

House Bill 2612

Sponsored by Representative SMITH G (Pre-session 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**.

Requires district school board to prohibit school district from being member of, or paying fees to, voluntary organization that administers interscholastic activities or that facilities scheduling and programming of interscholastic activities if organization schedules any interscholastic activities on legal holidays or on weekends preceding or following legal holidays.

Takes effect July 1, 2020.

A BILL FOR AN ACT

1
2 Relating to interscholastic activities; creating new provisions; amending ORS 332.075; and prescrib-
3 ing an effective date.

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

5 **SECTION 1.** ORS 332.075 is amended to read:

6 332.075. (1) Any district school board may:

7 (a) Fix the days of the year and the hours of the day when schools shall be in session.

8 (b) Adopt textbooks and other instructional materials as provided in ORS 337.120 and 337.141
9 and courses of study for the use of such schools as provided in ORS 336.035.

10 (c) Authorize the use of the schools for purposes of training students of an approved educator
11 preparation provider, as defined in ORS 342.120, and for such purposes may enter into contracts
12 with the approved educator preparation provider on such terms as may be agreed upon. Such con-
13 tracts as they relate to student teachers shall have the same effect and be subject to the same
14 regulations as a contract between a licensed teacher and a district school board.

15 (d) Develop and operate with other school districts or community college districts secondary
16 career and technical education programs for pupils of more than one district and fix by agreement
17 the duration of the district's obligation to continue such activity, subject to the availability of funds
18 therefor.

19 (e) Authorize the school district to be a member of and pay fees, if any, to any voluntary or-
20 ganization that administers interscholastic activities or that facilitates the scheduling and pro-
21 gramming of interscholastic activities. **The district school board shall prohibit the school**
22 **district from being a member of and paying fees, if any, to any voluntary organization de-**
23 **scribed in this paragraph if the organization schedules any interscholastic activities on a le-**
24 **gal holiday specified in ORS 187.010 or on the weekend that precedes or follows the legal**
25 **holiday.**

26 (f) Accept money or property donated for the use or benefit of the school district and, consistent
27 with the laws of this state, use such money or property for the purpose for which it was donated.

28 (g) Enter into an approved written agreement with the governing body of a federally recognized
29 Native American tribe in Oregon to allow the use of a mascot that represents, is associated with
30 or is significant to the Native American tribe entering into the agreement. An agreement entered

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 into under this paragraph must:

2 (A) Describe the acceptable uses of the mascot;

3 (B) Comply with rules adopted by the State Board of Education that:

4 (i) Are adopted after consultation with the federally recognized tribes in Oregon pursuant to
5 ORS 182.164 (3); and

6 (ii) Prescribe the requirements for approval; and

7 (C) Be approved by the State Board of Education, which the board must provide if the agreement
8 meets the requirements of this paragraph and the rules adopted under this paragraph.

9 (2) All contracts of the school district must be approved by the district school board before an
10 order can be drawn for payment. If a contract is made without the authority of the district school
11 board, the individual making such contract shall be personally liable.

12 (3) Notwithstanding subsection (2) of this section, a district school board may, by resolution or
13 policy, authorize its superintendent or the superintendent's designee to enter into and approve pay-
14 ment on contracts for products, materials, supplies, capital outlay, equipment and services that are
15 within appropriations made by the district school board pursuant to ORS 294.456. A district school
16 board may not authorize its superintendent or the superintendent's designee under this subsection
17 to enter into and approve payment on contracts that are collective bargaining agreements or service
18 contracts that include the provision of labor performed by employees of the school district.

19 **SECTION 2. The amendments to ORS 322.075 by section 1 of this 2019 Act first apply to**
20 **the 2020-2021 school year.**

21 **SECTION 3. This 2019 Act takes effect on July 1, 2020.**

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