

# House Bill 2368

Sponsored by Representative WILSON; Representative ESQUIVEL (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 **as introduced**.

Prohibits Department of Education from requiring school districts to align instruction or assessments with common core state standards and from penalizing school districts for failure to align instruction or assessments with common core state standards.

Declares emergency, effective July 1, 2017.

## A BILL FOR AN ACT

1  
2 Relating to common core state standards; creating new provisions; amending ORS 342.950; repealing  
3 section 17, chapter 37, Oregon Laws 2012; and declaring an emergency.

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

5 **SECTION 1. (1) The Department of Education may not require any school district to align**  
6 **instruction or assessments with common core state standards.**

7 **(2) The department may not find a school district deficient or nonstandard or otherwise**  
8 **penalize the school district for failure to align instruction or assessments with common core**  
9 **state standards.**

10 **SECTION 2.** ORS 342.950, as amended by section 1, chapter 8, Oregon Laws 2016, is amended  
11 to read:

12 342.950. (1) The Network of Quality Teaching and Learning is established. The network consists  
13 of the Chief Education Office and public and private entities that receive funding as provided by this  
14 section to accomplish the purposes of the network described in subsection (2) of this section.

15 (2) The purposes of the network are the following:

16 (a) To enhance a culture of leadership and collaborative responsibility for advancing the pro-  
17 fession of teaching among providers of early learning services, teachers and administrators in  
18 kindergarten through grade 12, education service districts and educator preparation providers.

19 (b) To strengthen and enhance existing evidence-based practices that improve student achieve-  
20 ment, including practices advanced by or described in ORS 329.788 to 329.820, 329.824, 329.838,  
21 342.433 to 342.449 and 342.805 to 342.937.

22 (c) To improve recruitment, preparation, induction, career advancement opportunities and sup-  
23 port of educators.

24 (3) To accomplish the purposes of the network described in subsection (2) of this section, the  
25 Department of Education, subject to the direction and control of the Chief Education Officer, shall  
26 distribute funding as follows:

27 (a) To schools, school districts, education service districts, nonprofit organizations, post-  
28 secondary institutions and consortiums that are any combination of those entities for the purpose  
29 of supporting the implementation and delivery of [*common core state standards and other*] state  
30 standards that indicate whether a student is prepared for college.

**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 (b) To school districts, education service districts and nonprofit organizations for the purpose  
2 of providing teacher and administrator evaluations and aligned professional development in a man-  
3 ner that complies with the core teaching standards adopted as provided by ORS 342.856 and with  
4 related standards prescribed by federal law.

5 (c) To school districts and nonprofit organizations for the purpose of providing teachers with  
6 opportunities for professional collaboration and professional development and for the pursuit of ca-  
7 reer pathways in a manner that is consistent with the School District Collaboration Grant Program  
8 described in ORS 329.838.

9 (d) To school districts, education service districts and nonprofit organizations for the purpose  
10 of providing beginning teachers and administrators with mentors in a manner that is consistent with  
11 the beginning teacher and administrator mentorship program described in ORS 329.788 to 329.820.

12 (e) To school districts, education service districts, nonprofit organizations, post-secondary insti-  
13 tutions and the tribes of this state for the purpose of closing achievement gaps by providing and  
14 improving the effectiveness of instruction and professional development, implementing data-driven  
15 decision making, supporting practice communities and implementing culturally competent practices.

16 (f) To school districts, nonprofit organizations and post-secondary institutions for the purposes  
17 of:

18 (A) Strengthening educator programs for educators at all levels to:

19 (i) Improve educator preparation, recruitment and leadership.

20 (ii) Advance the purposes of the Educators Equity Act, to improve the cultural competence of  
21 educators and to ensure educators are trained in culturally relevant educational practices.

22 (B) Supporting the development and sustainability of partnerships between providers of early  
23 learning services, public schools with any grades from kindergarten through grade 12 and post-  
24 secondary institutions.

25 (g) To school districts to ensure that a sufficient number of kindergarten through grade five  
26 teachers have received training to understand and recognize dyslexia and to implement appropriate  
27 instruction.

28 (4) The Chief Education Office shall provide strategic direction to the network by:

29 (a) Conducting and coordinating research to determine best practices and evidence-based mod-  
30 els.

31 (b) Convening an advisory group to guide network activities and expand the implementation of  
32 effective practices.

33 (c) Working with educator programs to ensure ongoing collaboration with education providers.

34 (d) Supporting programs that help to achieve the purposes of the Educators Equity Act.

35 (e) Creating and supporting a statewide plan for increasing the successful recruitment of high-  
36 ability and culturally diverse candidates to work in high-need communities and fields.

37 (5) The Department of Education shall support the network by:

38 (a) Developing a system that ensures statewide dissemination of best practices and evidence-  
39 based models.

40 (b) Supporting the development and implementation of standards-based curriculum, high-leverage  
41 practices and assessments that promote student learning and improve student progress indicators for  
42 students who are enrolled in an English language learner program under ORS 336.079 and for stu-  
43 dents with disabilities.

44 (c) Administering the distribution of funding as described in subsection (3) of this section.

45 (6) The Chief Education Office shall develop processes to establish the network and ensure the

1 accountability of the network. The processes must ensure that the network:

2 (a) Gives preference to entities that have demonstrated success in improving student progress  
3 indicators.

4 (b) Delivers services for the benefit of all regions of this state.

5 (c) Is accountable for improving student progress indicators identified by the Chief Education  
6 Office or set forth in ORS 350.014.

7 (d) Includes and connects education providers and leaders from pre-kindergarten through post-  
8 secondary education.

9 (7) No more than two percent of all moneys received for the purposes of this section may be  
10 expended by the Chief Education Office or the Department of Education for administrative costs  
11 incurred under this section. For the purpose of this subsection, the following are not considered  
12 administrative costs:

13 (a) Technical assistance and direct program services provided to school districts and nonprofit  
14 organizations; and

15 (b) Any administrative costs incurred under ORS 329.838 related to the administration of the  
16 School District Collaboration Grant Program.

17 (8) The State Board of Education may adopt any rules necessary for the Department of Educa-  
18 tion to support the network and perform any duties assigned to the department under this section  
19 or assigned to the department by the Chief Education Office. Any rules adopted by the State Board  
20 of Education must be consistent with this section and with actions taken by the Chief Education  
21 Office to implement this section.

22 **SECTION 3.** ORS 342.950, as amended by section 57, chapter 774, Oregon Laws 2015, section  
23 8c, chapter 790, Oregon Laws 2015, and section 2, chapter 8, Oregon Laws 2016, is amended to read:

24 342.950. (1) The Network of Quality Teaching and Learning is established. The network consists  
25 of the Department of Education and public and private entities that receive funding as provided by  
26 this section to accomplish the purposes of the network described in subsection (2) of this section.

27 (2) The purposes of the network are the following:

28 (a) To enhance a culture of leadership and collaborative responsibility for advancing the pro-  
29 fession of teaching among providers of early learning services, teachers and administrators in  
30 kindergarten through grade 12, education service districts and educator preparation providers.

31 (b) To strengthen and enhance existing evidence-based practices that improve student achieve-  
32 ment, including practices advanced by or described in ORS 329.788 to 329.820, 329.824, 329.838,  
33 342.433 to 342.449 and 342.805 to 342.937.

34 (c) To improve recruitment, preparation, induction, career advancement opportunities and sup-  
35 port of educators.

36 (3) To accomplish the purposes of the network described in subsection (2) of this section, the  
37 Department of Education, subject to the direction and control of the Superintendent of Public In-  
38 struction, shall distribute funding as follows:

39 (a) To schools, school districts, education service districts, nonprofit organizations, post-  
40 secondary institutions and consortiums that are any combination of those entities for the purpose  
41 of supporting the implementation and delivery of [*common core state standards and other*] state  
42 standards that indicate whether a student is prepared for college.

43 (b) To school districts, education service districts and nonprofit organizations for the purpose  
44 of providing teacher and administrator evaluations and aligned professional development in a man-  
45 ner that complies with the core teaching standards adopted as provided by ORS 342.856 and with

1 related standards prescribed by federal law.

2 (c) To school districts and nonprofit organizations for the purpose of providing teachers with  
 3 opportunities for professional collaboration and professional development and for the pursuit of ca-  
 4 reer pathways in a manner that is consistent with the School District Collaboration Grant Program  
 5 described in ORS 329.838.

6 (d) To school districts, education service districts and nonprofit organizations for the purpose  
 7 of providing beginning teachers and administrators with mentors in a manner that is consistent with  
 8 the beginning teacher and administrator mentorship program described in ORS 329.788 to 329.820.

9 (e) To school districts, education service districts, nonprofit organizations, post-secondary insti-  
 10 tutions and the tribes of this state for the purpose of closing achievement gaps by providing and  
 11 improving the effectiveness of instruction and professional development, implementing data-driven  
 12 decision making, supporting practice communities and implementing culturally competent practices.

13 (f) To school districts, nonprofit organizations and post-secondary institutions for the purposes  
 14 of:

15 (A) Strengthening educator programs for educators at all levels to:

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17 (ii) Advance the purposes of the Educators Equity Act, to improve the cultural competence of  
 18 educators and to ensure educators are trained in culturally relevant educational practices.

19 (B) Supporting the development and sustainability of partnerships between providers of early  
 20 learning services, public schools with any grades from kindergarten through grade 12 and post-  
 21 secondary institutions.

22 (g) To school districts to ensure that a sufficient number of kindergarten through grade five  
 23 teachers have received training to understand and recognize dyslexia and to implement appropriate  
 24 instruction.

25 (4) The Department of Education shall provide strategic direction to the network by:

26 (a) Conducting and coordinating research to determine best practices and evidence-based mod-  
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28 (b) Convening an advisory group to guide network activities and expand the implementation of  
 29 effective practices.

30 (c) Working with educator programs to ensure ongoing collaboration with education providers.

31 (d) Supporting programs that help to achieve the purposes of the Educators Equity Act.

32 (e) Creating and supporting a statewide plan for increasing the successful recruitment of high-  
 33 ability and culturally diverse candidates to work in high-need communities and fields.

34 (f) Developing a system that ensures statewide dissemination of best practices and evidence-  
 35 based models.

36 (g) Supporting the development and implementation of standards-based curriculum, high-leverage  
 37 practices and assessments that promote student learning and improve student progress indicators for  
 38 students who are enrolled in an English language learner program under ORS 336.079 and for stu-  
 39 dents with disabilities.

40 (h) Administering the distribution of funding as described in subsection (3) of this section.

41 (5) The State Board of Education shall develop processes to establish the network and ensure  
 42 the accountability of the network. The processes must ensure that the network:

43 (a) Gives preference to entities that have demonstrated success in improving student progress  
 44 indicators.

45 (b) Delivers services for the benefit of all regions of this state.

1 (c) Is accountable for improving student progress indicators identified by the State Board of  
2 Education or set forth in ORS 350.014.

3 (d) Includes and connects education providers and leaders from pre-kindergarten through post-  
4 secondary education.

5 (6) No more than two percent of all moneys received for the purposes of this section may be  
6 expended by the Department of Education for administrative costs incurred under this section. For  
7 the purpose of this subsection, the following are not considered administrative costs:

8 (a) Technical assistance and direct program services provided to school districts and nonprofit  
9 organizations; and

10 (b) Any administrative costs incurred under ORS 329.838 related to the administration of the  
11 School District Collaboration Grant Program.

12 (7) The State Board of Education may adopt any rules necessary for the Department of Educa-  
13 tion to support the network and perform any duties assigned to the department under this section.  
14 Any rules adopted by the State Board of Education must be consistent with this section.

15 **SECTION 4. Section 17, chapter 37, Oregon Laws 2012, is repealed.**

16 **SECTION 5. This 2017 Act being necessary for the immediate preservation of the public  
17 peace, health and safety, an emergency is declared to exist, and this 2017 Act takes effect  
18 July 1, 2017.**