

Senate Bill 957

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**.

Prohibits State Board of Education from establishing certain standards for instructional time unless moneys available for state's system of kindergarten through grade 12 public education meet specified percentage of amount of moneys determined to be sufficient by Quality Education Commission.

Declares emergency, effective July 1, 2015.

A BILL FOR AN ACT

1
2 Relating to instructional time; creating new provisions; amending ORS 326.051; and declaring an
3 emergency.

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

5 **SECTION 1.** ORS 326.051 is amended to read:

6 326.051. Subject to ORS 417.300 and 417.305:

7 (1) In addition to such other duties as are prescribed by law and pursuant to the requirement
8 of ORS chapter 183, the State Board of Education shall:

9 (a) Establish state standards for public kindergartens and public elementary and secondary
10 schools consistent with the policies stated in ORS 326.011. **The standards may include require-**
11 **ments for instructional time, except that, unless the amount of moneys available for the**
12 **state's system of kindergarten through grade 12 public education is at least 83 percent of the**
13 **amount of moneys determined to be sufficient by the Quality Education Commission under**
14 **ORS 327.506, the standards may not prescribe a requirement that:**

15 **(A) Students in kindergarten through grade 3 be provided more than 810 hours of in-**
16 **structional time per year;**

17 **(B) Students in grades 4 through 8 be provided more than 900 hours of instructional time**
18 **per year;**

19 **(C) Students in grades 9 through 12 be provided more than 990 hours of instructional time**
20 **per year; or**

21 **(D) A specified percentage of students of the school district be scheduled to receive the**
22 **minimum hours of instructional time per year.**

23 (b) Adopt rules for the general governance of public kindergartens and public elementary and
24 secondary schools.

25 (c) Prescribe required or minimum courses of study.

26 (d) Adopt rules regarding school and interscholastic activities.

27 (e) Adopt rules that provide that no public elementary or secondary school shall discriminate
28 in determining participation in interscholastic activities. As used in this paragraph,
29 "discrimination" has the meaning given that term in ORS 659.850.

30 (f) Adopt rules that will eliminate the use and purchase of elemental mercury, mercury com-

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 pounds and mercury-added instructional materials by public elementary and secondary schools.

2 (2) The State Board of Education may:

3 (a) Consistent with the laws of this state, accept money or property not otherwise provided for
4 under paragraph (b) of this subsection, which is donated for the use or benefit of the public
5 kindergartens and public elementary and secondary schools and use such money or property for the
6 purpose for which it was donated. Until it is used, the board shall deposit any money received under
7 this paragraph in a special fund with the State Treasurer as provided in ORS 293.265 to 293.275.

8 (b) Apply for federal funds and accept and enter into any contracts or agreements on behalf of
9 the state for the receipt of such funds from the federal government or its agencies for:

10 (A) Educational purposes, including but not limited to any funds available for the school lunch
11 program;

12 (B) Career and technical education programs in public elementary and secondary schools; and

13 (C) Any grants available to the state or its political subdivisions for general federal aid for
14 public kindergartens, public elementary schools and public secondary schools and their auxiliary
15 services, improvement of teacher preparation, teacher salaries, construction of school buildings, ad-
16 ministration of the Department of Education and any other educational activities under the juris-
17 diction of the State Board of Education.

18 (c) Adopt rules to administer the United States Department of Agriculture's National School
19 Lunch Program and School Breakfast Program for public and private prekindergarten through grade
20 12 schools and residential child care facilities.

21 **SECTION 2. The amendments to ORS 326.051 by section 1 of this 2015 Act first apply to**
22 **the 2015-2016 school year.**

23 **SECTION 3. This 2015 Act being necessary for the immediate preservation of the public**
24 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**
25 **July 1, 2015.**

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