

# A-Engrossed House Bill 2900

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

Sponsored by Representative NERON; Representatives CHAICHI, DOBSON, FRAGALA, MUNOZ, NGUYEN H, PHAM H, Senator GOLDEN (Presession filed.)

## 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. The statement includes a measure digest written in compliance with applicable readability standards.

**Digest: The Act would change the definition of “contract teacher.” (Flesch Readability Score: 66.1).**

*[Digest: The Act would change some law for probationary teachers. (Flesch Readability Score: 66.1).]*

*[Clarifies the definitions of “contract teacher” and “probationary teacher.” Requires a probationary teacher who has completed a three-year probationary period at one school district to complete a maximum one-year probationary period upon assuming employment with a new school district. Establishes a mandatory 60-day improvement period for those probationary teachers if performance deficiencies arise.]*

**Modifies the definition of “contract teacher” for the purposes of the Accountability for Schools for the 21st Century Law.**

## A BILL FOR AN ACT

Relating to teachers; amending ORS 342.815.

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

**SECTION 1.** ORS 342.815 is amended to read:

342.815. As used in ORS 342.805 to 342.937 unless the context requires otherwise:

(1) Notwithstanding ORS 342.120, “administrator” includes any teacher the majority of whose employed time is devoted to service as a supervisor, principal, vice principal or director of a department or the equivalent in a fair dismissal district but shall not include the superintendent, deputy superintendent or assistant superintendent of any such district or any substitute or temporary teacher employed by such a district.

(2) “Board” means the board of directors of a fair dismissal school district.

*[(3) “Contract teacher” means any teacher who has been regularly employed by a school district for a probationary period of three successive school years, and who has been retained for the next succeeding school year. The district school board may enter into agreements that provide for a shorter probationary period of not less than one year for teachers who have satisfied the three-year probationary period in another Oregon school district.]*

**(3)(a) “Contract teacher” means:**

**(A) Any teacher who has been regularly employed by a fair dismissal district for an initial probationary period of three successive school years, and who has been retained for the next succeeding school year; or**

**(B) Any teacher who has been regularly employed by a fair dismissal district for two successive years, who has already satisfied the initial three-year probationary term in an-**

**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 **other Oregon school district, and who has been retained for the next succeeding school year.**

2 **(b) Notwithstanding paragraph (a)(B) of this subsection, the district school board may**  
3 **enter into an agreement for a shorter probationary period of not less than one year for a**  
4 **teacher who has satisfied the three-year probationary period in another Oregon school dis-**  
5 **trict, and who has been retained for the next succeeding school year.**

6 (4) "District superintendent" means the superintendent of schools of a fair dismissal district or,  
7 in the absence of the superintendent, the person designated to fulfill the superintendent's functions.

8 (5) "Fair dismissal district" means any common or union high school district or education ser-  
9 vice district.

10 (6) "Probationary teacher" means any teacher employed by a fair dismissal district who is not  
11 a contract teacher.

12 (7) "Program of assistance for improvement" means a written plan for a contract teacher that  
13 with reasonable specificity:

14 (a) Helps teachers adapt and improve to meet changing demands of the Oregon Educational Act  
15 for the 21st Century in ORS chapter 329 if applicable.

16 (b) Identifies specific deficiencies in the contract teacher's conduct or performance.

17 (c) Sets forth corrective steps the contract teacher may pursue to overcome or correct the de-  
18 ficiencies.

19 (d) Establishes the assessment techniques by which the district will measure and determine  
20 whether the teacher has sufficiently corrected the deficiencies to meet district standards.

21 (8) "Substitute teacher" means any teacher who is employed to take the place of a probationary  
22 or contract teacher who is temporarily absent.

23 (9) Notwithstanding ORS 342.120, "teacher" means any person who holds a teaching license or  
24 registration as provided in ORS 342.125 or 342.144 or who is otherwise authorized to teach in the  
25 public schools of this state and who is employed half-time or more as an instructor or administrator.

26 (10) "Temporary teacher" means a teacher employed to fill a position designated as temporary  
27 or experimental or to fill a vacancy which occurs after the opening of school because of unantic-  
28 ipated enrollment or because of the death, disability, retirement, resignation, contract nonextension  
29 or dismissal of a contract or probationary teacher.