

Enrolled House Bill 2022

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Governor Kate Brown for Department of Education)

CHAPTER

AN ACT

Relating to the Oregon Virtual School District; creating new provisions; and amending ORS 336.851 and 336.856.

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

SECTION 1. ORS 336.851 is amended to read:

336.851. (1) *[There is created the Oregon Virtual School District]* **Oregon Digital Learning is created** within the Department of Education. *[The purpose of the Oregon Virtual School District is to provide]* **The purposes of Oregon Digital Learning are to provide:**

(a) Online courses to kindergarten through grade 12 public school students; and

(b) **Professional development related to online learning to kindergarten through grade 12 public school teachers.**

(2)(a) *[The Oregon Virtual School District]* **Oregon Digital Learning** shall provide online courses **to students** that meet academic content standards as defined in ORS 329.007 and **that** meet other criteria adopted by the State Board of Education. Any person who teaches an online course **to students** must be properly licensed as required by ORS 342.173 for a person employed by a school district or education service district or properly registered as required by ORS 338.135 for a person employed by a public charter school. All school districts and public charter schools may allow students to access the online courses offered *[by the Oregon Virtual School District]* **to students by Oregon Digital Learning.**

(b) **Oregon Digital Learning shall provide professional development to support school districts that provide online learning, including professional development that will help school districts to identify and support students who would benefit from online learning opportunities.**

(3) The Superintendent of Public Instruction may contract with:

(a) Education service districts, school districts, public charter schools, community colleges, public universities listed in ORS 352.002 or any other public entity to provide online courses *[through the Oregon Virtual School District]* **to students through Oregon Digital Learning.**

(b) **Any public or private entity to provide professional development through Oregon Digital Learning.**

(4) Statutes and rules that apply to other school districts do not apply to *[the Oregon Virtual School District]* **Oregon Digital Learning** except as provided under this section or by rule of the State Board of Education. *[The Oregon Virtual School District]* **Oregon Digital Learning** is not considered a school district for purposes of apportionment of the State School Fund and the de-

partment may not receive a direct apportionment under ORS 327.008 from the State School Fund for [the Oregon Virtual School District] **Oregon Digital Learning.**

(5) The board may adopt the rules necessary for the administration of [the Oregon Virtual School District] **Oregon Digital Learning** and shall adopt rules to establish:

(a) The procedure and criteria to be used for the selection of online courses to be offered [through the Oregon Virtual School District] **to students through Oregon Digital Learning;**

(b) The qualifications of students who may access online courses through [the Oregon Virtual School District] **Oregon Digital Learning;**

(c) The number of credits for which students may access online courses through [the Oregon Virtual School District] **Oregon Digital Learning;** and

(d) The student-to-teacher ratio for online courses offered through [the Oregon Virtual School District] **Oregon Digital Learning.**

SECTION 2. ORS 336.856 is amended to read:

336.856. (1) The [Oregon Virtual School District Fund] **Oregon Digital Learning Fund** is established in the State Treasury, separate and distinct from the General Fund. Interest earned by the [Oregon Virtual School District Fund] **Oregon Digital Learning Fund** shall be credited to the fund. All moneys in the fund are continuously appropriated to the Department of Education for the administration of [the Oregon Virtual School District] **Oregon Digital Learning** created under ORS 336.851.

(2) Any moneys received by the department for the purpose of [the Oregon Virtual School District] **Oregon Digital Learning** shall be deposited in the fund.

SECTION 3. (1) The amendments to ORS 336.851 by section 1 of this 2019 Act are intended to change the name of the “Oregon Virtual School District” to “Oregon Digital Learning.”

(2) For the purpose of harmonizing and clarifying statutory law, the Legislative Counsel may substitute for words designating the “Oregon Virtual School District,” wherever they occur in statutory law, other words designating “Oregon Digital Learning.”

Passed by House February 13, 2019

Received by Governor:

Repassed by House June 5, 2019

.....M.,....., 2019

Approved:

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Timothy G. Sekerak, Chief Clerk of House

.....M.,....., 2019

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Tina Kotek, Speaker of House

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Kate Brown, Governor

Passed by Senate May 23, 2019

Filed in Office of Secretary of State:

.....M.,....., 2019

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Peter Courtney, President of Senate

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Bev Clarno, Secretary of State