

Senate Bill 1002

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**.

Directs district school boards, public libraries and tribal libraries to adopt policies related to use of school facilities and library facilities by private tutors. Prescribes requirements of policies.

A BILL FOR AN ACT

1
2 Relating to tutors.

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

4 **SECTION 1. Section 2 of this 2017 Act is added to and made a part of ORS chapter 332.**

5 **SECTION 2. (1) As used in this section, "private tutor" means a person who provides**
6 **tutoring services to a public school student under an agreement between the tutor and a**
7 **private entity, regardless of whether the tutor is paid.**

8 **(2) A district school board shall adopt policies related to the use of school facilities by**
9 **private tutors. The policies adopted:**

10 **(a) Must allow use of school facilities by public school students and private tutors.**

11 **(b) May limit use of school facilities to after school hours and to areas available for**
12 **general student use.**

13 **(c) May allow use of school facilities without paying a fee or with the payment of a**
14 **nominal fee.**

15 **(d) May require private tutors to register with the school district and to provide infor-**
16 **mation necessary for the Department of Education to conduct an Oregon criminal records**
17 **check using the Law Enforcement Data System.**

18 **(3) For the purpose of subsection (2)(d) of this section, the department may charge a**
19 **school district a fee not to exceed \$5 for each criminal records check conducted under sub-**
20 **section (2)(d) of this section.**

21 **(4) Nothing in this section:**

22 **(a) Requires a district school board to provide access to school facilities at a time when**
23 **the facilities otherwise would not be open;**

24 **(b) Requires a district school board to provide additional staffing or supervision;**

25 **(c) Makes the district school board or school personnel liable civilly or criminally for any**
26 **interactions between a private tutor and the public school student on whose behalf the tutor**
27 **is providing services; or**

28 **(d) Creates a new cause of action or enlarges an existing cause of action for compen-**
29 **sation or damages.**

30 **SECTION 3. (1) As used in this section, "private tutor" means a person who provides**
31 **tutoring services to a student under an agreement between the tutor and a private entity,**

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 regardless of whether the tutor is paid.

2 (2) Every public library established in accordance with ORS 357.410 and every tribal li-
3 brary, as defined in ORS 357.206, shall adopt policies related to the use of library facilities
4 by private tutors. The policies adopted:

5 (a) Must allow use of library facilities by students and private tutors.

6 (b) May allow use of library facilities without paying a fee or with the payment of a
7 nominal fee.

8 (3) Nothing in this section:

9 (a) Requires a library to provide access to library facilities at a time when the facilities
10 otherwise would not be open.

11 (b) Requires a library to provide additional staffing or supervision.

12 (c) Makes the library or library personnel liable civilly or criminally for any interactions
13 between a private tutor and the student on whose behalf the tutor is providing services.

14 (d) Creates a new cause of action or enlarges an existing cause of action for compen-
15 sation or damages.

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