

A-Engrossed
Senate Bill 923

Ordered by the Senate April 10
Including Senate Amendments dated April 10

Sponsored by Senator GELSNER BLOUIN

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.

[Requires school districts to designate person's school or program of enrollment. Prohibits designation of nonstandard school or program that does not meet specified requirements.]

Requires that only students who have school identification number are included in average daily membership. Prohibits student who has only program identification number from being included in average daily membership.

Declares emergency, effective July 1, 2023.

A BILL FOR AN ACT

1
2 Relating to school enrollment designation of student; creating new provisions; amending ORS
3 327.061; and declaring an emergency.

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

5 **SECTION 1.** ORS 327.061 is amended to read:

6 327.061. (1)(a) Numbers of students in average daily membership used in the distribution formula
7 as specified in ORS 327.013 (1)(c), shall be projections of the average daily membership in the school
8 district for the school year ending on June 30 of the distribution year. The Department of Education
9 shall verify all projections used for purposes of the distribution formula.

10 **(b) For the purpose of paragraph (a) of this subsection:**

11 **(A) A student may be included in average daily membership only if the student is re-**
12 **ported with a school identification number, as issued in accordance with rules adopted by the**
13 **State Board of Education.**

14 **(B) A student may not be included in average daily membership if the student has only**
15 **a program identification number. As used in this subparagraph, "program" means a series**
16 **of interrelated activities or services contributing to the attainment of a goal or set of goals**
17 **that are provided on a part-time basis, for a temporary time period or as a secondary com-**
18 **ponent of educational services.**

19 (2) The department shall use information from the Department of Revenue under ORS 311.175
20 as the basis for determining projected school district property taxes. The department shall request
21 relevant information from the school districts to enable the department to estimate the amount each
22 school district shall receive from the State School Fund. The department shall provide this estimate
23 no later than the first Monday in March of each year for the distribution for the following fiscal
24 year.

25 (3) Except as provided in subsection (4) of this section, a school district may appeal to the de-
26 partment any projection verified by the department under subsection (1) of this section. The de-

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 partment shall rule on the appeal in a timely manner and if necessary issue a revised estimate of
2 the amount each school district shall receive from the State School Fund no later than the last
3 Friday in March.

4 (4) A school district may not appeal any projection verified under subsection (1) of this section
5 if the school district failed to provide information requested by the department under subsection (2)
6 of this section.

7 (5) Notwithstanding the dates provided by this section and pursuant to rules adopted by the
8 State Board of Education, the Superintendent of Public Instruction may specify an alternative date
9 to provide an estimate or revised estimate if a human-created disaster or a natural disaster affects
10 the ability of the Department of Education to provide the estimate or revised estimate by the date
11 specified by this section.

12 **SECTION 2. The amendments to ORS 327.061 by section 1 of this 2023 Act first apply to**
13 **the 2023-2024 school year.**

14 **SECTION 3. This 2023 Act being necessary for the immediate preservation of the public**
15 **peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect**
16 **July 1, 2023.**

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