

HOUSE AMENDMENTS TO HOUSE BILL 2060

By COMMITTEE ON EDUCATION

April 11

On page 1 of the printed bill, delete lines 4 through 26 and insert:

“SECTION 1. (1) The Department of Education shall establish and maintain a registry for tutors who are not licensed through the Teacher Standards and Practices Commission and who provide tutoring services through an entity that is independent of a school district or an education service district.

“(2)(a) An entity may submit an application on behalf of a person to become a registered tutor if the person is an employee of the entity or is under contract with the entity.

“(b) An application submitted under this section must include:

“(A) The name of the person on whose behalf the application was submitted;

“(B) The name of the entity submitting the application on behalf of the person;

“(C) Any other entities through which the person provides tutoring services, if known by the entity submitting the application;

“(D) An indication of whether the person provides tutoring services online;

“(E) The results of a nationwide criminal records check conducted on the person; and

“(F) Any other information requested by the department to verify a person’s identification and ensure current contact information for the person.

“(3) The department shall deny a person’s inclusion on the registry, or shall remove the person from the registry, if:

“(a) The department finds that the person is the subject of a substantiated report under ORS 339.370 to 339.400;

“(b) The department has reason to know that the person engaged in conduct that constitutes gross neglect of duty or gross unfitness, as determined by the department based on rule of the State Board of Education;

“(c) The department finds that the entity knowingly made a false statement on an application for a person to become registered as a tutor; or

“(d) The department has reason to know that the person has been convicted of a crime listed in ORS 342.143 (3).

“(4) Nothing in this section requires a school district or the department to conduct an investigation that is not otherwise required by law.

“(5) A finding made under subsection (3) of this section may be based on an investigation conducted by a school district, by the department or by the entity through which the person currently is providing tutoring services or had previously provided tutoring services.

“(6) The State Board of Education shall adopt by rule requirements for renewal of a person’s inclusion on the registry. A person may not be included on the registry for more than three years without renewal.

1 **“(7) A person who is denied inclusion on the registry or who is removed from the registry**
2 **may appeal the department’s decision as a contested case under ORS chapter 183.**

3 **“(8) The department shall make the registry accessible by school districts and by mem-**
4 **bers of the public.”.**

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