

SENATE AMENDMENTS TO SENATE BILL 1537

By COMMITTEE ON EDUCATION

February 13

On page 2 of the printed bill, delete lines 3 through 21 and insert:

“SECTION 3. ORS 341.275 is amended to read:

“341.275. [(1) The board shall be composed of seven members.]

[(2) No person who is an employee of the community college district shall be eligible to serve as a member of the board for the district by which the employee is employed.]

“(1) The board shall be composed of seven voting members and at least one nonvoting member who is a student enrolled in at least six in-person credits per term, other than a summer term, at a community college in the district.

“(2) A nonvoting member who is a student must be:

“(a) Elected or selected through a process held by the student government or student governance structure at a community college in the district;

“(b) Permitted to vote ceremonially on any question subject to a vote of the board, with the vote entered along with the yeas and nays in the journal of the board under ORS 341.283;

“(c) Permitted to participate in any meeting, discussion or function of the board; and

“(d) Provided any information distributed to voting members of the board.

“(3) A person may not serve on the board of a specific community college district if the person is an employee of the district.

“(4)(a) Notwithstanding subsection (2)(c) of this section, a nonvoting student member of the board may participate in an executive session of the board only to the extent rules adopted by the board under this subsection authorize the participation of the student member in the executive session.

“(b) Each board shall adopt rules that govern a nonvoting student member’s participation in executive sessions of the board.”.

On page 3, delete lines 9 through 45 and insert:

“SECTION 8. ORS 341.335 is amended to read:

“341.335. (1) The board shall declare the office of a board member vacant if it finds any of the following:

“(a) The incumbent has died or resigned.

“(b) The incumbent has been removed or recalled from office or the election of the incumbent thereto has been declared void by the judgment of a court.

“(c) The incumbent has ceased to be a resident of the district from which the incumbent was nominated or elected.

“(d) The incumbent has ceased to discharge the duties of office for two consecutive months unless prevented therefrom by sickness or other unavoidable cause or unless excused by the chairperson of the board.

1 “(2) A board member who is nominated or elected by zone and who changes permanent residence
2 from one zone of a district to another zone or who by a change in zone boundaries no longer resides
3 in the zone of nomination or election is entitled to continue to serve as board member until June
4 30 following the next regular district election at which a successor shall be elected by the electors
5 to serve for the remainder of the unexpired term, if any. The successor shall take office July 1 next
6 following the election.

7 “(3) When a vacancy is declared under subsection (1) of this section, **and the vacancy occurs**
8 **not less than 90 days before the regular district election for the position**, the remaining board
9 members shall meet and appoint a person to fill the vacancy from any of the electors of the district
10 **not more than 90 days after the vacancy occurs**, if the position is one filled by both nomination
11 and election at-large, and otherwise from any of the electors of the zone from which the vacancy
12 occurs.

13 “(4)(a) If the offices of a majority of the board members are vacant at the same time, the gov-
14 erning body of the principal county shall appoint persons to fill the vacancies from any of the
15 electors of the district if the positions are filled by both nomination and election at-large, and oth-
16 erwise from any of the electors of the zone from which the vacancy occurs.

17 **“(b) If the remaining board members fail to appoint a person to fill a vacancy in accord-**
18 **ance with subsection (3) of this section:**

19 **“(A) For at-large seats, the governing body of the county with the most electors in the**
20 **district shall appoint a resident of the district within the county to fill the vacancy; and**

21 **“(B) For a zone seat for which there is a vacancy, the governing body of the county with**
22 **the most electors in the zone shall appoint a resident of the zone who is within the county.**

23 **“(c) A governing body described in paragraph (b) of this subsection shall make an ap-**
24 **pointment under this subsection not more than 14 days following the failure of the board to**
25 **fill a vacancy.**

26 “(5) The period of service of a board member appointed under subsection (3) or (4) of this section
27 commences upon appointment and expires June 30 next following the next regular district election
28 at which a successor is elected. The successor shall be elected to serve the remainder, if any, of the
29 term for which the appointment was made. If the term for which the appointment was made expires
30 June 30 after the election of the successor, the successor shall be elected to a full term. In either
31 case, the successor shall take office on July 1.”.