

House Bill 3463

Sponsored by Representative HARKER

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**.

Increases amount Department of Education may expend from State School Fund to provide administration of and support for development of talented and gifted education.

Declares emergency, effective July 1, 2011.

A BILL FOR AN ACT

1
2 Relating to school finance; creating new provisions; amending ORS 327.008; and declaring an emer-
3 gency.

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

5 **SECTION 1.** ORS 327.008 is amended to read:

6 327.008. (1) There is established a State School Fund in the General Fund. The fund shall consist
7 of moneys appropriated by the Legislative Assembly and moneys transferred from the Education
8 Stability Fund. The State School Fund is continuously appropriated to the Department of Education
9 for the purposes of ORS 327.006 to 327.077, 327.095, 327.099, 327.101, 327.125, 327.137, 327.348,
10 327.355, 327.357, 327.360, 336.575, 336.580, 336.635, 342.173, 343.243, 343.533 and 343.961.

11 (2) There shall be apportioned from the State School Fund to each school district a State School
12 Fund grant, consisting of the positive amount equal to a general purpose grant and a facility grant
13 and a transportation grant and a high cost disabilities grant minus local revenue, computed as pro-
14 vided in ORS 327.011 and 327.013.

15 (3) There shall be apportioned from the State School Fund to each education service district a
16 State School Fund grant as calculated under ORS 327.019.

17 (4) All figures used in the determination of the distribution of the State School Fund shall be
18 estimates for the same year as the distribution occurs, unless otherwise specified.

19 (5) Numbers of students in average daily membership used in the distribution formula shall be
20 the numbers as of June of the year of distribution.

21 (6) A school district may not use the portion of the State School Fund grant that is attributable
22 to the facility grant for capital construction costs.

23 (7) The total amount of the State School Fund that is distributed as facility grants may not ex-
24 ceed \$25 million in any biennium. If the total amount to be distributed as facility grants exceeds this
25 limitation, the Department of Education shall prorate the amount of funds available for facility
26 grants among those school districts that qualified for a facility grant.

27 (8) Each fiscal year, the Department of Education shall transfer the amount of \$18 million from
28 the State School Fund to the High Cost Disabilities Account established in ORS 327.348.

29 (9) Each fiscal year, the Department of Education shall transfer the amount of \$2.5 million from
30 the State School Fund to the Small School District Supplement Fund established in ORS 327.360.

31 (10) Each fiscal year, the Department of Education may expend up to \$550,000 from the State

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 School Fund for the contract described in ORS 329.488. The amount distributed to education service
 2 districts from the State School Fund under this section and ORS 327.019 shall be reduced by the
 3 amount expended by the department under this subsection.

4 (11) Each biennium, the Department of Education may expend up to \$800,000 from the State
 5 School Fund for the administration of ORS 326.133 and 326.136.

6 (12) Each biennium, the Department of Education may expend up to [~~\$350,000~~] **\$400,000** from the
 7 State School Fund to provide administration of and support for the development of talented and
 8 gifted education under ORS 343.404.

9 (13) Each biennium, the Department of Education may expend up to \$150,000 from the State
 10 School Fund for the administration of a program to increase the number of speech-language
 11 pathologists and speech-language pathology assistants under ORS 348.394 to 348.406.

12 **SECTION 2.** ORS 327.008, as amended by section 12, chapter 846, Oregon Laws 2007, section
 13 2, chapter 39, Oregon Laws 2008, and section 9, chapter 698, Oregon Laws 2009, is amended to read:

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 15 of moneys appropriated by the Legislative Assembly and moneys transferred from the Education
 16 Stability Fund. The State School Fund is continuously appropriated to the Department of Education
 17 for the purposes of ORS 327.006 to 327.077, 327.095, 327.099, 327.101, 327.125, 327.137, 327.348,
 18 336.575, 336.580, 336.635, 342.173, 343.243, 343.533 and 343.961.

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 24 State School Fund grant as calculated under ORS 327.019.

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 26 estimates for the same year as the distribution occurs, unless otherwise specified.

27 (5) Numbers of students in average daily membership used in the distribution formula shall be
 28 the numbers as of June of the year of distribution.

29 (6) A school district may not use the portion of the State School Fund grant that is attributable
 30 to the facility grant for capital construction costs.

31 (7) The total amount of the State School Fund that is distributed as facility grants may not ex-
 32 ceed \$25 million in any biennium. If the total amount to be distributed as facility grants exceeds this
 33 limitation, the Department of Education shall prorate the amount of funds available for facility
 34 grants among those school districts that qualified for a facility grant.

35 (8) Each fiscal year, the Department of Education shall transfer the amount of \$18 million from
 36 the State School Fund to the High Cost Disabilities Account established in ORS 327.348.

37 (9) Each fiscal year, the Department of Education may expend up to \$550,000 from the State
 38 School Fund for the contract described in ORS 329.488. The amount distributed to education service
 39 districts from the State School Fund under this section and ORS 327.019 shall be reduced by the
 40 amount expended by the department under this subsection.

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 42 School Fund for the administration of ORS 326.133 and 326.136.

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 44 State School Fund to provide administration of and support for the development of talented and
 45 gifted education under ORS 343.404.

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2 School Fund for the administration of a program to increase the number of speech-language
3 pathologists and speech-language pathology assistants under ORS 348.394 to 348.406.

4 **SECTION 3. The amendments to ORS 327.008 by sections 1 and 2 of this 2011 Act apply**
5 **to State School Fund distributions commencing with the 2011-2012 distributions.**

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

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