

DRAFT

SUMMARY

Digest: Takes away the cap on the amount of state moneys that a school district may receive for a student who is a child with a disability. Allows a school district to receive more state moneys for a student who is homeless. Changes law on July 1, 2024. (Flesch Readability Score: 64.9).

Removes the percentage cap on the amount of moneys that are distributed from the State School Fund to school districts for students eligible for special education as children with disabilities.

Provides additional weight for students who are homeless for purposes of calculating distributions of State School Fund moneys to school districts.

Takes effect July 1, 2024.

A BILL FOR AN ACT

Relating to State School Fund distributions; creating new provisions; amending ORS 327.013; and prescribing an effective date.

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

SECTION 1. ORS 327.013 is amended to read:

327.013. The State School Fund distributions for school districts include the following grants:

(1) General Purpose Grant = Funding Percentage × Target Grant × District extended ADMw. For the purpose of the calculation made under this subsection:

(a) The funding percentage shall be calculated by the Superintendent of Public Instruction to distribute as nearly as practicable the total sum of money available for distribution.

(b) Target Grant = Statewide Target per ADMw Grant + Teacher Experience Factor. For the purpose of the calculation made under this para-

1 graph:

2 (A) Statewide Target per ADMw Grant = \$4,500.

3 (B) Teacher Experience Factor = $\$25 \times \{\text{District average teacher expe-}$
 4 $\text{rience} - \text{statewide average teacher experience}\}$. As used in this subpara-
 5 graph, “average teacher experience” means the average, in years, of teaching
 6 experience of licensed teachers as reported to the Department of Education.

7 (c) District extended ADMw = ADMw or ADMw of the prior year,
 8 whichever is greater. The calculation of the district extended ADMw must
 9 be made as provided by ORS 338.155 if a public charter school is located in
 10 the school district. For the purpose of this paragraph:

11 (A) Weighted average daily membership or ADMw = average daily
 12 membership + an additional amount computed as follows:

13 (i) 1.0 for each student in average daily membership eligible for special
 14 education as a child with a disability under ORS 343.035[, *which may not*
 15 *exceed 11 percent of the district’s ADM without review and approval by the*
 16 *Department of Education*]. Children with disabilities eligible for special ed-
 17 ucation in adult local correctional facilities, as defined in ORS 169.005, or
 18 adult regional correctional facilities, as defined in ORS 169.620, may not be
 19 included in the calculation made under this sub-subparagraph.

20 (ii) 0.5 for each student in average daily membership eligible for and en-
 21 rolled in an English language learner program under ORS 336.079.

22 (iii) 0.2 for each student in average daily membership enrolled in a union
 23 high school district or in an area of a unified school district where the dis-
 24 trict is only responsible for educating students in grades 9 through 12 in that
 25 area.

26 (iv) -0.1 for each student in average daily membership enrolled in an
 27 elementary district operating kindergarten through grade six or kindergarten
 28 through grade eight or in an area of a unified school district where the dis-
 29 trict is only responsible for educating students in kindergarten through
 30 grade eight.

31 (v) 0.25 times the sum of the following:

(I) The number of students who are in average daily membership and who are also in poverty families, as determined by the Department of Education based on rules adopted by the State Board of Education that incorporate poverty data published by the United States Census Bureau, student data provided by school districts and other data identified by the board;

(II) The number of children in foster homes in the district as determined by the report of the Department of Human Services to the United States Department of Education, “Annual Statistical Report on Children in Foster Homes and Children in Families Receiving AFDC Payments in Excess of the Poverty Income Level,” or its successor, for October 31 of the year prior to the year of distribution; and

(III) The number of children in the district in state-recognized facilities for neglected and delinquent children, based on information from the Department of Human Services for October 31 of the year prior to the year of distribution.

(vi) 1.0 for each student in average daily membership who is homeless, as determined based on rules adopted by the State Board of Education that identify homeless students in a manner that is consistent with the definition of “homeless children and youths” under the McKinney-Vento Homeless Assistance Act, 42 U.S.C. 11434a.

[(vi)] **(vii)** The amount determined under ORS 327.077 for each remote small elementary school and for each small high school in the district.

(B) All numbers of children used for the computation in this paragraph must reflect any district consolidations that have occurred since the numbers were compiled.

(C) The total additional weight that shall be assigned to any student in average daily membership in a district, exclusive of students described in subparagraph (A)(v) *[and (vi)]* **to (vii)** of this paragraph, may not exceed 2.0.

(2) High cost disabilities grant = the total amount received by a school district under ORS 327.348 for providing special education and related services to resident pupils with disabilities.

(3)(a) Transportation grant equals:

(A) 70 percent of approved transportation costs for those school districts ranked below the 80th percentile under paragraph (b) of this subsection.

(B) 80 percent of approved transportation costs for those school districts ranked in or above the 80th percentile but below the 90th percentile under paragraph (b) of this subsection.

(C) 90 percent of approved transportation costs for those school districts ranked in or above the 90th percentile under paragraph (b) of this subsection.

(b) Each fiscal year, the Department of Education shall rank school districts based on the approved transportation costs per ADM of each school district, ranking the school district with the highest approved transportation costs per ADM at the top of the order.

SECTION 2. The amendments to ORS 327.013 by section 1 of this 2024 Act apply to State School Fund distributions commencing with the 2024-2025 distributions.

SECTION 3. This 2024 Act takes effect on July 1, 2024.
