

# Senate Bill 829

Sponsored by Senator GEORGE

## 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**.

Exempts public charter schools established on or before August 1, 2005, from requirement that 50 percent or more of students who attend school that offers online courses must reside in school district where school is located.

## A BILL FOR AN ACT

1  
2 Relating to residency requirements of public charter schools; amending ORS 338.125.

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

4 **SECTION 1.** ORS 338.125, as amended by section 23, chapter 100, Oregon Laws 2007, is  
5 amended to read:

6 338.125. (1) Student enrollment in a public charter school shall be voluntary. All students who  
7 reside within the school district where the public charter school is located are eligible for enroll-  
8 ment at a public charter school. If the number of applications from students who reside within the  
9 school district exceeds the capacity of a program, class, grade level or building, the public charter  
10 school shall select students through an equitable lottery selection process. However, after a public  
11 charter school has been in operation for one or more years, the public charter school may give  
12 priority for admission to students:

13 (a) Who were enrolled in the school in the prior year; or

14 (b) Who have siblings who are presently enrolled in the school and who were enrolled in the  
15 school in the prior year.

16 (2)(a) If space is available a public charter school may admit students who do not reside in the  
17 school district in which the public charter school is located.

18 (b) Notwithstanding paragraph (a) of this subsection, if a public charter school offers any online  
19 courses as part of the curriculum of the school, then 50 percent or more of the students who attend  
20 the public charter school must reside in the school district in which the public charter school is  
21 located. **The restriction in this paragraph only applies to public charter schools that were**  
22 **first established after August 1, 2005.**

23 (3) A public charter school may not limit student admission based on race, religion, sex, sexual  
24 orientation, ethnicity, national origin, disability, income level, proficiency in the English language  
25 or athletic ability, but may limit admission to students within a given age group or grade level.

26 (4) A public charter school may conduct fund-raising activities. However, a public charter school  
27 may not require a student to participate in fund-raising activities as a condition of admission to the  
28 public charter school.

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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.