

## HOUSE AMENDMENTS TO SENATE BILL 805

By COMMITTEE ON EDUCATION

May 5

1 On page 1 of the printed bill, line 3, before the period insert “and 342.177”.

2 On page 2, after line 41, insert:

3 “**SECTION 3.** ORS 342.177 is amended to read:

4 “342.177. (1)(a) Hearings under ORS 339.390 and 342.176 shall be conducted by an administrative  
5 law judge assigned from the Office of Administrative Hearings established under ORS 183.605.

6 “(b) Any hearing conducted under this section shall be private unless the person against whom  
7 the charge is made requests a public hearing. Students attending school in the employing district  
8 may not attend any hearing except as witnesses duly subpoenaed to testify with respect to the  
9 charges made. Students attending a public charter school that employs the person may not attend  
10 any hearing except as witnesses duly subpoenaed to testify with respect to the charges made. The  
11 person charged shall have the right to be represented by counsel and to present evidence and ar-  
12 gument. The evidence must be confined to the charges.

13 “(2) The Teacher Standards and Practices Commission or the person charged may have  
14 subpoenas issued to compel attendance at the hearing. The person charged may have subpoenas is-  
15 sued by an attorney of record subscribed by the signature of the attorney or by the executive di-  
16 rector of the Teacher Standards and Practices Commission. Witnesses appearing pursuant to  
17 subpoena, other than the parties or officers or employees of the commission, shall receive fees and  
18 mileage as prescribed by law for witnesses in ORS 44.415 (2). The commission or the person charged  
19 shall have the right to compel the attendance and obedience of witnesses in the same manner as  
20 provided under ORS 183.440 (2).

21 “(3) [*The commission shall render its decision at its next regular meeting following the hearing.*]  
22 If the decision of the commission is that the charge described in ORS 342.175 (1) has been proven,  
23 the commission may take any or all of the following disciplinary action against the person charged:

24 “(a) Issue a public reprimand.

25 “(b) Place the person on probation for a period not to exceed four years and subject to such  
26 conditions as the commission considers necessary.

27 “(c) Suspend the license or registration of the teacher or administrator for a period not to ex-  
28 ceed one year.

29 “(d) Revoke the license or registration of the teacher or administrator.

30 “(e) Revoke the right to apply for a license or registration.

31 “**(f) Impose a civil penalty pursuant to subsection (6) of this section.**

32 “(4) If the decision of the commission is that the charge is not proven, the commission shall  
33 order the charges dismissed.

34 “(5) The commission shall notify in writing the person charged and the employing district or  
35 public charter school of the decision.

1       “(6)(a) The commission shall adopt rules establishing the monetary amount of a civil  
2 penalty that may be imposed under this section. The maximum monetary amount of a civil  
3 penalty for a single violation may not exceed \$1,000.

4       “(b) All moneys recovered from imposition of civil penalties under this section shall be  
5 deposited in the State Treasury to the credit of the Teacher Standards and Practices Com-  
6 mission Account.

7       “(c) The commission may adopt rules necessary for the administration and enforcement  
8 of this subsection.

9       “SECTION 4. The amendments to ORS 342.177 by section 3 of this 2025 Act apply to  
10 conduct occurring on or after the operative date specified in section 5 of this 2025 Act.

11       “SECTION 5. (1) The amendments to ORS 342.177 by section 3 of this 2025 Act become  
12 operative on July 1, 2026.

13       “(2) The Teacher Standards and Practices Commission may take any action before the  
14 operative date specified in subsection (1) of this section that is necessary for the commission  
15 to exercise, on and after the operative date specified in subsection (1) of this section, all of  
16 the duties, functions and powers conferred on the commission by the amendments to ORS  
17 342.177 by section 3 of this 2025 Act.”