

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: SB 473 - A

Seventy-Eighth Oregon Legislative Assembly – 2015 Regular Session
Legislative Fiscal Office

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

Prepared by: Krista McDowell
Reviewed by: Paul Siebert
Date: 4/1/2015

Measure Description:

Requires each public university, community college or other institution of higher education to allow students, faculty and staff to identify sexual orientation on forms used to collect demographic data.

Government Unit(s) Affected:

Higher Education Coordinating Commission, Department of Community Colleges and Workforce Development

Summary of Expenditure Impact:

	2015-17 Biennium	2017-19 Biennium
General Fund	\$53,707	-
Total Funds	\$53,707	\$0
Positions	1	
FTE	0.25	

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:

The bill will require the Higher Education Coordinating Commission (HECC) to work with community colleges to determine and report on methods for community colleges to administer collection of sexual orientation identification data and allow enrolled students to use preferred first names on certain college documents. Additionally, HECC will also establish by rule a common format and time frame for the collection and reporting of the demographic data, evaluating compliance and reporting annually on progress. This work would require a limited-duration Program Analyst 3 (.25 FTE) at a cost of \$53,707 in the 2015-17 biennium.

The fiscal impact to public universities is anticipated to be minimal. The fiscal impact to community colleges is indeterminate, as the workgroup will identify the best methods and data system issues prior to implementation which will likely drive the cost implications.

STAFF MEASURE SUMMARY**Senate Committee On Education****Fiscal:** Fiscal impact issued**Revenue:** No Revenue Impact**Action Date:** 03/31/15**Action:** Do Pass With Amendments And Requesting Referral To Ways And Means.
(Printed A-Engrossed.)**Meeting Dates:** 02/26, 03/03, 03/31**Vote:**

Yeas: 4 - Beyer, Gelsler, Hass, Roblan

Nays: 3 - Baertschiger Jr, Knopp, Kruse

Prepared By: Gretchen Engbring, Committee Administrator**WHAT THE MEASURE DOES:**

Requires public universities to allow students, faculty and staff to identify sexual orientation on forms used to collect demographic data. Requires public universities make demographic data available to Higher Education Coordinating Commission (HECC). Requires HECC to evaluate compliance, report to Legislative Assembly, and establish format and time frame for data collection and reporting. Requires universities to allow enrolled students to use preferred name other than legal name on campus records. Requires institutions to use legal first names on official transcript and enrollment verification documents. Requires commission to assist public universities in implementing preferred first name policy. Requires HECC work with community college representatives to determine and report on methods for community colleges to administer collection of sexual orientation identification data and allow enrolled students to use preferred first names on certain college documents.

ISSUES DISCUSSED:

- History of similar legislation in 2013 session
- Disproportionate challenges facing lesbian, gay, bisexual and transgender (LGBT) students
- Lack of accurate data on LGBT campus community
- Institutional support and resources for LGBT campus community
- Reporting requirements of bill
- Technical challenges to timely implementation

EFFECT OF COMMITTEE AMENDMENT:

Modifies instances in which higher educational institutions shall or may permit students to use preferred first names on campus records. Requires institutions to use legal first names on official transcript and enrollment verification documents. Removes community colleges from institutions required to allow students, staff, and faculty to identify sexual orientation on forms used to collect demographic data. Requires HECC work with community college representatives to determine and report on methods for community colleges to administer collection of sexual orientation identification data and allow enrolled students to use preferred first names on certain college documents.

BACKGROUND:

House Bill 2995 (2013) proposed that public universities, community colleges, or other institutions of higher education allow students, faculty, and staff to identify sexual orientation on forms used to collect demographic data. The bill passed through the house with 41 aye votes to 19 nay votes, but remained in the Senate Committee on Education and Workforce Development upon adjournment.

Senate Bill 473-A builds on House Bill 2995, requiring public universities to allow students, staff, and faculty to identify sexual orientation on forms used to collect demographic data while additionally clarifying data collection and reporting requirements. The bill further requires HECC to support community colleges in developing methods to administer the collection of sexual orientation identification data and to allow enrolled students to use their preferred first names on certain college documents.