

**PROPOSED AMENDMENTS TO
HOUSE BILL 3044**

1 Delete lines 4 through 24 of the printed bill and insert:

2 **“SECTION 1.** ORS 332.158 is amended to read:

3 “332.158. (1) A district school board may lease, purchase, construct, re-
4 construct, improve, repair, equip [*and*] **or** furnish a school in another school
5 district and may expend bond proceeds [*and*] **or** other funds available to the
6 board for such purposes if the board has the written permission of the dis-
7 trict school board of the school district in which the school will be located.
8 The written permission required by this subsection [*shall*] **must** be obtained
9 prior to the first day on which students will attend classes in the school.

10 **“(2) A public charter school may lease, purchase, construct, recon-**
11 **struct, improve, repair, equip or furnish a school, or any other facility**
12 **where students receive instruction, in another school district and may**
13 **expend funds available to the public charter school for such purposes**
14 **if the public charter school provides written notice to the sponsor of**
15 **the public charter school and to the district school board of the school**
16 **district in which the school or facility will be located. The written**
17 **notice required by this subsection must be provided prior to the first**
18 **day on which students will attend classes in the school or receive in-**
19 **struction at the facility.**

20 “[2] (3) If a district school board **or public charter school** opens **or**
21 **operates** a school **or facility** in another school district and does not obtain
22 the written permission required by subsection (1) of this section **or provide**

1 **the written notice required by subsection (2) of this section**, the board
2 of the school district in which the school **or facility** has been opened **or**
3 **operated** may file a complaint with the Superintendent of Public Instruction.
4 Upon receipt of a complaint, the [state] superintendent shall schedule a
5 contested case hearing pursuant to ORS 183.413 to 183.470.

6 “(4) *[If it is determined]* **Upon a determination** that the written per-
7 mission required by subsection (1) of this section was not obtained **or the**
8 **written notice required by subsection (2) of this section was not pro-**
9 **vided**, the [state] superintendent shall withhold *[the]* State School Fund
10 *[grant]* **moneys** otherwise allocated to the **school** district *[that opened the*
11 *school in another district]* **or due to the public charter school under ORS**
12 **338.155. The superintendent shall withhold moneys** until the written
13 permission is obtained **or the written notice is provided**, or until some
14 other date *[as]* determined by the [state] superintendent.”.

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