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ITEM:	2017 Legislative Report
ACTION:	<b>INFORMATION ITEM</b>
INFORMATION:	<p>The Legislature completed the 2017 session on July 7, 2017, passing many new laws related to education.</p> <p>The 2017 Legislative Report includes:</p> <ul style="list-style-type: none"><li>• Upcoming important legislative dates;</li><li>• TSPC agency-sponsored bills;</li><li>• TSPC-related education bills and their effective dates; and</li><li>• Table of education-related legislative workgroups or taskforces.</li></ul>

#### Important Upcoming Legislative Dates

Nov 13-15, 2017	Interim Legislative Days
Nov 21, 2017	Deadline for Legislative Concepts (LC) Requests
Nov 29, 2017	Revenue Forecast
Jan 10-12, 2018	Interim Legislative Days
Feb 5 to March 9, 2018	Legislative Session (Short Session)
Feb 16, 2018	Revenue Forecast
<b>April 13, 2018</b>	Last day for agencies to submit legislative concepts to DAS for approval by the Governor's office. <b>If the Commission would like to forward any legislative concepts for the 2019 legislative session, it will need to be done before or at the April Commission meeting.</b>
Dec 7, 2018	Last day to pre-session file bills for 2019 Legislative Session

## TSPC Agency Bills

### [HB 5038 \(TSPC Budget Bill\) \(Chapter 584\) Effective date: July 19, 2017](#)

Relating to the financial administration of the Teacher Standards and Practices Commission. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by Teacher Standards and Practices Commission. Please refer to [LFO TSPC Budget Summary](#) for more information.

## TSPC-Related Bills

### [SB 4 \(Chapter 301\) Effective date: July 1, 2017](#)

Phases in implementation of number of required minutes of physical education.

Requires sixth graders who attend kindergarten through sixth grade schools to take physical education for 150 minutes each week. Allows up to 45 minutes of activities each week to satisfy the time requirement if those activities meet academic content standards for physical education and are provided by teachers licensed for physical education. Allows elementary teachers with multiple subject endorsement to instruct students in physical education activities if the activities are reviewed by a teacher with a physical education endorsement.

Requires sixth graders who attend sixth through eighth grade schools to take physical education for 225 minutes each week.

Phases in physical education requirements in ORS 329.496. Phases in requirements as follows:

- Requires students (identified in ORS 392.496(2)(a)) participate in 120 minutes of physical education each school week during 2019-2020 academic year.
- Requires students (identified in ORS 392.496(2)(a)) participate in 150 minutes of physical education each school week during 2020-2021 school year.
- Requires students (identified in ORS 392.496(2)(b)) participate in 180 minutes of physical education each school week during 2021-2022 school year.

### [SB 13 \(Chapter 632\) Effective date: August 2, 2017](#)

Directs the Oregon Department of Education (ODE) to develop a curriculum for students in kindergarten through twelfth grade relating to the Native American experience in Oregon, make the curriculum available to school districts, and provide professional development to teachers and administrators. Establishes content requirements for the curriculum and requires implementation in the 2019-20 school year. Requires ODE to report on the status each October, from 2018 to 2020.

### [SB 20 \(Chapter 726\) Effective date: August 15, 2017](#)

Data Classification: Level I – Published  
November 2-3, 2017: DO: Dykeman

This bill provides changes to Oregon law to conform to the recently passed federal Every Student Succeeds Act, or ESSA.

The bill updates references to federal education law to reflect passage of Every Student Succeeds Act. Aligns provisions related to modified diplomas and students in foster care with federal law.

[SB 48 \(Chapter 511 Effective date: June 29, 2017\)](#)

Directs certain professional regulatory boards (including TSPC) to collaborate with Oregon Health Authority (OHA) to document and report the completion of any continuing education of the (school counselor) licensees to OHA on or before March 1 of even-numbered years. Specifies data to be reported. Directs OHA to develop a list of continuing education opportunities. Specifies that TSPC must report to OHA on or before March 1 of even-numbered years and directs OHA to report to the Legislative Assembly on or before August 1 of even-numbered years.

[SB 182 \(Chapter 639\) Effective date: August 2, 2017](#)

Repeals the Network of Quality Teaching and Learning. Establishes [the Educator Advancement Council](#). Specifies the council's duties and program requirements, including the establishment of educator networks. Permits the Chief Education Office, the State Board of Education and the Teacher Standards and Practices Commission to establish rules at the request of the council. Declares emergency, effective July 1, 2017.

[SB 205 \(Chapter 446\) Effective date: June 22, 2017](#)

Allows person with pending TSPC application for teaching license to teach in public school for 90 days from date of application if certain background clearance requirements are met:

- The person passes a background check conducted by the Commission;
- The school district has completed the review of the employment history of the person
- as required by ORS 339.374; and
- The person and the school district have complied with any other requirements established by the Commission by rule.

[SB 221 \(Chapter 317\) Effective date: June 14, 2017](#)

Requires teacher training programs to provide instruction on dyslexia and other reading difficulties. Requires educator preparation program for early childhood education, elementary education, special education or reading to provide instruction on dyslexia and other reading difficulties.

Removes requirement that approved educator preparation programs, unable to demonstrate that teachers receive training on meeting third grade reading requirements, submit plan to the Teachers Standards and Practices Commission (TSPC) on how to meet the requirements.

Prohibits TSPC from denying approval of an educator preparation program for failure to comply with standards or rules adopted under ORS 342.147, if the program submits plan to comply with TSPC rules and submits such plan within one year of TSPC adopting standards. Allows educator preparation programs to phase in compliance with standards or rules adopted by the TSPC over three years.

[SB 302 \(Chapter 21\) Effective date: April 21, 2017](#)

Moves crimes, penalties, defenses to crimes, and procedural provisions that apply to marijuana offenses from the Uniform Controlled Substances Act to the Control and Regulation of Marijuana Act. Adjusts penalties for certain crimes. Repeals statutes related to unlawful possession, manufacturing and delivery of marijuana or marijuana products within 1,000 feet of schools. Creates criminal penalties for committing arson while manufacturing a cannabinoid extract. Changes statutes referencing controlled substances and their applicability to cannabis and cannabis-derived products. Clarifies provisions related to formal accountability agreements and youth offenders.

[SB 769 \(Chapter 254\) Effective date: January 1, 2018](#)

Specifies that person may not dispose of, or transfer to another for disposal, any material displaying consumer's Social Security number unless person makes number unreadable or unrecoverable, or ensures person disposing of material makes the number unreadable or unrecoverable.

[SB 1003](#) Prescribes requirements for screening tests related to dyslexia. Directs Department of Education to develop guidance regarding best practices related to dyslexia intervention. Directs department to submit to interim committees of Legislative Assembly report and recommendations for legislation related to screening and instructional support. Delays timeline by which specified number of grade school teachers are required to have received training related to dyslexia.

[HB 2457 \(Chapter 98\) Effective date: July 1, 2018](#)

The Higher Education Coordinating Commission (HECC) is permitted to investigate student complaints field against a higher education institution. This law alters the process for resolving student complaints against certain schools. It permits Higher Education Coordinating Commission to refer student complaints to other entities for resolution. It also exempts student complaints from disclosure under public records law. Sunsets student complaint process on July 1, 2021.

[HB 2763 \(Chapter 662\) Effective date: January 1, 2018](#)

Allocates 1.7 million (general fund) to the TSPC Commission for the National Board Certification Fund.

Allows the Commission to use the funding for reimbursement on costs of certification and costs related to participating in cohort for certification. The goal of the funding is to reimburse 150 teachers seeking and obtaining national board certification.

Allows the Commission to retain \$142,814 of the funding in the 2017-18 biennium for one limited duration Administrative Specialist (1.00 FTE) to process reimbursement and prepare the report.

Directs TSPC Commission to renew, without charge, license of educator who is certified by national professional organization for teaching standards.

Directs Commission to submit a report to the Legislature on national board certification of teachers by April 1, 2020 that addresses national board certification outcomes and statistics, as well as identify funding levels necessary to increase the number of teachers holding national board certification in this state, to 10% of all public school teachers.

[HB 2845 \(Chapter 501\) Effective date: June 29, 2017](#)

### **Ethnic Studies Standards for Existing Social Studies Standards**

Requires ODE to establish an advisory group to:

- Identify where current statewide social studies standards fail to recognize the histories, contributions and perspectives of ethnic and social minorities;
- Develop ethnic studies standards to propose for adoption into existing statewide social studies standards; and
- Work to increase cultural competency for public school students;
- Submit a report to ODE with the proposed standards no later than September 15, 2019.

Requires ODE to

- Convene advisory group no later than June 15, 2018.
- Adopt ethnic studies standards into existing statewide social studies standards for public school students in kindergarten through grade 12 by September 15, 2020.

[HB 3351 \(Chapter 406\) Effective Date: January 1, 2018](#)

Requires the Executive Director of the Oregon Teacher Standards and Practices Commission (TSPC) to prepare an annual report related to TSPC's duties, powers and functions.

Requires report to include:

- Number of teaching and administrative licenses issued in previous year;
- Trends in the number of licenses issued, trends in sanctions imposed;
- Summary of activities related to education preparation programs; and
- Changes to rules in previous years and placement of students in educator preparation programs.

Requires report be submitted to Legislative Assembly no later than July 1 each year. The first report is due July 1, 2018.

Allows a person to file a complaint with TSPC against individual licensed by TSPC. Allows TSPC to request verification that attempts were made to resolve complaint at the school district.

## 2017 Legislative Task Force/Reports Related to Education

Bill #	Report or Task Force	Task	Membership	Report	Staffing/ Reporting
<a href="#">SB 4</a>	Reporting Requirement	Requires ODE to collaborate with advocates for PE, representative of school districts, education and interested stakeholders on developing recommendations for PE minutes .		Recommendations to Legislature on November 1, 2018	Department of Education
<a href="#">SB 13</a>	Reporting requirement	Report on the Native American Curriculum Development Project		The Commission on Indian Services, Government to Government Indian Education Cluster, and State Board of Education by October 15, 2018, October 15, 2019, and October 15, 2020	Department of Education
<a href="#">SB 48</a>	Reporting requirement	Report on initiatives led by professional regulatory boards to promote awareness about suicide risk assessment, treatment, and management		Oregon Health Authority on August 1 of every odd numbered year	Specified health/educational licensing boards
<a href="#">SB 111</a>	Reporting requirement	Report on the outcomes of the Medicaid Billing Program		Interim committees related to education no later than October 1, 2020	Department of Education
<a href="#">SB 182</a>	Reporting requirement	Report on activities of the Educator Advancement Council		Interim committees related to education no later than January 15, 2018	Educator Advancement Council
<a href="#">SB 231</a>	Task Force	Investigate the extent to which mental health issues and substance abuse	11 members: All appointed by the Governor as specified in the bill.	Interim committee relating to higher education no later than November 1, 2018.	Higher Education Coordinating Commission and the Oregon Health Authority

		disorders have an impact on the educational outcomes, including college recruitment, retention in college and program completion or graduation.			
<a href="#">SB 860</a>	Reporting requirement	Reimbursement parity between behavioral health providers and medical providers with prescribing privileges		Interim committees relating to health no later than September 1, 2019	Department of Consumer and Business Services
<a href="#">SB 934</a>	Reporting requirement	Report on achievement of primary care spending targets and the implementation of the Primary Care Transformation Initiative		Oregon Health Authority by December 31 of each year, starting 2018	Primary Care Payment Collaborative
<a href="#">SB 1003</a>	Reporting requirement	Report on best practices for intervention and screening for dyslexia		Interim committees related to education no later than September 15, 2018	Oregon Department of Education
<a href="#">HB 2013</a>	Reporting requirement	Provide a progress report and a final report on updated lead teacher requirements and salary disparities in Preschool Promise		Interim committees related to education no later than February 1, 2018 and October 15, 2018	Early Learning Division
<a href="#">HB 2101</a>	Reporting requirement	Report on any changes in existing law, policy, and practice to enhance transparency and facilitate rapid fulfillment of		Subcommittee of the Legislative Counsel Committee on or by July 1 of each even numbered year	Oregon Sunshine Committee

		public records requests			
<a href="#">HB 2729</a>	Reporting requirement	Report on the current status of the Oregon Open Educational Resources Program		Committees related to education each regular session held during odd-numbered years	Higher Education Coordinating Commission
<a href="#">HB 2763</a>	Reporting requirement	Report on the effects of increased funding for teacher certification (NBCT)		Committees related to education no later than April 1, 2020	Teacher Standards and Practices Commission
<a href="#">HB 2845</a>	Advisory Group	Identify where current social studies standards fail to recognize the histories, contributions, and perspectives of ethnic and social minorities	13 members: 2 – Oregon Advocacy Commission Office 1 – Commission on Indian Services 1 – Commission on Asian and Pacific Islander Affairs 1 – Commission on Black Affairs 1 – Commission on Hispanic Affairs 1 – Oregon Disabilities Commission 2 – Commission on Women 3 – The Superintendent of Public Instruction 1 – The Governor	Oregon Department of Education by September 15, 2019	Department of Education
<a href="#">HB 3276</a>	<b>Task Force</b>	Make recommendations to improve student health insurance coverage	Representatives from Public Universities, Department of Consumer and Business Services, insurers, coordinated care organizations,	Legislative Assembly no later than October 30, 2017	Public Health Director



			and local public health authorities.		
<a href="#">HB 3351</a>	Reporting Requirement	<p>Directs TSPC to provide an annual report on:</p> <p>Number of teaching and administrative licenses issued in previous year;</p> <p>Trends in the number of licenses issued, trends in sanctions imposed;</p> <p>Summary of activities related to education preparation programs; and</p> <p>Changes to rules in previous years and placement of students in educator preparation programs</p>		Annual Report on July 1 of each year.	Teacher Standards and Practices Commission
<a href="#">HB 3412</a>	Task Force	Directs Task Force on Assessments of Children Who Are Deaf or Hard of Hearing to analyze assessment strategies for hearing impaired children and report	<p>12 members:</p> <p>1 – President of the Senate</p> <p>1 – Speaker of the House</p> <p>10 - Superintendent of Public Instruction as specified in bill</p>	Interim committees related to education no later than January 1, 2018	Department of Education