

Senate Bill 545

Sponsored by Senator GEORGE (Presession filed.)

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**.

Exempts public charter schools established on or before August 1, 2005, from requirement that 50 percent or more of students who attend school that offers online courses must reside in school district where school is located.

Declares emergency, effective July 1, 2011.

A BILL FOR AN ACT

1
2 Relating to residency requirements of public charter schools; amending ORS 338.125; repealing sec-
3 tion 13c, chapter 691, Oregon Laws 2009; and declaring an emergency.

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

5 **SECTION 1.** ORS 338.125 is amended to read:

6 338.125. (1) Student enrollment in a public charter school shall be voluntary. All students who
7 reside within the school district where the public charter school is located are eligible for enroll-
8 ment at a public charter school. If the number of applications from students who reside within the
9 school district exceeds the capacity of a program, class, grade level or building, the public charter
10 school shall select students through an equitable lottery selection process. However, after a public
11 charter school has been in operation for one or more years, the public charter school may give
12 priority for admission to students:

13 (a) Who were enrolled in the school in the prior year; or

14 (b) Who have siblings who are presently enrolled in the school and who were enrolled in the
15 school in the prior year.

16 (2)(a) [*If space is available*] **Subject to the restrictions described in paragraph (b) of this**
17 **subsection**, a public charter school may admit students who do not reside in the school district in
18 which the public charter school is located **if space is available**.

19 (b) [*Notwithstanding paragraph (a) of this subsection, if*] A public charter school **that** offers any
20 online courses as part of the curriculum of the school[, *then*] **and that was established after Au-**
21 **gust 1, 2005, must ensure that** 50 percent or more of the students who attend the public charter
22 school [*must*] reside in the school district in which the public charter school is located.

23 (3) A public charter school may not limit student admission based on race, religion, sex, sexual
24 orientation, ethnicity, national origin, disability, income level, proficiency in the English language
25 or athletic ability, but may limit admission to students within a given age group or grade level.

26 (4) A public charter school may conduct fund-raising activities. However, a public charter school
27 may not require a student to participate in fund-raising activities as a condition of admission to the
28 public charter school.

29 **SECTION 2.** Section 13c, chapter 691, Oregon Laws 2009, is repealed.

30 **SECTION 3.** This 2011 Act being necessary for the immediate preservation of the public

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 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**
2 **July 1, 2011.**

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