

# Senate Bill 252

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Senate Interim Committee on Education and General Government)

## 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**.

Establishes School District Collaboration Grant Program to provide funding for school districts to improve student achievement.

Establishes School District Collaboration Grant Account. Appropriates moneys to Department of Education for School District Collaboration Grant Program.

Provides for funding of School District Collaboration Grant Program.

Declares emergency, effective July 1, 2011.

## A BILL FOR AN ACT

1  
2 Relating to education collaboration grant program; creating new provisions; amending ORS 327.019;  
3 appropriating money; and declaring an emergency.

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

5 **SECTION 1. Sections 2 and 3 of this 2011 Act are added to and made a part of ORS**  
6 **chapter 329.**

7 **SECTION 2. (1) The School District Collaboration Grant Program is established to pro-**  
8 **vide funding for school districts to improve student achievement through the voluntary col-**  
9 **laboration of teachers and administrators to design and implement new approaches to:**

10 (a) **Career pathways for teachers and administrators;**

11 (b) **Evaluation processes for teachers and administrators; and**

12 (c) **Compensation models for teachers and administrators.**

13 (2) **The Department of Education shall administer the grant program established by this**  
14 **section.**

15 (3)(a) **Each school district may apply to the department for a grant under this section.**

16 (b) **A school district must attempt to implement all of the possible approaches described**  
17 **in subsection (1) of this section to be considered for a grant under this section.**

18 (c) **The department may grant a waiver to the requirement described in paragraph (b)**  
19 **of this subsection if a school district submits an application for a grant to fund reform that**  
20 **attempts to improve student achievement and that meets standards prescribed by the State**  
21 **Board of Education by rule.**

22 (4) **Funding for the grant program established by this section shall be provided through**  
23 **the School District Collaboration Grant Account established by section 3 of this 2011 Act.**

24 (5) **The department shall accumulate, evaluate and publish student achievement results**  
25 **of school districts receiving grants under this section to determine the effectiveness of the**  
26 **approaches implemented by the school districts under the grant program.**

27 (6) **The board may adopt any rules necessary for the implementation of the grant pro-**  
28 **gram established by this section, including any waivers allowed under subsection (3) of this**

**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 **section.**

2 **SECTION 3. The School District Collaboration Grant Account is established in the State**  
 3 **Treasury, separate and distinct from the General Fund. Interest earned by the School Dis-**  
 4 **trict Collaboration Grant Account shall be credited to the account. Moneys in the School**  
 5 **District Collaboration Grant Account are continuously appropriated to the Department of**  
 6 **Education for the School District Collaboration Grant Program established by section 2 of**  
 7 **this 2011 Act.**

8 **SECTION 4.** ORS 327.019 is amended to read:

9 327.019. (1) As used in this section:

10 (a) "Education service district extended ADMw" means the sum of the extended ADMw of the  
 11 component school districts of the education service district as computed under ORS 327.013.

12 (b) "Local revenues of an education service district" means the total of the following:

13 (A) The amount of revenue offset against local property taxes as determined by the Department  
 14 of Revenue under ORS 311.175 (3)(a)(A);

15 (B) The amount of property taxes actually received by the district including penalties and in-  
 16 terest on taxes;

17 (C) The amount of revenue received by the district from state-managed forestlands under ORS  
 18 530.115 (1)(b) and (c); and

19 (D) Any positive amount obtained by subtracting the operating property taxes actually imposed  
 20 by the district based on the rate certified pursuant to ORS 310.060 from the amount that would have  
 21 been imposed by the district if the district had certified the maximum rate of operating property  
 22 taxes allowed by law.

23 (2) Each fiscal year, the Superintendent of Public Instruction shall calculate:

24 (a) A State School Fund grant for each education service district as provided in **subsections**  
 25 **(4) to (8) of this section[.]; and**

26 **(b) The amount to be deposited in the School District Collaboration Grant Account es-**  
 27 **tablished by section 3 of this 2011 Act.**

28 (3)(a) *[Each fiscal year,]* **To determine the amount available for the purposes described in**  
 29 **subsection (2) of this section,** the superintendent shall:

30 **(A) Each fiscal year** calculate the total amount appropriated or allocated to the State School  
 31 Fund and available for distribution to school districts, education service districts and programs +  
 32 total amount of local revenues of all school districts, computed as provided in ORS 327.011, + total  
 33 amount of local revenues of all education service districts. The superintendent may not include in  
 34 the calculation under this *[paragraph]* **subparagraph** amounts received by the Department of Edu-  
 35 cation from the State School Fund under ORS 343.243.

36 *[(b)]* **(B) [The superintendent shall]** Multiply the amount calculated under *[paragraph (a) of this*  
 37 *subsection]* **subparagraph (A) of this paragraph** by 95.25 percent.

38 *[(c)]* **(C) [Based on the amount calculated under paragraph (b) of this subsection, the superintendent**  
 39 **shall]** **Based on the amount calculated under subparagraph (B) of this paragraph,** calculate a  
 40 funding percentage to distribute as nearly as practicable under ORS 327.006 to 327.133, 327.348,  
 41 327.355, 327.357 and 327.360 the total amount calculated under *[paragraph (b) of this subsection]*  
 42 **subparagraph (B) of this paragraph** as school district general purpose grants, facility grants, high  
 43 cost disabilities grants and transportation grants to school districts.

44 *[(d)]* **(D) [Based on the funding percentage calculated under paragraph (c) of this subsection, the**  
 45 **superintendent shall]** **Based on the funding percentage calculated under subparagraph (C) of**

1 **this paragraph**, calculate the general purpose grant, facility grant, transportation grant and high  
2 cost disabilities grant amounts for each school district.

3 **(b) Based on the calculations made under this subsection:**

4 **(A) The amount for distribution to education service districts shall be as calculated in**  
5 **subsections (4) to (8) of this section; and**

6 **(B) The amount to be deposited in the School District Collaboration Grant Account es-**  
7 **tablished by section 3 of this 2011 Act shall be the amount calculated under paragraph (a)(B)**  
8 **of this subsection minus the total amount distributed under subparagraph (A) of this para-**  
9 **graph.**

10 (4) The general services grant for an education service district shall equal the higher of:

11 (a) The total amount calculated under subsection [(3)(d)] **(3)(a)(D)** of this section for the com-  
12 ponent school districts of the education service district  $\times$  ([4.75] **4**  $\div$  95.25); or

13 (b) \$1 million.

14 (5) Subject to subsection (6) of this section, the State School Fund grant for an education service  
15 district = general services grant – local revenues of the education service district.

16 (6)(a) After completing the calculations under subsections (2) to (5) of this section, the Super-  
17 intendent of Public Instruction shall apportion from the State School Fund to each education service  
18 district an amount = (funding percentage  $\times$  general services grant) – local revenues of the educa-  
19 tion service district.

20 (b) The funding percentage used in paragraph (a) of this subsection shall be calculated by the  
21 superintendent to distribute as nearly as practicable the total amount available for distribution to  
22 education service districts from the State School Fund for each fiscal year.

23 (7) Notwithstanding subsections (5) and (6) of this section:

24 (a) The State School Fund grant of an education service district may not be less than zero; and

25 (b) The State School Fund grant of an education service district shall be in an amount that,  
26 when combined with the local revenues of the education service district, equals \$1 million or more.

27 (8) An education service district shall distribute to its component school districts any amount  
28 of local revenues of the education service district that is greater than the general services grant.  
29 The amount that each component school district receives under this subsection shall be prorated  
30 based on the district extended ADMw of each school district.

31 **SECTION 5.** ORS 327.019, as amended by section 13, chapter 846, Oregon Laws 2007, section  
32 4, chapter 439, Oregon Laws 2009, and section 11, chapter 698, Oregon Laws 2009, is amended to  
33 read:

34 327.019. (1) As used in this section:

35 (a) “Education service district extended ADMw” means the sum of the extended ADMw of the  
36 component school districts of the education service district as computed under ORS 327.013.

37 (b) “Local revenues of an education service district” means the total of the following:

38 (A) The amount of revenue offset against local property taxes as determined by the Department  
39 of Revenue under ORS 311.175 (3)(a)(A);

40 (B) The amount of property taxes actually received by the district including penalties and in-  
41 terest on taxes;

42 (C) The amount of revenue received by the district from state-managed forestlands under ORS  
43 530.115 (1)(b) and (c); and

44 (D) Any positive amount obtained by subtracting the operating property taxes actually imposed  
45 by the district based on the rate certified pursuant to ORS 310.060 from the amount that would have

1 been imposed by the district if the district had certified the maximum rate of operating property  
2 taxes allowed by law.

3 (2) Each fiscal year, the Superintendent of Public Instruction shall calculate:

4 (a) A State School Fund grant for each education service district as provided in **subsections**  
5 **(4) to (8) of this section**.; and

6 **(b) The amount to be deposited in the School District Collaboration Grant Account es-**  
7 **tablished by section 3 of this 2011 Act.**

8 (3)(a) *[Each fiscal year,]* **To determine the amount available for the purposes described in**  
9 **subsection (2) of this section**, the superintendent shall:

10 **(A) Each fiscal year** calculate the total amount appropriated or allocated to the State School  
11 Fund and available for distribution to school districts, education service districts and programs +  
12 total amount of local revenues of all school districts, computed as provided in ORS 327.011, + total  
13 amount of local revenues of all education service districts. The superintendent may not include in  
14 the calculation under this *[paragraph]* **subparagraph** amounts received by the Department of Edu-  
15 cation from the State School Fund under ORS 343.243.

16 *[(b)]* **(B) [The superintendent shall]** Multiply the amount calculated under *[paragraph (a) of this*  
17 *subsection]* **subparagraph (A) of this paragraph** by 95.25 percent.

18 *[(c)]* **(C) [Based on the amount calculated under paragraph (b) of this subsection, the superintendent**  
19 **shall]** **Based on the amount calculated under subparagraph (B) of this paragraph**, calculate a  
20 funding percentage to distribute as nearly as practicable under ORS 327.006 to 327.133 and 327.348  
21 the total amount calculated under *[paragraph (b) of this subsection]* **subparagraph (B) of this par-**  
22 **agraph** as school district general purpose grants, facility grants, high cost disabilities grants and  
23 transportation grants to school districts.

24 *[(d)]* **(D) [Based on the funding percentage calculated under paragraph (c) of this subsection, the**  
25 **superintendent shall]** **Based on the funding percentage calculated under subparagraph (C) of**  
26 **this paragraph**, calculate the general purpose grant, facility grant, transportation grant and high  
27 cost disabilities grant amounts for each school district.

28 **(b) Based on the calculations made under this subsection:**

29 **(A) The amount for distribution to education service districts shall be as calculated in**  
30 **subsections (4) to (8) of this section; and**

31 **(B) The amount to be deposited in the School District Collaboration Grant Account es-**  
32 **tablished by section 3 of this 2011 Act shall be the amount calculated under paragraph (a)(B)**  
33 **of this subsection minus the total amount distributed under subparagraph (A) of this para-**  
34 **graph.**

35 (4) The general services grant for an education service district shall equal the higher of:

36 (a) The total amount calculated under subsection *[(3)(d)]* **(3)(a)(D)** of this section for the com-  
37 ponent school districts of the education service district  $\times$  *[(4.75)]* **4**  $\div$  95.25); or

38 (b) \$1 million.

39 (5) Subject to subsection (6) of this section, the State School Fund grant for an education service  
40 district = general services grant – local revenues of the education service district.

41 (6)(a) After completing the calculations under subsections (2) to (5) of this section, the Super-  
42 intendent of Public Instruction shall apportion from the State School Fund to each education service  
43 district an amount = (funding percentage  $\times$  general services grant) – local revenues of the educa-  
44 tion service district.

45 (b) The funding percentage used in paragraph (a) of this subsection shall be calculated by the

1 superintendent to distribute as nearly as practicable the total amount available for distribution to  
2 education service districts from the State School Fund for each fiscal year.

3 (7) Notwithstanding subsections (5) and (6) of this section:

4 (a) The State School Fund grant of an education service district may not be less than zero; and

5 (b) The State School Fund grant of an education service district shall be in an amount that,  
6 when combined with the local revenues of the education service district, equals \$1 million or more.

7 (8) An education service district shall distribute to its component school districts any amount  
8 of local revenues of the education service district that is greater than the general services grant.  
9 The amount that each component school district receives under this subsection shall be prorated  
10 based on the district extended ADMw of each school district.

11 **SECTION 6. The amendments to ORS 327.019 by sections 4 and 5 of this 2011 Act apply**  
12 **to State School Fund distributions commencing with the 2011-2012 distribution.**

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

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