

A-Engrossed
Senate Bill 1572

Ordered by the Senate February 14
Including Senate Amendments dated February 14

Sponsored by Senators WAGNER, GELSER BLOUIN; Representative KROPF (at the request of Oregon Attorney General's Sexual Assault Task Force) (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.

Extends definition of "education employer" for purposes of statutory public service loan forgiveness program responsibilities to include community colleges and public universities.

Alters method of calculating who is considered full-time faculty member at community college or public university for purpose of program to include any faculty member who engages in 30 or more full-time equivalent work hours per week, with each hour of lecture time or classroom time constituting 4.35 full-time equivalent work hours. Authorizes community college or public university to alter multiplier used to calculate full-time faculty member through collective bargaining.

Makes changes to statutory public service loan forgiveness program responsibilities retroactive to September 25, 2021.

[Requires institutions of higher education in Oregon to adopt specified policies to combat sexual harassment, dating violence, domestic violence, sexual assault or stalking.]

[Requires institutions to biennially conduct campus climate surveys in specified manner to analyze sexual harassment, dating violence, domestic violence, sexual assault or stalking. Requires data from survey to be placed on website of institution.]

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to higher education; creating new provisions; amending ORS 329.756; and declaring an
3 emergency.

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

5 **SECTION 1.** ORS 329.756 is amended to read:

6 329.756. (1) As used in this section:

7 (a) "Education employer" means a public charter school, a school district, **a community college**
8 **operated under ORS chapter 341, a public university listed in ORS 352.002**, a tribal college[, *a*
9 *community college*] or university, as defined in 20 U.S.C. 1059c(b)(3), as in effect on September 25,
10 2021, and any other governmental agency within this state that employs a **faculty member who**
11 **teaches**, teacher or a school nurse, as defined in ORS 336.204, in a full-time capacity which, for the
12 purposes of this paragraph, means including within the calculation of full-time equivalent work
13 hours every hour in which the teacher or school nurse engages in instruction and at least 3.35 ad-
14 ditional hours for each hour of instruction.

15 (b) "Public service loan forgiveness program" means the program under which the United States
16 Secretary of Education cancels the balance of interest and principal due on eligible federal direct
17 loans in accordance with the criteria specified under 20 U.S.C. 1087e(m) and 34 C.F.R. 685.219, both
18 as in effect on September 25, 2021.

19 **(2)(a) Notwithstanding subsection (1)(a) of this section and except as provided in para-**

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 **graph (b) of this subsection, for community colleges operated under ORS chapter 341 and**
2 **public universities listed in ORS 352.002:**

3 **(A) A faculty member who teaches is considered to be employed in a full-time capacity**
4 **if the faculty member engages in 30 or more full-time equivalent work hours per week; and**

5 **(B) In calculating the number of full-time equivalent work hours engaged in per week by**
6 **a faculty member who teaches:**

7 **(i) Each hour assigned to the faculty member as an hour of lecture time or as an hour**
8 **of classroom time constitutes 4.35 full-time equivalent work hours; and**

9 **(ii) Each hour that a faculty member who teaches is compensated for other than hours**
10 **described in sub-subparagraph (i) of this subparagraph constitutes 1.0 full-time equivalent**
11 **work hours.**

12 **(b) A community college operated under ORS chapter 341 or a public university listed in**
13 **ORS 352.002 may provide by collective bargaining to increase the multiplier used to calculate**
14 **full-time equivalent work hours under paragraph (a)(B) of this subsection.**

15 **[(2)(a)] (3)(a) An education employer shall provide all employees who qualify for a public service**
16 **loan forgiveness program with materials and assistance that:**

17 **(A) Increases awareness of the public service loan forgiveness program among eligible employ-**
18 **ees of the education employer; and**

19 **(B) Increases participation by employees in the public service loan forgiveness program.**

20 **(b) Materials described in paragraph (a) of this subsection may include, but are not limited to:**

21 **(A) Announcements and advertisements in an education employer's official publications and in**
22 **any electronic mail or social media messages the education employer sends to employees;**

23 **(B) Inserts or other messages in employee paychecks or payment instruments, to the extent**
24 **practicable; or**

25 **(C) Other periodic reminders in communications to employees.**

26 **(c) An education employer shall direct an employee, as part of the employee's official duties, to**
27 **become familiar with eligibility requirements, application procedures and other information about**
28 **the public service loan forgiveness program and to provide assistance to other employees who re-**
29 **quest assistance with determining the employees' eligibility for and applications to the public service**
30 **loan forgiveness program.**

31 **SECTION 2. (1) The amendments to ORS 329.756 by section 1 of this 2022 Act apply to**
32 **community colleges operated under ORS chapter 341 and public universities listed in ORS**
33 **352.002, on and after September 25, 2021.**

34 **(2) The calculation used to determine whether a faculty member who teaches at a com-**
35 **munity college operated under ORS chapter 341 or public university listed in ORS 352.002 is**
36 **employed in a full-time capacity that is set forth in ORS 329.756 as amended by section 1 of**
37 **this 2022 Act is ratified and approved for the purpose of determining whether a faculty**
38 **member who taught at a community college or public university during the period between**
39 **September 25, 2021, and the effective date of this 2022 Act was employed by the community**
40 **college or public university in a full-time capacity.**

41 **SECTION 3. This 2022 Act being necessary for the immediate preservation of the public**
42 **peace, health and safety, an emergency is declared to exist, and this 2022 Act takes effect**
43 **on its passage.**

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