

HOUSE AMENDMENTS TO SENATE BILL 987

By COMMITTEE ON EDUCATION

February 22

1 On page 1 of the printed bill, line 2, after “amending” delete the rest of the line and lines 3 and
2 4 and insert “sections 10, 11, 14 and 15, chapter 828, Oregon Laws 2005; and declaring an emer-
3 gency.”.

4 Delete lines 6 through 28 and delete pages 2 through 7 and insert:

5 “**SECTION 1.** Section 10, chapter 828, Oregon Laws 2005, as amended by section 1, chapter 589,
6 Oregon Laws 2007, is amended to read:

7 “**Sec. 10.** As used in sections 11 to 14, chapter 828, Oregon Laws 2005, ‘pilot education service
8 district’ means:

9 “(1) **The Willamette Education Service District;**

10 “(2) **The High Desert Education Service District; and**

11 “(3) **The Northwest Regional Education Service District.**

12 “**SECTION 2.** Section 11, chapter 828, Oregon Laws 2005, as amended by section 3, chapter 589,
13 Oregon Laws 2007, is amended to read:

14 “**Sec. 11.** (1) Notwithstanding ORS chapter 334, the board of directors of a pilot education ser-
15 vice district shall consist of nine members as follows:

16 “(a) Five directors shall represent zones established under ORS 334.032 and shall be elected by
17 the boards of the component school districts;

18 “(b) Four directors shall be appointed by the directors described in paragraph (a) of this sub-
19 section, including one at-large director and a director representing each of the following:

20 “(A) Public post-secondary institutions located within the pilot education service district;

21 “(B) Social service providers; and

22 “(C) The business community.

23 “(2) [*Prior to April 1, 2006,*] The board of directors of a pilot education service district shall
24 divide the pilot education service district into five zones as nearly equal in census population as
25 may be practicable, measured along common school district boundary lines.

26 “(3) The board of directors of a pilot education service district may readjust the boundaries of
27 the zones once each year and shall readjust the boundaries of the zones immediately upon any
28 change of the boundaries of the pilot education service district or a component school district.

29 “(4)(a) Prior to the end of the term of office of any elected director of [*the Northwest Regional*
30 *Education Service District*] **a pilot education service district**, the boards of the component school
31 districts within the zone the director represented shall elect a successor whose term begins on July
32 1 next following. Each component school district board shall have one vote. A director is eligible
33 for reelection.

34 “(b) Prior to the end of the term of office of any appointed director of [*the Northwest Regional*
Education Service District] **a pilot education service district**, the directors described in subsection

1 (1)(a) of this section shall appoint a successor whose term begins on July 1 next following. A di-
2 rector who was appointed under subsection (1)(b) of this section is eligible for reappointment.

3 “(5) Any vacancy on the board of directors of a pilot education service district that occurs be-
4 fore the end of the term of office of a director of a pilot education service district shall be filled
5 following the process described in this section.

6 “**SECTION 3.** Section 14, chapter 828, Oregon Laws 2005, as amended by section 5, chapter 589,
7 Oregon Laws 2007, is amended to read:

8 “**Sec. 14.** [(1)(a) Prior to February 1, 2010, the board of directors of the Willamette Education
9 Service District and the High Desert Education Service District shall divide each education service
10 district into as many zones as the board considers necessary, but not fewer than seven or more than
11 11.]

12 “[b] (1)(a) Prior to February 1, [2012] **2013**, the board of directors of [the Northwest Regional
13 Education Service District] **each pilot education service district** shall divide the education service
14 district into as many zones as the board considers necessary, but not fewer than seven or more than
15 11.

16 “[c] (b) The zones shall be as nearly equal in census population as may be practicable. If pos-
17 sible, the board shall establish the zones so that each county within the education service district,
18 the majority of the land area of which lies within the boundaries of the education service district,
19 has at least one member on the board.

20 “(2) [Within 90 days after the zones required in subsection (1) of this section are established,] The
21 board shall call a special election in the education service district for the purpose of electing di-
22 rectors, one of whom shall be elected by the electors of each zone established under subsection (1)
23 of this section. **The election shall be held on a date specified in ORS 255.345.**

24 “(3) ORS 334.750 applies to a board of directors elected under this section.

25 “[4] The term of office of a director who serves on the board of directors for the Willamette Edu-
26 cation Service District or the High Desert Education Service District who was elected or appointed
27 under section 11, chapter 828, Oregon Laws 2005, terminates on June 30, 2010.]

28 “[5)(a) The initial terms of office of two of the directors who serve on the board of directors of the
29 Northwest Regional Education Service District who were elected under section 11, chapter 828, Oregon
30 Laws 2005, terminate on June 30, 2008.]

31 “[b) The initial terms of office of three of the directors who serve on the board of directors of the
32 Northwest Regional Education Service District who were elected under section 11, chapter 828, Oregon
33 Laws 2005, terminate on June 30, 2010.]

34 “[c) The initial terms of office of two of the directors who serve on the board of directors of the
35 Northwest Regional Education Service District who were appointed under section 11, chapter 828,
36 Oregon Laws 2005, terminate on June 30, 2008.]

37 “[d) The initial terms of office of two of the directors who serve on the board of directors of the
38 Northwest Regional Education Service District who were appointed under section 11, chapter 828,
39 Oregon Laws 2005, terminate on June 30, 2010.]

40 “[e) The board of directors of the Northwest Regional Education Service District shall determine
41 by lot the length of office for each director.]

42 “[6) The term of office of a director who serves on the board of directors for the Northwest Re-
43 gional Education Service District who was elected or appointed under section 11, chapter 828, Oregon
44 Laws 2005, for a term beginning on or after July 1, 2008, terminates on June 30, 2012.]

45 “**SECTION 4. Section 5 of this 2010 Act is added to and made a part of sections 11 to 14,**

1 chapter 828, Oregon Laws 2005.

2 “**SECTION 5.** (1) The term of office of a director who serves on the board of directors
3 of the Northwest Regional Education Service District terminates on June 30, 2013, if:

4 “(a) The director was elected or appointed under section 11, chapter 828, Oregon Laws
5 2005; and

6 “(b) The director’s term of office has not been completed by June 30, 2013.

7 “(2)(a) The term of office of a director who serves on the board of directors of the
8 Willamette Education Service District or the High Desert Education Service District and who
9 was elected or appointed under section 11, chapter 828, Oregon Laws 2005, for a term begin-
10 ning prior to or on June 30, 2010, terminates on June 30, 2010. Vacancies on the board of
11 directors shall be filled following the process described in section 11, chapter 828, Oregon
12 Laws 2005.

13 “(b) The term of office of a director who serves on the board of directors of the
14 Willamette Education Service District or the High Desert Education Service District and who
15 was elected or appointed under section 11, chapter 828, Oregon Laws 2005, for a term begin-
16 ning after June 30, 2010, shall be determined by lot. The boards of directors of the
17 Willamette Education Service District and the High Desert Education Service District shall
18 draw lots to ensure that the term of office of:

19 “(A) Two of the directors who were elected under section 11, chapter 828, Oregon Laws
20 2005, terminate on June 30, 2012;

21 “(B) Two of the directors who were appointed under section 11, chapter 828, Oregon Laws
22 2005, terminate on June 30, 2012;

23 “(C) Three of the directors who were elected under section 11, chapter 828, Oregon Laws
24 2005, terminate on June 30, 2013; and

25 “(D) Two of the directors who were appointed under section 11, chapter 828, Oregon Laws
26 2005, terminate on June 30, 2013.

27 “(c) Except as provided in paragraph (b) of this subsection, the term of office of a di-
28 rector who serves on the board of directors of the Willamette Education Service District or
29 the High Desert Education Service District terminates on June 30, 2013.

30 “**SECTION 6.** Section 15, chapter 828, Oregon Laws 2005, as amended by section 6, chapter 589,
31 Oregon Laws 2007, is amended to read:

32 “**Sec. 15.** (1) Sections 11 to 14, chapter 828, Oregon Laws 2005, are repealed on June 30, [2012]
33 2013.

34 “(2) The amendments to ORS 260.432 by section 8, **chapter 589, Oregon Laws 2007**, [of this 2007
35 Act] become operative on June 30, [2012] 2013.

36 “**SECTION 7.** Section 8 of this 2010 Act is added to and made a part of ORS chapter 334.

37 “**SECTION 8.** (1) As used in this section:

38 “(a) ‘Obligations’ means all contractual obligations, employment and service contracts
39 and collective bargaining agreements.

40 “(b) ‘Reorganized’ means a change in the boundaries of an education service district, in-
41 cluding a merger, or a change in the governance structure of an education service district.

42 “(2) Employees who are employed by an education service district that is reorganized and
43 who are employed in duties that, after the reorganization, are to be performed by the new
44 education service district shall be considered employees of the new education service district.
45 The new education service district shall succeed the previous education service district as

1 party to any employment contracts.

2 “(3) Employees in the new education service district shall retain any seniority and accu-
3 mulated sick leave and vacation leave from the previous education service district.

4 “(4) All real and personal property belonging to an education service district that is re-
5 organized is considered property of the new education service district.

6 “(5) All obligations of an education service district that is reorganized are considered
7 obligations of the new education service district.

8 “SECTION 9. This 2010 Act being necessary for the immediate preservation of the public
9 peace, health and safety, an emergency is declared to exist, and this 2010 Act takes effect
10 on its passage.”.

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