

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: SB 761

Seventy-Seventh Oregon Legislative Assembly – 2013 Regular Session
Legislative Fiscal Office

*Only Impacts on Original or Engrossed
Versions are Considered Official*

Prepared by: Kim To
Reviewed by: Daron Hill, Doug Wilson
Date: 3/11/2013

Measure Description:

Establishes Task Force on Virtual School Governance for purpose of recommending governance structure for virtual education that is provided statewide.

Government Unit(s) Affected:

Department of Education, Legislative Administration

Local Government Mandate:

This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

Analysis:

Senate Bill 761 creates a nine-member Task Force on Virtual School Governance charged with recommending a governance structure for virtual education that is provided statewide.

Legislative Administration Committee

The Legislative Administration Committee is required to provide staff support to the task force, and to cover reimbursements for expenses task force members incur in serving the task force. The fiscal impact of this bill on the Legislative Administration Committee is indeterminate depending on the number and geographic location of task force meetings, as well as the workload required of support staff. As a point of reference, Legislative Administration offers the following information: Using the average cost per legislator for attendance at interim committee or task force meeting, and assuming 15 meetings, reimbursement costs for the four legislative members of the task force, could equal approximately \$10,980 General Fund. Although the 2013-15 Legislative Administration budget contains funds allocated for previously anticipated legislator expenses for participation in interim committee and task force meetings, based on current budget projections, the Legislative Assembly does not have excess funding for additional reimbursements. Furthermore, if the meetings of the Commission do not coincide with scheduled Legislative Days, or if the cumulative enactment of other legislation with interim committees and task forces exceeds expenditure levels beyond those assumed in the 2013-15 budget, additional General Fund resources may be required.

Department of Education

The bill requires the Department of Education to appoint a representative to the task force. The agency also anticipates providing the task force with decision support data. The Department of Education reports that the agency will use existing staff and resources to carry out this work.

REVENUE: No revenue impact

FISCAL: Fiscal statement issued

Action: Do Pass and Be Referred to the Committee on Ways and Means by Prior Reference

Vote: 5 - 0 - 0

Yeas: Beyer, Knopp, Kruse, Roblan, Hass

Nays: 0

Exc.: 0

Prepared By: Richard Donovan, Administrator

Meeting Dates: 3/12

WHAT THE MEASURE DOES: Establishes Task Force on Virtual School Governance for purpose of recommending governance structure for virtual education that is provided statewide. Sunsets task force on date of convening of 2015 regular session of Legislative Assembly. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- History of similar legislation, including incomplete mission of previous task force
- Need for ongoing review of virtual schools regarding best practices, outdated legislation, and general good governance
- Strong response by current students and parents of students taking advantage of virtual schools
- Concern that existing task force options would be curtailed or eliminated in the future

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: Senate Bill 1539 (2012) previously established the Task Force on Virtual School Governance, which was to sunset on the convening of the 2013 legislative session. The membership of that task force was never fully appointed, and so was not able to completely fulfill the substantive requirements of the bill.

Senate Bill 761

Sponsored by COMMITTEE ON EDUCATION AND WORKFORCE DEVELOPMENT

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 Task Force on Virtual School Governance for purpose of recommending governance structure for virtual education that is provided statewide.

Sunsets task force on date of convening of 2015 regular session of Legislative Assembly.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to the Task Force on Virtual School Governance; and declaring an emergency.

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

4 **SECTION 1. (1) The Task Force on Virtual School Governance is established.**

5 **(2) The task force shall consist of nine members appointed as follows:**

6 **(a) The President of the Senate shall appoint two members from among the members of**
7 **the Senate.**

8 **(b) The Speaker of the House of Representatives shall appoint two members from among**
9 **the members of the House of Representatives.**

10 **(c) The Governor shall appoint the following five members:**

11 **(A) Two members who represent virtual education;**

12 **(B) One member who is a parent of a student enrolled in a virtual public charter school;**

13 **(C) One member who is a parent of a student who is receiving a virtual education from**
14 **a provider that is not a virtual public charter school; and**

15 **(D) One member who represents the Department of Education.**

16 **(3) The task force shall recommend a governance structure for virtual education that is**
17 **provided statewide. The recommended governance structure must:**

18 **(a) Be based on the findings made by the State Board of Education, as provided by**
19 **chapter 72, Oregon Laws 2010; and**

20 **(b) Address a variety of methods and sources by which virtual education is provided, in-**
21 **cluding:**

22 **(A) Part-time and full-time virtual public charter schools; and**

23 **(B) One or more online courses that are provided by a private entity or by a school dis-**
24 **trict, an education service district or another public entity.**

25 **(4) A majority of the voting members of the task force constitutes a quorum for the**
26 **transaction of business.**

27 **(5) Official action by the task force requires the approval of a majority of the voting**
28 **members of the task force.**

29 **(6) The task force shall elect one of its members to serve as chairperson.**

30 **(7) If there is a vacancy for any cause, the appointing authority shall make an appoint-**

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 ment to become immediately effective.

2 (8) The task force shall meet at times and places specified by the call of the chairperson
3 or of a majority of the voting members of the task force.

4 (9) The task force may adopt rules necessary for the operation of the task force.

5 (10) The task force shall submit a report, and may include recommendations for legis-
6 lation, to the interim legislative committees on education no later than October 1, 2014.

7 (11) The Legislative Administration Committee shall provide staff support to the task
8 force.

9 (12) Members of the task force who are not members of the Legislative Assembly are not
10 entitled to compensation, but may be reimbursed for actual and necessary travel and other
11 expenses incurred by them in the performance of their official duties in the manner and
12 amounts provided for in ORS 292.495. Claims for expenses incurred in performing functions
13 of the task force shall be paid out of funds appropriated to the Legislative Administration
14 Committee.

15 (13) All agencies of state government, as defined in ORS 174.111, are directed to assist
16 the task force in the performance of its duties and, to the extent permitted by laws relating
17 to confidentiality, to furnish such information and advice as the members of the task force
18 consider necessary to perform their duties.

19 **SECTION 2.** Section 1 of this 2013 Act is repealed on the date of the convening of the 2015
20 regular session of the Legislative Assembly as specified in ORS 171.010.

21 **SECTION 3.** This 2013 Act being necessary for the immediate preservation of the public
22 peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect
23 on its passage.