

B-Engrossed Senate Bill 275

Ordered by the House May 10
Including Senate Amendments dated April 3 and House Amendments
dated May 10

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Senate Interim Committee on Education for Senator Michael Dembrow)

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.

Modifies parties to intergovernmental agreement for Educator Advancement Council. Removes specified requirements of intergovernmental agreement.

Directs Department of Education and Teacher Standards and Practices Commission to consult with Educator Advancement Council to examine whether to merge commission into department.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to the state administration of education; creating new provisions; amending ORS 342.940;
3 and declaring an emergency.

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

5 **SECTION 1.** ORS 342.940 is amended to read:

6 342.940. (1) As used in this section and ORS 342.943, "educator" means a teacher, administrator
7 or other school professional who is licensed, registered or certified by the Teacher Standards and
8 Practices Commission.

9 (2) The Educator Advancement Council shall be established and function under an intergovern-
10 mental agreement, pursuant to ORS 190.003 to 190.130, **between state agencies and one or more**
11 **school districts and education service districts**. The purposes of the council are to provide re-
12 sources related to educator professional learning and to provide other educator supports.

13 [(3) *Parties to the intergovernmental agreement establishing the council must include:*]

14 [(a) *The Department of Education;*]

15 [(b) *The Early Learning Division;*]

16 [(c) *The Teacher Standards and Practices Commission;*]

17 [(d) *The Higher Education Coordinating Commission;*]

18 [(e) *A school district; and*]

19 [(f) *An education service district.*]

20 [(4)] **(3)** The intergovernmental agreement establishing the council shall outline the governance
21 framework and the administrative details necessary for the efficient and effective implementation
22 of the duties of the council[, *including:*].

23 [(a) *Designating the maximum number of members of the council.*]

24 [(b) *Identifying the process for the council to select the chairperson of the council. The chairperson*
25 *must be one of the members of the council and shall be responsible for overseeing official council*

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 *business.]*

2 *[(c) Identifying the process for the council to appoint the executive director of the council. Ap-*
3 *pointment of the executive director must be by written order, filed with the Secretary of State, and the*
4 *executive director shall serve at the pleasure of the council. The executive director shall be responsible*
5 *for the daily operations of the council, including the appointment of all subordinate officers and em-*
6 *ployees of the council. Officers and employees of the council shall be considered persons in state service*
7 *for purposes of ORS chapter 240, and, subject to ORS chapter 240, the executive director shall pre-*
8 *scribe their duties and fix their compensation.]*

9 [(5)(a)] **(4)(a)** The council shall consist of:

10 (A) Members who are representatives of the parties to the intergovernmental agreement estab-
11 lishing the council, *as identified in subsection (3) of this section*.

12 (B) No more than 10 members who are practicing educators, early learning providers and pro-
13 fessionals and school district board members.

14 (C) No more than 10 members who are representatives of educator preparation providers,
15 education-focused nonprofit organizations, education-focused philanthropic organizations, profes-
16 sional education associations, community-based education organizations that represent families and
17 students, post-secondary institutions of education and federally recognized Indian tribes of this state.

18 (b) Subject to any limits designated as provided by the intergovernmental agreement establishing
19 the council, the majority of the members of the council identified under paragraph (a) of this sub-
20 section may propose additional members of the council. The inclusion of additional members on the
21 council shall be subject to the procedures established by the council under the intergovernmental
22 agreement.

23 [(6)] **(5)** The council shall:

24 (a) Establish a system of educator networks, as described in ORS 342.943, by which every edu-
25 cator in this state has access to professional learning opportunities;

26 (b) Coordinate the distribution of moneys to educator networks from the Educator Advancement
27 Fund based on the needs of the educators identified by the networks;

28 (c) Connect educator networks and facilitate communications within and among the networks
29 to improve teaching and learning; and

30 (d) Continuously assess the needs of educators in this state and coordinate priorities based on
31 the moneys available for distribution from the Educator Advancement Fund.

32 [(7)] **(6)** The Department of Education shall provide support to the strategic direction of the
33 council by:

34 (a) Conducting and coordinating research to monitor:

35 (A) Teaching and learning conditions;

36 (B) Educator workforce supply and demand; and

37 (C) Common outcomes and measures anticipated to promote improvement in teaching and
38 learning.

39 (b) Assisting the council in coordinating and connecting educator networks, supporting profes-
40 sional learning priorities, enabling access to professional learning and supports, leveraging funding
41 sources and managing innovation funds.

42 (c) Recommending statutory and agency rule changes needed to support the purposes of the
43 council.

44 (d) Supporting programs that help to achieve the purposes of the Educators Equity Act.

45 (e) Supporting a statewide plan for increasing:

- 1 (A) The supply of culturally diverse teacher candidates; and
2 (B) The successful recruitment of effective educators to work in high-need schools and in prac-
3 tice areas with a shortage of educators.
- 4 (f) Identifying high-leverage educator practices to be developed by educators throughout their
5 careers.
- 6 (g) Providing accountability of the council by ensuring that the council:
- 7 (A) Gives preference, when making recommendations about funding distributions, to entities that
8 have demonstrated success in improving student indicators.
- 9 (B) Considers the delivery of services for the benefit of all regions of this state when establish-
10 ing the system of educator networks.
- 11 (C) Works toward improving student progress indicators identified by the Department of Edu-
12 cation or set forth in ORS 350.014.
- 13 (D) Includes and connects education providers and leaders from prekindergarten through post-
14 secondary education.
- 15 (h) Providing staff support for the administrative functions of the council.
- 16 (i) Developing a system that allows for the statewide dissemination of emerging practices and
17 evidence-based models.
- 18 (j) Providing technical assistance to the council, including online systems for sharing profes-
19 sional learning resources and supporting educator networks.
- 20 (k) Administering the distribution of grant and contract funds for programs described in this
21 section.
- 22 (L) Providing administrative support to the educator networks, including:
- 23 (A) Making recommendations to the council about the selection of the sponsors of educator
24 networks;
- 25 (B) Providing technical assistance to educator networks; and
- 26 (C) Entering into grant agreements or contracts for the distribution of funds to educator net-
27 works.
- 28 [(8)(a)] (7)(a) The State Board of Education and the Teacher Standards and Practices Commis-
29 sion may adopt any rules necessary at the request of the council to support the council or to per-
30 form any duties assigned to the board or commission under this section.
- 31 (b) The council may adopt rules pursuant to ORS chapter 183 for the purpose of ORS 342.943.
- 32 [(9)] (8) The council shall be considered a board for purposes of ORS chapter 180.
- 33 **SECTION 2. (1) The Department of Education and the Teacher Standards and Practices**
34 **Commission shall consult with the Educator Advancement Council and examine whether to**
35 **merge the commission into the department. The department and commission, in consultation**
36 **with the council, shall:**
- 37 (a) **Identify the roles of the department, commission and council in relation to supporting**
38 **and overseeing the public education workforce of this state;**
- 39 (b) **Identify methods for improving the alignment and coordination of the duties, func-**
40 **tions and powers of the department, commission and council;**
- 41 (c) **Identify structures to decrease, or to prevent additional increases, in the fees charged**
42 **for educator licensure;**
- 43 (d) **Identify benefits and drawbacks of merging the commission into the department; and**
44 (e) **Identify the steps necessary to implement the merge of the commission into the de-**
45 **partment.**

1 **(2) The department and commission shall jointly present findings made under subsection**
2 **(1) of this section to the interim committees of the Legislative Assembly related to education**
3 **no later than December 31, 2023.**

4 **SECTION 3.** **Section 2 of this 2023 Act is repealed on January 2, 2024.**

5 **SECTION 4.** **This 2023 Act being necessary for the immediate preservation of the public**
6 **peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect**
7 **on its passage.**

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