

SB 1099 STAFF MEASURE SUMMARY

Senate Committee On Early Childhood and Behavioral Health

Prepared By: Katie Hart, LPRO Analyst

Meeting Dates: 3/13, 3/18

WHAT THE MEASURE DOES:

The measure requires cities and counties to allow preschools and prekindergarten programs on properties where places of worship are permitted, while maintaining local authority to regulate infrastructure and design.

Detailed Summary:

Disallows cities and counties from prohibiting preschool on worship property solely due to zoning. Maintains the exclusion from automatic approval for private or parochial kindergarten to grade 12 schools.

Fiscal impact: Minimal fiscal impact

Revenue impact: No revenue impact

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

[ORS 215.441](#) and [ORS 227.500](#) enable counties and cities to regulate a place of worship’s use of real property via zoning ordinances. Counties and cities must allow worship services, religion classes, weddings, funerals, meal programs, and child care. Private or religious school education for prekindergarten through grade 12 or higher education do not need to be permitted by a city or county under Oregon statute.

Senate Bill 1099 makes changes to ORS 215.441 and ORS 227.500 to permit preschools and prekindergarten programs to operate in places of worship while allowing counties and cities to maintain their existing authority to regulate infrastructure and design.