

DEXTER A. JOHNSON  
LEGISLATIVE COUNSEL

STATE CAPITOL BUILDING  
900 COURT ST NE S101  
SALEM, OREGON 97301-4065  
(503) 986-1243  
FAX: (503) 373-1043



STATE OF OREGON  
Legislative Counsel Committee

May 21, 2015

To: Representative Lew Frederick  
From: Hannah Lai, Senior Deputy Legislative Counsel  
Subject: SB 820 — Weighted lotteries

Enclosed are the -A6 amendments to A-engrossed Senate Bill 820. The amendments place a four-year sunset on the authority of public charter schools to use a weighted lottery for historically underserved students. In addition, the amendments require the Department of Education to submit a report on the implementation of the weighted lotteries to the interim legislative committees on education prior to the sunset.

In your request, you asked if Senate Bill 820 precludes the possibility of a public charter school using any of the characteristics listed in ORS 338.125 (3)(c) as a single determining factor. Based on the use of "combination" in the paragraph, a public charter school should use at least two of the listed factors. In addition, by using multiple factors, a public charter school is less likely to violate the constitution when implementing the weighted lottery.

Please let me know if you have any additional questions.

Encl.