

# Senate Bill 224

Sponsored by Senator HASS; Representative READ (Pre-session 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**.

Requires district school board that admits nonresident students under contract or by giving consent to adopt specified standards for admittance.

## A BILL FOR AN ACT

1  
2 Relating to admittance of nonresident students.

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

4 **SECTION 1. (1) A district school board that admits nonresident students under a con-**  
5 **tract entered into as provided by ORS 339.125 or by giving consent as described in ORS**  
6 **339.133 (5)(a) must adopt standards as provided by this section.**

7 **(2)(a) A district school board that admits nonresident students through contract or by**  
8 **giving consent may:**

9 **(A) Decide not to impose limitations on the number of students for whom the district**  
10 **school board will admit by entering into a contract or giving consent; or**

11 **(B) Impose limitations on the number of students for whom the district school board will**  
12 **admit by entering into a contract, giving consent or both.**

13 **(b) Limitations allowed under paragraph (a)(B) of this subsection may be based on school,**  
14 **grade or a combination of school and grade.**

15 **(3) If a district school board imposes any limitations allowed under subsection (2) of this**  
16 **section, the district school board must:**

17 **(a) Announce the limitations by March 1 prior to the beginning of the school year for**  
18 **which the limitations are imposed.**

19 **(b) Allow students who live within the boundaries of the school district the first oppor-**  
20 **tunity to transfer to a different school in the district.**

21 **(c) Admit students based on an equitable lottery selection process if the number of stu-**  
22 **dents seeking admission exceeds any limitations imposed by the district school board. The**  
23 **process may give priority to students who have siblings currently enrolled in a school of the**  
24 **school district, but in no event may a sibling be given priority to any open spot in the schools**  
25 **of the school district over any students who reside within the school district.**

26 **(4) A district school board may not consider race, religion, sex, sexual orientation,**  
27 **ethnicity, national origin, disability, terms of an individualized education program, income**  
28 **level, proficiency in the English language or athletic ability when:**

29 **(a) Determining whether to enter into a contract or give consent; or**

30 **(b) Establishing any terms of a contract or consent.**

31 **(5) A district school board shall provide written confirmation of the admittance of a**

**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 student who is admitted as provided by this section to the district school board where the  
2 legal residence of the student is located. The written confirmation required by this sub-  
3 section must be provided no later than 30 days after a student is admitted.

4 (6) Nothing in this section:

5 (a) Requires a district school board to admit siblings if the board imposes limitations as  
6 allowed under subsection (2) of this section.

7 (b) Prevents a district school board from entering into interagency agreements to provide  
8 services to students who do not reside in the school district or are not considered residents  
9 of the school district.

10 (c) Prevents a district school board from denying admission to a student as provided by  
11 ORS 339.115 (8).

12 **SECTION 2.** (1) Section 1 of this 2013 Act first applies to students who seek admission  
13 for the 2014-2015 school year.

14 (2) Nothing in section 1 of this 2013 Act affects the status of a student who was admitted  
15 as provided by ORS 339.125 or 339.133 (5) prior to the 2014-2015 school year.

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