

Requested by SENATE COMMITTEE ON EDUCATION (at the request of Governor Tina Kotek)

**PROPOSED AMENDMENTS TO
SENATE BILL 1045**

1 On page 1 of the printed bill, line 3, after the semicolon insert “creating
2 new provisions; amending ORS 327.103, 328.205, 337.050, 337.141, 339.347,
3 659.850 and 659.855; repealing ORS 337.065;”.

4 Delete lines 5 through 30 and delete pages 2 and 3 and insert:
5

6 **“DESIGNATIONS OF SCHOOL DISTRICTS**
7

8 **“SECTION 1.** ORS 327.103 is amended to read:

9 “327.103. (1) All school districts are presumed to maintain a standard
10 school district until the school district has been found to be deficient by the
11 Superintendent of Public Instruction, pursuant to standards and rules of the
12 State Board of Education.

13 “(2) If any deficiencies **of a school district** are not corrected **or removed**
14 before the beginning of the school year next following the date of the finding
15 of deficiency [*and if an extension has not been granted under subsection (3)*
16 *of this section*], the Superintendent of Public Instruction may withhold
17 portions of State School Fund moneys otherwise allocated to the school dis-
18 trict for operating expenses until [*such*] **the** deficiencies are corrected **or**
19 **removed** unless:

20 **“(a) An extension has been granted under subsection (3) of this**
21 **section; or**

1 “(b) The withholding would create an undue hardship, as determined
2 pursuant to rules of the State Board of Education.

3 “(3)(a) [*Within 90 days of the finding of deficiency,*] A school district found
4 [*not to be in compliance shall*] **to be deficient shall have 90 days to** submit
5 a plan[, *acceptable to the Superintendent of Public Instruction,*] for meeting
6 standardization requirements **and to have the plan approved by the Su-**
7 **perintendent of Public Instruction.** [*A team of*] **The** Department of Edu-
8 cation [*staff*] shall contact the school district and offer technical assistance
9 **for developing the plan.**

10 “(b) [*When an acceptable plan for meeting standardization requirements*
11 *has been submitted,*] The Superintendent of Public Instruction may allow an
12 extension of time before withholding **State School Fund** moneys, not to
13 exceed 12 months, if the superintendent:

14 “(A) **Has approved the school district’s plan for meeting standardi-**
15 **zation requirements; and**

16 “(B) Determines that [*such*] **the** deficiencies cannot be corrected or re-
17 moved before the beginning of the next school year.

18 “[(b)] (c) Notwithstanding paragraph [(a)] (b) of this subsection, the Su-
19 perintendent of Public Instruction may not grant an extension of time if a
20 school district could correct **or remove** the deficiency through merger.

21 “[(c) *For the period of the extension of time under this subsection, the*
22 *school district shall be considered a conditionally standard school district.*]

23 “(4)(a) Regardless of whether the Superintendent of Public Instruction has
24 granted a school district an extension of time under subsection (3) of this
25 section and except as provided in paragraph (b) of this subsection, a school
26 district that fails to submit a plan for meeting standardization requirements
27 within the time specified by the superintendent may not receive further State
28 School Fund moneys until a plan [*acceptable to*] **is approved by** the super-
29 intendent [*is submitted*].

30 “(b) Pursuant to rules adopted by the State Board of Education, the Su-

1 perintendent of Public Instruction may extend the time specified for submit-
2 ting a plan **for meeting standardization requirements** if the
3 superintendent determines that a human-created disaster or a natural disas-
4 ter affects the ability of the school district to comply with the date require-
5 ment.

6 **“(5) No later than March 1 of each year, the Department of Educa-
7 tion shall provide on the department’s website:**

8 **“(a) Each school district’s designation as conditionally standard,
9 nonstandard or standard for the previous school year. A school district
10 shall be:**

11 **“(A) Designated as conditionally standard if the Superintendent of
12 Public Instruction has found the school district to be deficient and
13 has:**

14 **“(i) Approved the school district’s plan for meeting standardization
15 requirements; and**

16 **“(ii) Allowed an extension of time under subsection (3) of this sec-
17 tion before State School Fund moneys are withheld.**

18 **“(B) Designated as nonstandard if the Superintendent of Public In-
19 struction has found the school district to be deficient and has:**

20 **“(i) Not approved the school district’s plan for meeting standardi-
21 zation requirements in the time allowed under this section; or**

22 **“(ii) Not allowed an extension of time under subsection (3) of this
23 section.**

24 **“(C) Designated as standard if the Superintendent of Public In-
25 struction has not found the school district to be deficient.**

26 **“(b) For a school district that is designated as conditionally stand-
27 ard or nonstandard:**

28 **“(A) The cause for the designation;**

29 **“(B) The date by which the school district is required to have an
30 approved plan for meeting standardization requirements or, if a plan**

1 has been approved, to correct or remove the deficiency before State
2 School Fund moneys are withheld; and

3 “(C) If submitted and approved, the school district’s plan for meet-
4 ing standardization requirements.

5 “(6) Each biennium, the department shall submit to the interim
6 committees of the Legislative Assembly related to education a report
7 in the manner provided by ORS 192.245. The report must summarize:

8 “(a) The designations of school districts as conditionally standard,
9 nonstandard or standard; and

10 “(b) For school districts that have been designated as conditionally
11 standard or nonstandard:

12 “(A) The dates by which the school districts are required to have a
13 plan approved for meeting standardization requirements or to correct
14 or remove deficiencies before State School Fund moneys are withheld;

15 “(B) Any actions taken by the Department of Education in relation
16 to the school districts; and

17 “(C) Any plans for meeting standardization requirements.

18 “(7) The State Board of Education may adopt any rules necessary
19 for the implementation of this section.

20 “**SECTION 1a.** ORS 328.205 is amended to read:

21 “328.205. (1) Common and union high school districts may contract a
22 bonded indebtedness for any one or more of the following purposes for the
23 district:

24 “(a) To acquire, construct, reconstruct, improve, repair, equip or furnish
25 a school building or school buildings or additions thereto;

26 “(b) To fund or refund the removal or containment of asbestos substances
27 in school buildings and for repairs made necessary by such removal or con-
28 tainment;

29 “(c) To acquire or to improve all property, real and personal, to be used
30 for district purposes, including school buses;

1 “(d) To fund or refund outstanding indebtedness; and

2 “(e) To provide for the payment of the debt.

3 “(2) However, when a common or union high school district is found un-
4 der ORS 327.103 not to be a standard school or when a school district is
5 operating a conditionally standard school under ORS 327.103 [(3)], the school
6 district may contract a bonded indebtedness only for the purposes enumer-
7 ated in subsection (1) of this section that are approved by the Superintendent
8 of Public Instruction pursuant to rules of the State Board of Education.

9 “(3) The school district may use the proceeds received from the sale of
10 school district bonds to pay for any costs incurred by the school district in
11 authorizing, issuing, carrying or repaying the bonds, including, but not lim-
12 ited to, attorney, consultant, paying agent, trustee or other professional fees
13 and the cost of publishing notices of bond elections, printing such bonds and
14 advertising such bonds for sale.

15

16 **“STATE RESPONSE TO DISCRIMINATION IN EDUCATION**

17

18 **“SECTION 2.** ORS 659.850 is amended to read:

19 “659.850. (1) As used in this section:

20 **“(a) ‘Community college’ means a community college operated un-**
21 **der ORS chapter 341.**

22 “[*(a)(A)*] **(b)(A)** ‘Discrimination’ means any act that unreasonably differ-
23 entiates treatment, intended or unintended, or any act that is fair in form
24 but discriminatory in operation, either of which is based on race, color, re-
25 ligion, sex, sexual orientation, gender identity, national origin, marital sta-
26 tus, age or disability.

27 **“(B)** ‘Discrimination’ does not include enforcement of an otherwise valid
28 dress code or policy, as long as the code or policy:

29 **“(i)** Provides, on a case-by-case basis, for reasonable accommodation of
30 an individual based on the health and safety needs of the individual; and

1 “(ii) Does not have a disproportionate adverse impact on members of a
2 protected class to a greater extent than the policy impacts persons generally.

3 “(c) **‘Public elementary or secondary education provider’ includes:**

4 “(A) **A school district;**

5 “(B) **A public charter school;**

6 “(C) **An education service district; and**

7 “(D) **Any other provider of educational services in this state when**
8 **the educational services are provided to students in any grade from**
9 **kindergarten through grade 12 and are financed in whole or in part**
10 **by moneys appropriated by the Legislative Assembly.**

11 “(d) **‘Public university’ means a public university listed in ORS**
12 **352.002.**

13 “[*(b)*] (e) **‘Race’** includes physical characteristics that are historically as-
14 sociated with race, including but not limited to natural hair, hair texture,
15 hair type and protective hairstyles as defined in ORS 659A.001.

16 “[*(2)*] *A person may not be subjected to discrimination in any public ele-*
17 *mentary, secondary or community college education program or service, school*
18 *or interschool activity or in any higher education program or service, school*
19 *or interschool activity where the program, service, school or activity is financed*
20 *in whole or in part by moneys appropriated by the Legislative Assembly.]*

21 “(2) **A person may not be subjected to discrimination in any pro-**
22 **gram, service, school or interschool activity that is provided by a**
23 **public elementary or secondary education provider, community col-**
24 **lege, public university or Oregon Health and Science University.**

25 “(3) The State Board of Education and the Higher Education Coordinating
26 Commission shall establish rules necessary to ensure compliance with sub-
27 section (2) of this section in the manner required by ORS chapter 183.

28 “(4) **Oregon Health and Science University shall adopt policies nec-**
29 **essary to ensure compliance with subsection (2) of this section in the**
30 **manner required by ORS chapter 183.**

1 “(5) The rules established by the State Board of Education under
2 subsection (3) of this section must provide that the Department of
3 Education shall investigate allegations of noncompliance with sub-
4 section (2) of this section by a public elementary or secondary educa-
5 tion provider when the department:

6 “(a) Receives a complaint from any person that alleges noncompli-
7 ance if:

8 “(A) The public elementary or secondary education provider has
9 made a final decision related to the alleged noncompliance or has
10 failed to make a final decision in a reasonable time; and

11 “(B) The complaint is submitted as provided by the State Board of
12 Education by rule; or

13 “(b) Determines on its motion that there is evidence of noncompli-
14 ance.

15 “SECTION 3. ORS 659.855 is amended to read:

16 “659.855. (1)(a) Any public elementary or secondary school or program
17 **that is** determined by the [*Superintendent of Public Instruction*] **Department**
18 **of Education** to be in noncompliance with [*provisions of*] ORS 659.850
19 [*and*] **or** 659.852 [*and this section*] shall be subject to [*appropriate sanctions,*
20 *which may include withholding of all or part of state funding, as established*
21 *by rule of the State Board of Education.*] **action by the department. When**
22 **the department is required to take an action under this subsection**
23 **involving a public elementary or secondary school or program, the**
24 **action may include one or more of the following:**

25 “(A) Assist the school or program and the person subjected to dis-
26 crimination in reaching reconciliation.

27 “(B) Order the school or program to undergo corrective action in
28 a time and manner prescribed by the department. Corrective action
29 may include reviewing and rewriting policies, participating in specified
30 training or receiving other technical assistance identified by the de-

1 **partment.**

2 **“(C) Order the school or program to provide the person subjected**
3 **to discrimination with student-specific remedies, as identified by the**
4 **State Board of Education by rule.**

5 **“(D) Impose sanctions if the school or program fails to perform any**
6 **action ordered pursuant to subparagraph (B) or (C) of this paragraph.**
7 **Sanctions imposed under this subparagraph must be for the purpose**
8 **of bringing the school or program into compliance and may include**
9 **directing the expenditure of state funding or the withholding of all or**
10 **part of state funding, as established by the board by rule.**

11 **“(b) For the purpose of this subsection:**

12 **“(A) ‘Public elementary or secondary school or program’ means:**

13 **“(i) An education program, as defined in ORS 659.852, that is pro-**
14 **vided by a public entity; or**

15 **“(ii) A public elementary or secondary education provider, as de-**
16 **fined in ORS 659.850.**

17 **“(B) When a public elementary or secondary school or program is**
18 **a public charter school, the sponsor of the public charter school may**
19 **make a determination under paragraph (a) of this subsection and may**
20 **direct the expenditure of state funding for the purpose of bringing the**
21 **public charter school into compliance or may withhold of all or part**
22 **of state funding, as established by the board by rule.**

23 **“(2) Any [public] community college that is operated under ORS chap-**
24 **ter 341 and that is** determined by the Higher Education Coordinating
25 Commission to be in noncompliance with [provisions of] ORS 659.850 [and]
26 **or 659.852 [and this section]** shall be subject to appropriate sanctions, which
27 may include withholding of all or part of state funding, as established by
28 rule of the commission.

29 **“(3) Any public university that is listed in ORS 352.002 and that is de-**
30 **termined by the Higher Education Coordinating Commission to be in non-**

1 compliance with [*provisions of*] ORS 659.850 [*and*] **or** 659.852 [*and this*
2 *section*] shall be subject to appropriate sanctions, which may include with-
3 holding of all or part of state funding, as established by rule of the com-
4 mission.

5 “[(4) *Any public charter school determined by the sponsor of the school or*
6 *the superintendent to be in noncompliance with the provisions of ORS 659.850*
7 *and 659.852 and this section shall be subject to appropriate sanctions, which*
8 *may include the withholding of all or part of state funding by the sponsor or*
9 *superintendent, as established by rule of the State Board of Education.*]

10 **“SECTION 4. Notwithstanding ORS 183.333 (1), the State Board of**
11 **Education must convene an advisory committee as described in ORS**
12 **183.333 for the purpose of adopting rules pursuant to ORS 659.855 (1).**

13 **“SECTION 5. Section 4 of this 2023 Act is repealed on July 1, 2024.**

14 **“SECTION 6.** ORS 339.347 is amended to read:

15 “339.347. (1) As used in this section:

16 “(a)(A) ‘Bias incident’ means a person’s hostile expression of animus to-
17 ward another person, relating to the other person’s perceived race, color,
18 religion, gender identity, sexual orientation, disability or national origin, of
19 which criminal investigation or prosecution is impossible or inappropriate.

20 “(B) ‘Bias incident’ may include derogatory language or behavior.

21 “(b) ‘Education program’ means any program, service, school or activity
22 sponsored by an education provider.

23 “(c) ‘Education provider’ means:

24 “(A) A school district;

25 “(B) A public charter school;

26 “(C) The Oregon School for the Deaf;

27 “(D) An education service district;

28 “(E) An educational program under the Youth Corrections Education
29 Program or the Juvenile Detention Education Program, as those terms are
30 defined in ORS 326.695; or

1 “(F) A program that receives moneys pursuant to ORS 343.243.

2 “(d) ‘School property’ means any property under the control of an educa-
3 tion provider.

4 “(e) ‘Symbol of hate’ means nooses, symbols of neo-Nazi ideology or the
5 battle flag of the Confederacy.

6 “(2)(a) To comply with the prohibition on discrimination required by ORS
7 659.850, an education provider must prohibit the display of symbols of hate
8 on school property or in an education program.

9 “(b) The prohibition required by this subsection does not apply to displays
10 that align with and are used in conjunction with state standards of education
11 for public schools.

12 “(3) To comply with the prohibition on discrimination required by ORS
13 659.850, each education provider must adopt a policy to address bias inci-
14 dents and displays of symbols of hate. The policy must:

15 “(a) Affirm that all students are entitled to a high quality educational
16 experience free from discrimination or harassment based on perceived race,
17 color, religion, gender identity, sexual orientation, disability or national or-
18 igin.

19 “(b) Affirm that all employees of education providers are entitled to work
20 in an environment that is free from discrimination or harassment based on
21 perceived race, color, religion, gender identity, sexual orientation, disability
22 or national origin.

23 “(c) Affirm that all visitors of an education provider are entitled to par-
24 ticipate in a school or educational environment that is free from discrimi-
25 nation or harassment based on perceived race, color, religion, gender
26 identity, sexual orientation, disability or national origin.

27 “(d) Prohibit the display of symbols of hate on school property or in an
28 education program.

29 “(e) Establish procedures for addressing bias incidents and displays of
30 symbols of hate. The procedures must:

1 “(A) Apply broadly to include persons directly targeted by an act, as well
2 as the community of students as a whole who are likely to be impacted by
3 the act.

4 “(B) Require the education provider to prioritize the safety and well-being
5 of all persons impacted by the act.

6 “(C) Require the education provider to recognize the experience of all
7 persons impacted by the act, acknowledge the impact, commit to taking im-
8 mediate action and commit to preventing further harm against those persons
9 impacted.

10 “(D) Include educational components that:

11 “(i) Address the history and impact of bias and hate;

12 “(ii) Advance the safety and healing of those impacted by bias and hate;
13 and

14 “(iii) Promote accountability and transformation for people who cause
15 harm as well as transformation of the conditions that perpetuated the harm.

16 “(E) Include communication protocols that provide all persons impacted
17 by the act with information relating to the investigation and outcome of the
18 investigation, including:

19 “(i) Notice that an investigation has been initiated;

20 “(ii) Notice when an investigation has been completed;

21 “(iii) The findings of the investigation and the final determination based
22 on those findings;

23 “(iv) Actions taken to remedy a person’s behavior and prevent reoccur-
24 rence; and

25 “(v) When applicable, the legal citation of any law prohibiting the dis-
26 closure of any of the information described in this subparagraph and an ex-
27 planation of how that law applies to the current situation.

28 “(F) Direct the education provider to consider whether the act implicates
29 other civil rights laws and, if so, to respond accordingly. The nature of the
30 act must determine:

1 “(i) The process used to respond to the act;
2 “(ii) The rights and protections available to the person impacted by the
3 act; and

4 “(iii) The right to appeal to the Department of Education or to the United
5 States Department of Education.

6 “(G) Require the education provider to develop and implement instruc-
7 tional materials to make this policy and related practices, including report-
8 ing procedures, educational processes and possible consequences, known to
9 all employees and students of the education provider.

10 “(4) Any education provider that violates this section or a policy adopted
11 under this section shall be:

12 “(a) Considered to be in noncompliance with the provisions of ORS
13 659.850;

14 “(b) Subject to the [*sanctions*] **actions** for noncompliance of ORS 659.850
15 under ORS 659.855; and

16 “(c) Subject to the enforcement provisions of ORS 659.850 by ORS 659.860.

17

18 “**STANDARDS FOR TEXTBOOKS AND OTHER INSTRUCTIONAL**
19 **MATERIALS**

20

21 “**SECTION 7.** ORS 337.141 is amended to read:

22 “337.141. The State Board of Education shall adopt[:]

23 “[*(1) A list of textbooks and other instructional materials that may be used*
24 *by a school district; and*]

25 “[*(2) Guidelines*] **requirements for a process** and criteria for a district
26 school board **or an education service district board** to select textbooks
27 and other instructional materials that are not on the list adopted [*under*
28 *subsection (1) of this section.*] **by the State Board of Education under ORS**
29 **337.050. The requirements must describe the process by which the dis-**
30 **trict school board or education service district board will:**

1 “(1) Present to the public at a public meeting the textbooks and
2 other instructional materials selected by the district school board or
3 education service district board;

4 “(2) Enable the Department of Education to review and comment
5 on the selected textbooks and instructional materials that are not on
6 the list adopted by the State Board of Education under ORS 337.050;
7 and

8 “(3) Provide to the public at a public meeting a summary of the
9 comments prepared by the department under subsection (2) of this
10 section.

11 “SECTION 8. The amendments to ORS 337.141 by section 7 of this
12 2023 Act apply to textbooks and other instructional materials selected
13 by a district school board or an education service district board on or
14 after the effective date of this 2023 Act.

15 “SECTION 9. ORS 337.050 is amended to read:

16 “337.050. (1) The State Board of Education shall review and adopt, for
17 periods established by the board, a list of textbooks and other instructional
18 materials **offered in more than one language** for use by school districts.
19 The list shall contain, whenever possible:

20 “(a) More than one textbook selection for each grade and subject field in
21 the standard curriculum for which, in its judgment, textbooks are required;
22 and

23 “(b) More than one instructional material selection for each grade and
24 subject field in the standard curriculum for which, in its judgment, instruc-
25 tional materials are required.

26 “(2) The State Board of Education shall consider the best educational
27 interests of the students as well as the most economical method of purchas-
28 ing textbooks and instructional materials in setting periods for textbook and
29 instructional material review and adoption.

30 “(3) The board shall refrain from adopting any textbook or instructional

1 material in a subject field whenever it finds that no textbook or instructional
2 material can be documented as meeting, to the degree determined by the
3 board, the guidelines and criteria established by the board for textbooks and
4 instructional materials.

5 “(4) The board may approve the request of a publisher to substitute a
6 more recent edition of any officially adopted textbook or item of instruc-
7 tional material in lieu of the edition or item adopted by the board.

8 **“SECTION 10. ORS 337.065 is repealed.**

9

10 **“RESPONSE TO SECRETARY OF STATE AUDIT OF EDUCATION**

11

12 **“SECTION 11. (1)(a) The Department of Education shall review the**
13 **department’s statutes, rules and internal policies to identify how best**
14 **to incorporate suggestions made by the Secretary of State in audit**
15 **report 2022-16, ‘K-12 Education—Systemic Risk Report.’**

16 **“(b) The department shall convene an advisory committee as de-**
17 **scribed in ORS 183.333. The advisory committee shall be convened for**
18 **the purposes of:**

19 **“(A) Reviewing rules of the State Board of Education, as described**
20 **in paragraph (a) of this subsection, and assisting the board, as de-**
21 **scribed in ORS 183.333, with the drafting of any rules related to the**
22 **review; and**

23 **“(B) Providing public input for the department’s review under par-**
24 **agraph (a) of this subsection.**

25 **“(2) Among the areas the department must consider are:**

26 **“(a) Improvements in performance monitoring and support, includ-**
27 **ing improvements in the department’s:**

28 **“(A) Effectiveness in monitoring a recipient’s use of grants and**
29 **other financial assistance and the department’s effectiveness in pro-**
30 **viding interventions or other support when needed to promote school**

1 **district, education service district, public charter school or contractor**
2 **success, as applied to state and federal school improvement initiatives**
3 **that include distributions from the Student Investment Account and**
4 **supports available under Title I of the federal Elementary and Sec-**
5 **ondary Education Act of 1965.**

6 **“(B) Oversight of alternative schools and online schools, including**
7 **identifying statutory changes needed to ensure strong performance**
8 **standards are established for providers of alternative schools and on-**
9 **line schools, with an emphasis on providers of statewide and regional**
10 **online schools.**

11 **“(C) Staffing levels, and making a determination of whether staff-**
12 **ing levels are adequate to monitor grant and school district, education**
13 **service district and public charter school performance and to support**
14 **school districts, education service districts and public charter schools**
15 **in improving performance.**

16 **“(D) Ability to collect data from school districts and public charter**
17 **schools on course grades and specific credits attained by students in**
18 **grades 6 through 12, including the identification of the needs for any**
19 **additional funding or statutory changes.**

20 **“(b) Improvements in transparency on results and challenges, in-**
21 **cluding requiring and supporting thorough department reporting to:**

22 **“(A) The Legislative Assembly and the State Board of Education for**
23 **the purposes of highlighting school improvement progress and chal-**
24 **lenges to effective implementation of school improvement policies,**
25 **including concerns raised by school districts, education service dis-**
26 **tricts, public charter schools and relevant stakeholders.**

27 **“(B) The Legislative Assembly for the purpose of communicating**
28 **the results, or the fact that results have not yet been measured, of**
29 **key department programs, including programs and initiatives funded**
30 **through the Fund for Student Success, the High School Graduation**

1 and College and Career Readiness Act, Title I of the federal Elemen-
2 tary and Secondary Education Act of 1965, the federal Every Student
3 Succeeds Act (P.L. 114-95, 129 Stat. 1802) and through any additional
4 grants aimed at student success and equity, including the statewide
5 education plans and the English language learner program.

6 “(c) Improvements in spending scrutiny and guidance, including
7 ensuring the department has necessary authority and resources to:

8 “(A) Provide more analysis of effective and efficient school district,
9 education service district and public charter school spending and to
10 provide additional information and useful tools for school districts,
11 education service districts and public charter schools to benchmark
12 and evaluate their spending, including ensuring the department pro-
13 vides sufficient details supporting the most substantial findings in the
14 report issued by the Quality Education Commission under ORS 327.506.

15 “(B) Monitor and improve the depth and effectiveness of the
16 department’s interactions with school districts, education service dis-
17 tricts and public charter schools on spending.

18 “(C) Work with school districts, education service districts and
19 public charter schools and other relevant stakeholders to enhance
20 transparency and analysis of school district, education service district
21 and public charter school spending, develop academic return on in-
22 vestment models and increase financial training for school district
23 administrators.

24 “(d) Improvements in establishing clear, enforceable standards for
25 school districts, education service districts and public charter schools,
26 including the department’s ability to:

27 “(A) Monitor and support improvements in the standards used by
28 the department to determine if a school district or education service
29 district is nonstandard under ORS 327.103, including ensuring that
30 standards provide clarity and enforceability and the department pro-

1 **vides assurance and support efforts under the process required by ORS**
2 **327.103.**

3 **“(B) Provide sufficient staff to build a robust assurance effort that**
4 **supports and meaningfully monitors school districts, education service**
5 **districts and public charter schools in complying with statewide stan-**
6 **dards and ensures compliance with the statewide standards.**

7 **“(3) When considering the areas identified in subsection (2) of this**
8 **section, the department shall identify how best to communicate with**
9 **the Legislative Assembly, including:**

10 **“(a) The frequency and content of reports related to performance**
11 **monitoring and the provision of support to school districts, education**
12 **service districts and public charter schools;**

13 **“(b) The identification of any statutory changes that are needed to**
14 **clarify or strengthen the department’s authority; and**

15 **“(c) The identification of additional appropriations required by the**
16 **department to adequately satisfy staffing needs.**

17 **“(4) No later than December 31, 2023, the department shall submit**
18 **to the interim committees of the Legislative Assembly related to edu-**
19 **cation a report that summarizes the department’s review under this**
20 **section.**

21 **“SECTION 12. Section 11 of this 2023 Act is repealed on January 2,**
22 **2024.**

23

24

“UNIT CAPTIONS

25

26 **“SECTION 13. The unit captions used in this 2023 Act are provided**
27 **only for the convenience of the reader and do not become part of the**
28 **statutory law of this state or express any legislative intent in the**
29 **enactment of this 2023 Act.**

30

1 **“EMERGENCY CLAUSE**

2

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

6 _____