

House Bill 3235

Sponsored by COMMITTEE ON EDUCATION

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**.

Directs Department of Education to enter into contract to establish statewide information system that is used to collect and maintain information about students enrolled in public education programs.

Allows department to expend moneys from State School Fund for purpose of administering statewide information system.

Declares emergency, effective July 1, 2013.

A BILL FOR AN ACT

1
2 Relating to statewide information systems for public education programs; creating new provisions;
3 amending ORS 327.008; and declaring an emergency.

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

5 **SECTION 1. (1) As used in this section, "public education program" means an education**
6 **program provided by:**

7 (a) **A school district;**

8 (b) **A public charter school;**

9 (c) **An education service district;**

10 (d) **A long term care or treatment facility, as described in ORS 343.961;**

11 (e) **The Youth Corrections Education Program;**

12 (f) **The Juvenile Detention Education Program; or**

13 (g) **The Oregon School for the Deaf.**

14 (2)(a) **The Department of Education shall establish a statewide information system that**
15 **is used to collect and maintain information about students enrolled in public education pro-**
16 **grams.**

17 (b) **The State Board of Education shall adopt by rule a description of the data to be col-**
18 **lected and maintained as provided by this subsection. The rules must provide for the col-**
19 **lection of data that:**

20 (A) **Measures the progress of students enrolled in public education programs who have**
21 **an individualized education program.**

22 (B) **Is longitudinal and is capable of tracking a student from preschool through the**
23 **completion of post-secondary education.**

24 (3) **The Department of Education shall establish a statewide system for financial and**
25 **business operations.**

26 (4) **The Department of Education may enter into a contract with a public or private en-**
27 **tity to establish the systems described in subsections (2) and (3) of this section.**

28 **SECTION 2. (1) The Department of Education shall ensure that, within five years of the**
29 **establishment of the systems described in section 1 of this 2013 Act, the providers of all**

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 **public education programs use the systems described in section 1 of this 2013 Act.**

2 **(2) The State Board of Education may establish by rule timelines for the implementation**
 3 **of section 1 of this 2013 Act that are in compliance with subsection (1) of this section.**

4 **SECTION 3.** ORS 327.008, as amended by section 3, chapter 91, Oregon Laws 2012, is amended
 5 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,
 10 336.575, 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) There shall be apportioned from the State School Fund the amount to be transferred to the
 18 Regional Educational Services Account as calculated under ORS 327.009.

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

21 (6) Numbers of students in average daily membership used in the distribution formula shall be
 22 the numbers as of June of the year of distribution.

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

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

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

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

35 (11) Each biennium, the Department of Education may expend up to \$350,000 from the State
 36 School Fund to provide administration of and support for the development of talented and gifted
 37 education under ORS 343.404.

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

41 **(13) Each biennium, the Department of Education may expend up to \$_____ from the**
 42 **State School Fund for the administration of the systems described in section 1 of this 2013**
 43 **Act.**

44 **SECTION 4. The amendments to ORS 327.008 by section 3 of this 2013 Act apply to State**
 45 **School Fund distributions commencing with the 2013-2014 distributions.**

1 **SECTION 5. This 2013 Act being necessary for the immediate preservation of the public**
2 **peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect**
3 **July 1, 2013.**

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