

SENATE AMENDMENTS TO SENATE BILL 1540

By COMMITTEE ON EDUCATION AND WORKFORCE DEVELOPMENT

February 9

1 On page 1 of the printed bill, line 2, delete “329.235.”.

2 Delete lines 3 through 5 and insert “338.005, 339.010 and 339.020 and section 12, chapter 828,
3 Oregon Laws 2005, section 5, chapter 59, Oregon Laws 2010, section 2, chapter 139, Oregon Laws
4 2011, and sections 9 and 11, chapter 609, Oregon Laws 2011; repealing sections 6 and 7, chapter 706,
5 Oregon Laws 2009; and declaring an emergency.”.

6 On page 2, after line 13, insert:

7 “**SECTION 1a.** Section 12, chapter 828, Oregon Laws 2005, is amended to read:

8 “**Sec. 12.** (1) ORS 334.095 does not apply to a pilot education service district. However, the
9 board of directors of a pilot education service district shall declare the office of a director vacant
10 *[upon the occurrence of any of the following]* **when the incumbent:**

11 “(a) *[When an incumbent]* Dies or resigns;

12 “(b) *[When an incumbent]* Is removed from office or **a court declares** the election or appoint-
13 ment *[thereto has been declared void by the judgment of any court]* **for the office void;**

14 “(c) *[When an incumbent]* Ceases to be a resident of **a school district that is located within**
15 **the territory of** the pilot education service district;

16 “(d) *[When an incumbent]* Ceases to be a resident of the zone from which elected; or

17 “(e) *[When an incumbent]* Ceases to discharge the duties of office for two consecutive months
18 unless prevented *[therefrom]* **from discharging the duties** by sickness or other unavoidable cause.

19 “**(2) Except for a reason described in subsection (1) of this section, the board of directors**
20 **of a pilot education service district may not declare vacant prior to June 30, 2013, the office**
21 **of a director who is a resident of a school district that withdraws from the pilot education**
22 **service district as provided by ORS 334.015.**

23 “[2] **(3)** A director guilty of misfeasance or malfeasance in office, by the appropriate proceed-
24 ing, may be removed from office by a court of competent jurisdiction.

25 “**SECTION 1b.** Section 5, chapter 59, Oregon Laws 2010, is amended to read:

26 “**Sec. 5.** (1) The term of office of a director who serves on the board of directors of the North-
27 west Regional Education Service District terminates on June 30, 2013, if:

28 “(a) The director was elected or appointed under section 11, chapter 828, Oregon Laws 2005; and

29 “(b) The director’s term of office has not been completed by June 30, 2013.

30 “[2)(a) *The term of office of a director who serves on the board of directors of the Willamette*
31 *Education Service District or the High Desert Education Service District and who was elected or ap-*
32 *pointed under section 11, chapter 828, Oregon Laws 2005, for a term beginning prior to or on June 30,*
33 *2010, terminates on June 30, 2010. Vacancies on the board of directors shall be filled following the*
34 *process described in section 11, chapter 828, Oregon Laws 2005.]*

35 “[b) *The term of office of a director who serves on the board of directors of the Willamette Edu-*

1 cation Service District or the High Desert Education Service District and who was elected or appointed
2 under section 11, chapter 828, Oregon Laws 2005, for a term beginning after June 30, 2010, shall be
3 determined by lot. The boards of directors of the Willamette Education Service District and the High
4 Desert Education Service District shall draw lots to ensure that the term of office of:]

5 “[A] Two of the directors who were elected under section 11, chapter 828, Oregon Laws 2005,
6 terminate on June 30, 2012;]

7 “[B] Two of the directors who were appointed under section 11, chapter 828, Oregon Laws 2005,
8 terminate on June 30, 2012;]

9 “[C] Three of the directors who were elected under section 11, chapter 828, Oregon Laws 2005,
10 terminate on June 30, 2013; and]

11 “[D] Two of the directors who were appointed under section 11, chapter 828, Oregon Laws 2005,
12 terminate on June 30, 2013.]

13 “[c] (2) [Except as provided in paragraph (b) of this subsection,] The term of office of a director
14 who serves on the board of directors of the Willamette Education Service District or the High De-
15 sert Education Service District terminates on June 30, 2013, **if the director was elected or ap-
16 pointed under section 11, chapter 828, Oregon Laws 2005.**”.

17 On page 4, delete line 45.

18 Delete pages 5 through 19.

19 On page 20, delete lines 1 through 35.

20 In line 36, delete “26” and insert “9”.

21 On page 21, line 14, delete “27” and insert “10”.

22 Delete lines 17 through 45.

23 On page 22, delete lines 1 through 12 and insert:

24 **“SECTION 11. (1) The Task Force on Accountable Schools is established, consisting of
25 14 members appointed as follows:**

26 **“(a) The President of the Senate shall appoint two members from among members of the
27 Senate;**

28 **“(b) The Speaker of the House of Representatives shall appoint two members from among
29 members of the House of Representatives; and**

30 **“(c) The President of the Senate and the Speaker of the House of Representatives shall
31 jointly appoint:**

32 **“(A) Two members who are school district superintendents;**

33 **“(B) Two members who are school administrators;**

34 **“(C) Two members who are teachers;**

35 **“(D) One member from a professional education organization;**

36 **“(E) One member representing the Department of Education; and**

37 **“(F) Two members from education advocacy groups.**

38 **“(2) The task force shall develop a plan to improve accountability practices for schools.**

39 **“(3) The task force shall recommend:**

40 **“(a) A new student summative assessment to be used in Oregon schools that:**

41 **“(A) Is based on a national standard; and**

42 **“(B) Occurs as required by federal law.**

43 **“(b) Measures of college and career readiness to be used in Oregon schools that evaluate:**

44 **“(A) Advanced course and dual enrollment completion;**

45 **“(B) National and state assessment results;**

1 “(C) Dropout and graduation rates;
2 “(D) Post-secondary educational participation; and
3 “(E) Programs to close any achievement gaps.
4 “(c) A statewide standardized simple performance report and rating system based on
5 letter grades that includes:
6 “(A) Absolute student achievement and growth;
7 “(B) School trends over time; and
8 “(C) Comparisons to similar schools.
9 “(d) Implementation of formative testing and instructionally useful student performance
10 data systems for student achievement.
11 “(e) Tools, resources and targeted assistance for schools needing assistance to meet state
12 standards.
13 “(4) A majority of the voting members of the task force constitutes a quorum for the
14 transaction of business.
15 “(5) Official action by the task force requires the approval of a majority of the voting
16 members of the task force.
17 “(6) The task force shall elect one of its members to serve as chairperson.
18 “(7) If there is a vacancy for any cause, the appointing authority shall make an appoint-
19 ment to become immediately effective.
20 “(8) The task force shall meet at times and places specified by the call of the chairperson
21 or of a majority of the voting members of the task force.
22 “(9) The task force may adopt rules necessary for the operation of the task force.
23 “(10) The task force shall submit a report that includes recommendations for legislation
24 to an interim committee of the Legislative Assembly related to education as appropriate no
25 later than November 1, 2012.
26 “(11) The Legislative Administration Committee shall provide staff support to the task
27 force.
28 “(12) Members of the task force who are not members of the Legislative Assembly are
29 not entitled to compensation or reimbursement for expenses and serve as volunteers on the
30 task force.
31 “(13) All agencies of state government, as defined in ORS 174.111, are directed to assist
32 the task force in the performance of its duties and, to the extent permitted by laws relating
33 to confidentiality, to furnish such information and advice as the members of the task force
34 consider necessary to perform their duties.
35 “SECTION 12. Section 11 of this 2012 Act is repealed on the date of the convening of the
36 2013 regular session of the Legislative Assembly as specified in ORS 171.010.
37 “SECTION 13. Section 2, chapter 139, Oregon Laws 2011, is amended to read:
38 “Sec. 2. [*This 2011 Act*] **Chapter 139, Oregon Laws 2011**, takes effect July 1, [2012] 2013.
39 “SECTION 14. Sections 6 and 7, chapter 706, Oregon Laws 2009, are repealed.”.
40 In line 13, delete “31” and insert “15”.