

# House Bill 2309

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of House Interim Committee on Education for Governor Kulongoski)

## 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**.

Designates number of days that must be provided in school calendar of school district.

Directs Superintendent of Public Instruction to reduce State School Fund distribution to school district if district school board does not comply with school calendar requirements.

Allows district school board to reduce days of school calendar if total sum of money available for State School Fund distributions to school districts is reduced.

Declares emergency, effective July 1, 2011.

## A BILL FOR AN ACT

1  
2 Relating to school calendar requirements; and declaring an emergency.

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

4 **SECTION 1. (1)(a) A district school board shall adopt and implement a school calendar**  
5 **that provides no fewer than 265 consecutive calendar days between the first and last in-**  
6 **structional day of each school year at each grade level.**

7 (b) The State Board of Education shall adopt by rule the minimum number of instruc-  
8 tional hours required to be provided by a school district during a school year based on the  
9 required number of days described in paragraph (a) of this subsection. The number of in-  
10 structional hours may vary by grade.

11 (2)(a) If a district school board fails to adopt or implement a school calendar that meets  
12 the minimum required number of days described in subsection (1) of this section, the Su-  
13 perintendent of Public Instruction shall reduce the amount of funds payable to the school  
14 district under ORS 327.095. The percentage of the reduction = the number of consecutive  
15 calendar days between the first and last instructional day ÷ 265.

16 (b) The superintendent may apportion the reduction required by paragraph (a) of this  
17 subsection among each of the installment dates identified in ORS 327.095.

18 (c) Except as provided by paragraph (d) of this subsection, the superintendent shall make  
19 reductions as required by paragraph (a) of this subsection in the school year following the  
20 school year in which the district school board did not implement the school calendar required  
21 by this section.

22 (d) The superintendent may make reductions for the school year in which the district  
23 school board does not implement the school calendar required by this section if the district  
24 school board provides notice to the superintendent that the district school board will adopt  
25 a school calendar that does not comply with the school calendar requirements of this section.  
26 Notice must be provided under this paragraph by a date identified by the State Board of  
27 Education by rule.

28 (3)(a) Notwithstanding subsections (1) and (2) of this section, if the amount of funds

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 payable to a school district under ORS 327.095 is reduced because the total sum of money  
2 available for State School Fund distributions to school districts is reduced, a district school  
3 board may make a proportional reduction in the number of days of the school calendar for  
4 the school district.

5 (b) When making reductions in distributions based on the reduction of the total sum of  
6 money available for State School Fund distributions to school districts, the superintendent  
7 shall take into account any amounts not distributed to a school district as provided by sub-  
8 section (2) of this section.

9 SECTION 2. Section 1 of this 2011 Act first applies to State School Fund distributions  
10 commencing with the 2011-2012 distributions.

11 SECTION 3. This 2011 Act being necessary for the immediate preservation of the public  
12 peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect  
13 July 1, 2011.

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