifies as a small high school under ORS 327.077.**

7 (2) **Statutes and rules that apply to school district boards, school districts or other public**
8 **schools do not apply to small schools. However, the following laws do apply to small schools:**

9 (a) **Federal law;**

10 (b) **ORS 192.410 to 192.505 (public records law);**

11 (c) **ORS 192.610 to 192.690 (public meetings law);**

12 (d) **ORS 297.405 to 297.555 and 297.990 (Municipal Audit Law);**

13 (e) **ORS 181.534, 326.603, 326.607, 342.223 and 342.232 (criminal records checks);**

14 (f) **ORS 337.150 (textbooks);**

15 (g) **ORS 339.141, 339.147 and 339.155 (tuition and fees);**

16 (h) **ORS 659.850, 659.855 and 659.860 (discrimination);**

17 (i) **ORS 30.260 to 30.300 (tort claims);**

18 (j) **Health and safety statutes and rules;**

19 (k) **The statewide assessment system developed by the Department of Education for**
20 **mathematics, science and English under ORS 329.485 (2);**

21 (l) **ORS 329.045 (academic content standards and instruction);**

22 (m) **Any statute or rule that establishes requirements for instructional time provided by**
23 **a school during each day or during a year;**

24 (n) **ORS 339.250 (12) (prohibition on infliction of corporal punishment);**

25 (o) **ORS 339.370, 339.372, 339.375 and 339.377 (reporting of child abuse and training on**
26 **prevention and identification of child abuse);**

27 (p) **ORS 329.451 (diploma, modified diploma and alternative certificate);**

28 (q) **ORS chapter 657 (Employment Department Law); and**

29 (r) **Section 3, chapter 50, Oregon Laws 2008 (disclosure about student involved in justice**
30 **system).**

31 (3) **Notwithstanding subsection (2) of this section, a school district board may specify**

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 **that statutes and rules that apply to school district boards, school districts or other public**
 2 **schools apply to a small school within the school district.**

3 **SECTION 2. Section 1 of this 2009 Act first applies to the 2010-2011 school year.**

4 **SECTION 3. Section 1 of this 2009 Act is amended to read:**

5 **Sec. 1.** (1) As used in this section, “small school” means:

6 (a) A school that qualifies as a remote small elementary school under ORS 327.077.

7 (b) A school that qualifies as a small high school under ORS 327.077.

8 (2) Statutes and rules that apply to school district boards, school districts or other public
 9 schools do not apply to small schools. However, the following laws do apply to small schools:

10 (a) Federal law;

11 (b) ORS 192.410 to 192.505 (public records law);

12 (c) ORS 192.610 to 192.690 (public meetings law);

13 (d) ORS 297.405 to 297.555 and 297.990 (Municipal Audit Law);

14 (e) ORS 181.534, 326.603, 326.607, 342.223 and 342.232 (criminal records checks);

15 (f) ORS 337.150 (textbooks);

16 (g) ORS 339.141, 339.147 and 339.155 (tuition and fees);

17 (h) ORS 659.850, 659.855 and 659.860 (discrimination);

18 (i) ORS 30.260 to 30.300 (tort claims);

19 (j) Health and safety statutes and rules;

20 (k) The statewide assessment system developed by the Department of Education for mathematics,
 21 science and English under ORS 329.485 (2);

22 (L) ORS 329.045 (academic content standards and instruction);

23 **(m) ORS 329.496 (physical education);**

24 [(m)] **(n)** Any statute or rule that establishes requirements for instructional time provided by a
 25 school during each day or during a year;

26 [(n)] **(o)** ORS 339.250 (12) (prohibition on infliction of corporal punishment);

27 [(o)] **(p)** ORS 339.370, 339.372, 339.375 and 339.377 (reporting of child abuse and training on
 28 prevention and identification of child abuse);

29 [(p)] **(q)** ORS 329.451 (diploma, modified diploma and alternative certificate);

30 [(q)] **(r)** ORS chapter 657 (Employment Department Law); and

31 [(r)] **(s)** Section 3, chapter 50, Oregon Laws 2008 (disclosure about student involved in justice
 32 system).

33 (3) Notwithstanding subsection (2) of this section, a school district board may specify that stat-
 34 utes and rules that apply to school district boards, school districts or other public schools apply to
 35 a small school within the school district.

36 **SECTION 4. The amendments to section 1 of this 2009 Act by section 3 of this 2009 Act**
 37 **become operative on July 1, 2017.**

38 **SECTION 5. The amendments to section 1 of this 2009 Act by section 3 of this 2009 Act**
 39 **first apply to the 2017-2018 school year.**

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