

A-Engrossed
House Bill 4127

Ordered by the House February 13
Including House Amendments dated February 13

Sponsored by Representative KOTEK; Representatives BUCKLEY, DOHERTY, FAGAN, FREDERICK, GALLEGOS, GORSEK, HOLVEY, HOYLE, KOMP, NATHANSON, SMITH WARNER, UNGER, VEGA PEDERSON (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.

Requires that majority of members of Oregon Education Investment Board be public educational professionals who work, or have worked, on regular basis in public educational setting.

Requires that four or more members of board [*represent interests of*] **work, or have worked, on regular basis in** public education from kindergarten through grade 12.

Applies to board membership on or after January 1, 2015.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to the membership of the Oregon Education Investment Board; creating new provisions;
3 amending section 1, chapter 519, Oregon Laws 2011; and declaring an emergency.

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

5 **SECTION 1.** Section 1, chapter 519, Oregon Laws 2011, as amended by section 8, chapter 519,
6 Oregon Laws 2011, and section 20, chapter 36, Oregon Laws 2012, is amended to read:

7 **Sec. 1.** (1) The Oregon Education Investment Board is established for the purpose of ensuring
8 that all public school students in this state reach the education outcomes established for the state.
9 The board shall accomplish this goal by overseeing a unified public education system that begins
10 with early childhood services and continues throughout public education from kindergarten to
11 post-secondary education.

12 (2)(a) The board consists of 13 members as follows:

13 (A) The Governor, or the designee of the Governor; and

14 (B) Twelve members who are appointed by the Governor, subject to confirmation by the Senate
15 in the manner provided in ORS 171.562 and 171.565, and who serve at the pleasure of the Governor.

16 (b) When determining who to appoint to the board, the Governor shall:

17 (A) Ensure that each congressional district of this state is represented by at least one member
18 of the board; [*and*]

19 (B) **Ensure that a majority of the members of the board are public educational profes-**
20 **sionals who work, or have worked, on a regular basis in a public educational setting that**
21 **may include a public school, a post-secondary institution of education, a provider of early**
22 **learning services or an education service district;**

23 (C) **Ensure that four or more members of the board work, or have worked, on a regular**
24 **basis in public education from kindergarten through grade 12;**

25 (D) **Ensure that two of the four members described in subparagraph (C) of this paragraph**

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 **are or have been teachers licensed under ORS 342.125; and**

2 [(B)] (E) Solicit recommendations from the Speaker of the House of Representatives for at least
3 two members and from the President of the Senate for at least two members.

4 (c) **At any time, the Governor may remove any member from the board to ensure com-**
5 **pliance with the provisions of paragraph (b)(B) or (C) of this subsection.**

6 (3) The Governor, or the Governor's designee, shall serve as chairperson of the Oregon Educa-
7 tion Investment Board.

8 (4) The duties of the board include:

9 (a) Ensuring that early childhood services are streamlined and connected to public education
10 from kindergarten through grade 12 and that public education from kindergarten through grade 12
11 is streamlined and connected to post-secondary education. To assist the board in fulfilling this duty,
12 the board shall oversee:

13 (A) The Early Learning Council established by [section 4, chapter 519, Oregon Laws 2011] **ORS**
14 **326.425.**

15 (B) The Higher Education Coordinating Commission established by ORS 351.715.

16 (b) Recommending strategic investments in order to ensure that the public education budget is
17 integrated and is targeted to achieve the education outcomes established for the state.

18 (c) Providing an integrated, statewide, student-based data system that monitors expenditures and
19 outcomes to determine the return on statewide education investments. The board shall provide the
20 data system described in this paragraph by:

21 (A) Developing the data system or identifying or modifying an existing data system that ac-
22 complishes the goals of the data system; and

23 (B) Ensuring that the data system is maintained.

24 (d) Entering into achievement compacts and administering sections 14, 15 and 18, **chapter 36,**
25 **Oregon Laws 2012** [of this 2012 Act].

26 (e) Working with the Quality Education Commission to identify best practices for school dis-
27 tricts and the costs and benefits of the adoption of those best practices by school districts.

28 (5) An appointed member of the board is entitled to compensation and expenses as provided in
29 ORS 292.495.

30 (6) A majority of the members of the board constitutes a quorum for the transaction of business.

31 (7) The board shall meet at such times and places specified by the call of the chairperson or of
32 a majority of the members of the board.

33 (8) In accordance with applicable provisions of ORS chapter 183, the board may adopt rules
34 necessary for the administration of the laws that the board is charged with administering, including
35 any rules necessary for the oversight of the direction and control of the Higher Education Coordi-
36 nating Commission.

37 **SECTION 2.** Section 1, chapter 519, Oregon Laws 2011, as amended by section 8, chapter 519,
38 Oregon Laws 2011, and sections 20 and 21, chapter 36, Oregon Laws 2012, is amended to read:

39 **Sec. 1.** (1) The Oregon Education Investment Board is established for the purpose of ensuring
40 that all public school students in this state reach the education outcomes established for the state.
41 The board shall accomplish this goal by overseeing a unified public education system that begins
42 with early childhood services and continues throughout public education from kindergarten to
43 post-secondary education.

44 (2)(a) The board consists of 13 members as follows:

45 (A) The Governor, or the designee of the Governor; and

1 (B) Twelve members who are appointed by the Governor, subject to confirmation by the Senate
2 in the manner provided in ORS 171.562 and 171.565, and who serve at the pleasure of the Governor.

3 (b) When determining who to appoint to the board, the Governor shall:

4 (A) Ensure that each congressional district of this state is represented by at least one member
5 of the board; *[and]*

6 **(B) Ensure that a majority of the members of the board are public educational profes-**
7 **sionals who work, or have worked, on a regular basis in a public educational setting that**
8 **may include a public school, a post-secondary institution of education, a provider of early**
9 **learning services or an education service district;**

10 **(C) Ensure that four or more members of the board work, or have worked, on a regular**
11 **basis in public education from kindergarten through grade 12;**

12 **(D) Ensure that two of the four members described in subparagraph (C) of this paragraph**
13 **are or have been teachers licensed under ORS 342.125; and**

14 ~~[(B)]~~ **(E)** Solicit recommendations from the Speaker of the House of Representatives for at least
15 two members and from the President of the Senate for at least two members.

16 **(c) At any time, the Governor may remove any member from the board to ensure com-**
17 **pliance with the provisions of paragraph (b)(B) or (C) of this subsection.**

18 (3) The Governor, or the Governor's designee, shall serve as chairperson of the Oregon Educa-
19 tion Investment Board.

20 (4) The duties of the board include:

21 (a) Ensuring that early childhood services are streamlined and connected to public education
22 from kindergarten through grade 12 and that public education from kindergarten through grade 12
23 is streamlined and connected to post-secondary education. To assist the board in fulfilling this duty,
24 the board shall oversee:

25 (A) The Early Learning Council established by *[section 4, chapter 519, Oregon Laws 2011]* **ORS**
26 **326.425.**

27 (B) The Higher Education Coordinating Commission established by ORS 351.715.

28 (b) Recommending strategic investments in order to ensure that the public education budget is
29 integrated and is targeted to achieve the education outcomes established for the state.

30 (c) Providing an integrated, statewide, student-based data system that monitors expenditures and
31 outcomes to determine the return on statewide education investments. The board shall provide the
32 data system described in this paragraph by:

33 (A) Developing the data system or identifying or modifying an existing data system that ac-
34 complishes the goals of the data system; and

35 (B) Ensuring that the data system is maintained.

36 (d) Working with the Quality Education Commission to identify best practices for school dis-
37 tricts and the costs and benefits of the adoption of those best practices by school districts.

38 (5) An appointed member of the board is entitled to compensation and expenses as provided in
39 ORS 292.495.

40 (6) A majority of the members of the board constitutes a quorum for the transaction of business.

41 (7) The board shall meet at such times and places specified by the call of the chairperson or of
42 a majority of the members of the board.

43 (8) In accordance with applicable provisions of ORS chapter 183, the board may adopt rules
44 necessary for the administration of the laws that the board is charged with administering, including
45 any rules necessary for the oversight of the direction and control of the Higher Education Coordi-

1 nating Commission.

2 **SECTION 3. The amendments to section 1, chapter 519, Oregon Laws 2011, by sections 1**
3 **and 2 of this 2014 Act become operative on January 1, 2015.**

4 **SECTION 4. The Governor may take any action before the operative date specified in**
5 **section 3 of this 2014 Act to ensure compliance with the requirements of section 1 (2)(b)(B)**
6 **and (C), chapter 519, Oregon Laws 2011, as amended by sections 1 and 2 of this 2014 Act.**

7 **SECTION 5. This 2014 Act being necessary for the immediate preservation of the public**
8 **peace, health and safety, an emergency is declared to exist, and this 2014 Act takes effect**
9 **on its passage.**

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