

House Bill 2021

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Superintendent of Public Instruction Susan Castillo for Department of Education)

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**.

Authorizes State Board of Education to adopt fees for certain activities related to career schools.

Declares emergency, effective July 1, 2011.

A BILL FOR AN ACT

Relating to career school fees; creating new provisions; amending ORS 345.080; and declaring an emergency.

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

SECTION 1. ORS 345.080 is amended to read:

345.080. (1) Before issuing any licenses under ORS 345.010 to 345.450, the Superintendent of Public Instruction shall collect the following nonrefundable, annual license fees:

[_____]

In-State Schools

<i>Tuition Income Range</i>	<i>Fee</i>
\$ 0 - 15,000	\$ 450
15,001 - 50,000	600
50,001 - 125,000	750
125,001 - 250,000	1,050
250,001 - 500,000	1,350
500,001 - 750,000	1,650
750,001 - 1,000,000	1,950
Over 1,000,000	2,250

Out-of-State Schools

<i>Tuition Income Range</i>	<i>Fee</i>
\$ 0 - 50,000	\$ 1,350
50,001 - 250,000	1,650
250,001 - 500,000	1,950
500,001 - 750,000	2,250
750,001 - 1,000,000	2,550
Over 1,000,000	2,850

[_____]

[(2) *The State Board of Education may adopt, by rule, fees for teacher registration and fees for*

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 *providing copies of student transcripts maintained at the Department of Education.]*

2 *[(3) The board may adopt, by rule, fees for conducting a state or nationwide criminal background*
 3 *check under ORS 181.534 and may collect fees for each criminal records check. Fees collected as pro-*
 4 *vided by this subsection are in addition to any other fees collected by the department.]*

5

6

7 **In-State Schools**

<u>Tuition Income Range</u>	<u>Fee</u>
9 \$ 0 - 15,000	\$ 600
10 15,001 - 50,000	800
11 50,001 - 125,000	1,000
12 125,001 - 250,000	1,425
13 250,001 - 500,000	1,850
14 500,001 - 750,000	2,275
15 750,001 - 1,000,000	2,700
16 Over 1,000,000	3,125

17 **Out-of-State Schools**

<u>Tuition Income Range</u>	<u>Fee</u>
19 \$ 0 - 50,000	\$ 1,850
20 50,001 - 250,000	2,275
21 250,001 - 500,000	2,700
22 500,001 - 750,000	3,125
23 750,001 - 1,000,000	3,550
24 Over 1,000,000	3,975

- 25
- 26
- 27 **(2) The State Board of Education may adopt, by rule, fees for:**
- 28 **(a) Teacher registrations;**
- 29 **(b) Copies of student transcripts maintained at the Department of Education;**
- 30 **(c) Submissions of applications to renew a license after the due date established by rule**
 31 **of the board;**
- 32 **(d) Submissions of payments to the Tuition Protection Fund established under ORS**
 33 **345.110 after the time limits established by rule of the board; and**
- 34 **(e) Investigative costs incurred by the department when the department determines that**
 35 **the career school has violated ORS 345.010 to 345.450 or any applicable rule.**
- 36 **(3) In addition to any fees collected by the superintendent, the superintendent may**
 37 **charge the fee established by rule under ORS 181.534 for a nationwide criminal records check.**
- 38 **(4) All fees collected under this section shall be paid to the credit of the department. Such**
 39 **moneys are continuously appropriated to the department and shall be used for the administration**
 40 **of the licensing program under ORS 345.010 to 345.450.**

41 **SECTION 2.** ORS 345.080, as amended by section 1 of this 2011 Act, is amended to read:
 42 345.080. (1) Before issuing any licenses under ORS 345.010 to 345.450, the Superintendent of
 43 Public Instruction shall collect *[the following nonrefundable, annual license fees:]* **a nonrefundable**
 44 **annual license fee established by the State Board of Education by rule.**

45 [_____]

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44

<u>In-State Schools</u>	
<u>Tuition Income Range</u>	<u>Fee</u>
\$ 0 - 15,000	\$ 600
15,001 - 50,000	800
50,001 - 125,000	1,000
125,001 - 250,000	1,425
250,001 - 500,000	1,850
500,001 - 750,000	2,275
750,001 - 1,000,000	2,700
Over 1,000,000	3,125
<u>Out-of-State Schools</u>	
<u>Tuition Income Range</u>	<u>Fee</u>
\$ 0 - 50,000	\$ 1,850
50,001 - 250,000	2,275
250,001 - 500,000	2,700
500,001 - 750,000	3,125
750,001 - 1,000,000	3,550
Over 1,000,000	3,975

[_____]

(2) The [State Board of Education] **board** may adopt, by rule, fees for:

- (a) Teacher registrations;
- (b) Copies of student transcripts maintained at the Department of Education;
- (c) Submissions of applications to renew a license after the due date established by rule of the board;
- (d) Submissions of payments to the Tuition Protection Fund established under ORS 345.110 after the time limits established by rule of the board; and
- (e) Investigative costs incurred by the department when the department determines that the career school has violated ORS 345.010 to 345.450 or any applicable rule.

(3) In addition to any fees collected by the superintendent, the superintendent may charge the fee established by rule under ORS 181.534 for a nationwide criminal records check.

(4) All fees collected under this section shall be paid to the credit of the department. Such moneys are continuously appropriated to the department and shall be used for the administration of the licensing program under ORS 345.010 to 345.450.

SECTION 3. (1) The amendments to ORS 345.080 by section 2 of this 2011 Act become operative on July 1, 2013.

(2) Until the State Board of Education first adopts rules pursuant to ORS 345.080 as amended by section 2 of this 2011 Act, the Superintendent of Public Instruction may collect annual license fees established by ORS 345.080 as amended by section 1 of this 2011 Act.

SECTION 4. This 2011 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect July 1, 2011.