

SENATE AMENDMENTS TO SENATE BILL 70

By COMMITTEE ON EDUCATION AND GENERAL GOVERNMENT

April 29

1 On page 1 of the printed bill, delete lines 5 through 30.

2 On page 2, delete lines 1 through 9 and insert:

3 “**SECTION 1.** ORS 343.243 is amended to read:

4 “343.243. (1) **Each school year**, the Department of Education shall [*recover*] **receive an**
5 **amount, as calculated under this section**, from the State School Fund [*an amount for each child*
6 *who is enrolled in a special education program*] **to pay the costs of educating children in pro-**
7 **grams** under ORS 343.261, 343.961 and 346.010.

8 “(2) **To meet the requirements of ORS 343.261, the department shall receive from the**
9 **State School Fund an amount that is equal to the product of the following:**

10 “(a) **The average net operating expenditure per student of all school districts during the**
11 **preceding school year; and**

12 “(b) **The maximum number of students who may be enrolled in the hospital programs**
13 **under ORS 343.261, as determined by the department for the school year.**

14 “(3) **To meet the requirements of ORS 343.961, the department shall receive from the**
15 **State School Fund an amount that is equal to the product of the following:**

16 “(a) **The average net operating expenditure per student of all school districts during the**
17 **preceding school year; and**

18 “(b) **The maximum number of students who may be enrolled in long-term care or treat-**
19 **ment programs under ORS 343.961, as reported to the Department of Education by the De-**
20 **partment of Human Services and the Oregon Youth Authority for the school year.**

21 “[~~2~~] (4) [*The amount recovered shall be equal to*] **To meet the requirements of ORS 346.010,**
22 **the Department of Education shall receive from the State School Fund an amount that is**
23 **equal to the product of the following:**

24 “(a) **The average net operating expenditure per student of all school districts during the pre-**
25 **ceding school year [*multiplied by*]; and**

26 “(b) **The resident average daily membership of students enrolled in [*the special education pro-***
27 **gram] a program under ORS 346.010 for one-half of the school day or more, exclusive of preschool**
28 **children covered by ORS 343.533.**

29 “[~~3~~] (5) **The children covered by this section shall be enumerated in the average daily mem-**
30 **bership of the district providing the instruction but the district may not accrue credit for days’**
31 **attendance of such children [*shall not accrue to such school district*] for the purpose of distributing**
32 **state school funds.**

33 “[~~4~~] (6) **The liability of a district shall not exceed the amount established under this section**
34 **even if the child is otherwise subject to ORS 336.575 and 336.580.**

35 “[~~5~~] (7) **The [*amounts recovered*] department shall credit amounts received from the State**

1 School Fund [*shall be credited*] **under this section** to the appropriate subaccount in the Special
2 Education Account.”
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