

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: SB 1045 - 6

82nd Oregon Legislative Assembly – 2023 Regular Session

Legislative Fiscal Office

Only Impacts on Original or Engrossed Versions are Considered Official

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Measure Description:

Modifies provisions establishing requirements for standard school districts. Modifies provisions relating to discrimination in education.

Government Unit(s) Affected:

Department of Education, School Districts, Higher Education Coordinating Commission, Community Colleges, Public Universities, Oregon Health and Science University

Analysis:

This fiscal impact statement is for the purpose of transmitting the measure from the Senate Committee on Rules to the Joint Committee on Ways and Means.

Senate Bill 1045, as amended by the -6 amendments, modifies provisions establishing requirements for standard school districts. A school district compliance plan must be approved by the Superintendent of Public Instruction (SPI). The measure allows a 12-month extension only if SPI has approved the compliance plan. By March 1st of each year, the Department of Education (ODE) must make publicly available on its website each school's designation as conditionally standard, nonstandard, or standard for the previous school year, the reasons for the designation, and related information. ODE must submit a biennial report to interim legislative committees related to education that summarizes school district designations, the reasons for the designation as conditionally standard or nonstandard, and related information.

The measure modifies provisions relating to discrimination in education. The measure provides that a person may not be subjected to discrimination in any program, service, school, or interschool activity that is provided by public elementary or secondary education providers, community colleges, or public universities, including Oregon Health and Science University (OHSU). OHSU must establish rules necessary to comply with the measure's anti-discrimination provisions. ODE must investigate allegations of noncompliance by public elementary or secondary education providers when it receives a complaint from any person alleging noncompliance or it determines that there is evidence of noncompliance. When a public elementary or secondary school or program is found to be in noncompliance, ODE must act against the school or program, which may include assisting the school and complainant in reaching reconciliation; ordering the school or program to undertake corrective action; ordering the school or program to provide student-specific remedies; or imposing sanctions on the school or program, such as withholding state funding. The State Board of Education must convene an advisory committee to adopt rules relating to discrimination in education.

Further Analysis Required

The measure modifies provisions relating to textbooks and other instructional materials. The State Board of Education must adopt requirements for a process by which a district school board or an education service district board can select textbooks and other instructional materials that are not on the list adopted by the State Board of Education. The requirements must describe the process by which the district school board or education service

district board will give a public presentation; enable review and comment by ODE on the selected textbooks and instructional materials; and provide a summary of ODE’s comments at a public meeting. The list of textbooks and other instructional materials adopted by the board must include materials offered in more than one language. The measure repeals publisher fees.

The measure requires ODE to review statutes, rules, and policies to identify how best to incorporate suggestions made by the Secretary of State in audit report 2022-16, “K-12 Education—Systemic Risk Report.” ODE must form an advisory committee related to this review. The measure takes effect on July 1, 2023.

A more complete fiscal analysis on the measure will be prepared as the measure is considered in the Joint Committee on Ways and Means.

Further Analysis Required