
MEMORANDUM

Legislative Fiscal Office
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To: *Education Subcommittee*

From: *Krista McDowell, Legislative Fiscal Office*
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Date: June 4, 2015

Subject: *SB 473*
Work Session Recommendations

SB 473 - A relates to identifying information at higher education institution. The bill will require the Higher Education Coordinating Commission (HECC) to work with community colleges to determine and report on methods to administer the collection of sexual orientation identification data and allow enrolled students to use preferred first names on certain documents.

The bill previously had a public hearing in the Joint Ways and Means Subcommittee on Education on May 28, 2015.

The bill, with the –A4 amendment, has a \$53,707 General Fund fiscal impact and one limited-duration position (0.25 FTE).

Amendment

The proposed –A4 amendment to the measure increases the Higher Education Coordinating Commission operations expenditure limitation by \$53,707 General Fund.

Motion: Move the –A4 amendment to SB 473 .

Measure

The measure, as amended, is recommended to be moved to the full Committee on Joint Ways and Means.

Motion: Move SB 473 to the full committee with a “do pass” recommendation, as amended.

Assignment of Carriers

Full: _____
1st Chamber: _____
2nd Chamber: _____

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: SB 473 - A

Seventy-Eighth Oregon Legislative Assembly – 2015 Regular Session
Legislative Fiscal Office

*Only Impacts on Original or Engrossed
Versions are Considered Official*

Prepared by: Krista McDowell
Reviewed by: Paul Siebert
Date: 4/1/2015

Measure Description:

Requires each public university, community college or other institution of higher education to allow students, faculty and staff to identify sexual orientation on forms used to collect demographic data.

Government Unit(s) Affected:

Higher Education Coordinating Commission, Department of Community Colleges and Workforce Development

Summary of Expenditure Impact:

	2015-17 Biennium	2017-19 Biennium
General Fund	\$53,707	-
Total Funds	\$53,707	\$0
Positions	1	
FTE	0.25	

Local Government Mandate:

This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

Analysis:

The bill will require the Higher Education Coordinating Commission (HECC) to work with community colleges to determine and report on methods for community colleges to administer collection of sexual orientation identification data and allow enrolled students to use preferred first names on certain college documents. Additionally, HECC will also establish by rule a common format and time frame for the collection and reporting of the demographic data, evaluating compliance and reporting annually on progress. This work would require a limited-duration Program Analyst 3 (.25 FTE) at a cost of \$53,707 in the 2015-17 biennium.

The fiscal impact to public universities is anticipated to be minimal. The fiscal impact to community colleges is indeterminate, as the workgroup will identify the best methods and data system issues prior to implementation which will likely drive the cost implications.

SB 473-A4
(LC 2105)
5/29/15 (DRG/ps)

**PROPOSED AMENDMENTS TO
A-ENGROSSED SENATE BILL 473**

1 On page 2 of the printed A-engrossed bill, after line 38, insert:

2 **“SECTION 7. In addition to and not in lieu of any other appropri-**
3 **ation, there is appropriated to the Higher Education Coordinating**
4 **Commission, out of the General Fund, the sum of \$53,707 for the pur-**
5 **pose of performing the obligations assigned to the commission under**
6 **sections 1 and 4 of this 2015 Act.”.**

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PRELIMINARY STAFF MEASURE SUMMARY

Joint Committee On Ways and Means

Fiscal: Fiscal impact issued

Revenue: No Revenue Impact

Action Date:

Action:

Meeting Dates:

Prepared By: Krista McDowell, Fiscal Analyst

WHAT THE MEASURE DOES:

Requires public universities to allow students, faculty and staff to identify sexual orientation on forms used to collect demographic data. Requires public universities make demographic data available to Higher Education Coordinating Commission (HECC). Requires HECC to evaluate compliance, report to Legislative Assembly, and establish format and time frame for data collection and reporting. Requires universities to allow enrolled students to use preferred name other than legal name on campus records. Requires institutions to use legal first names on official transcript and enrollment verification documents. Requires commission to assist public universities in implementing preferred first name policy. Requires HECC work with community college representatives to determine and report on methods for community colleges to administer collection of sexual orientation identification data and allow enrolled students to use preferred first names on certain college documents.

ISSUES DISCUSSED:

- The legislation is voluntary for students to participate but required for higher education institutions
- The fiscal expenses are predominately attributable to community colleges and minimal to universities
- How to address bullying issues related to LGBTQ and underserved and marginalized students
- Stakeholders may be interested in a budget note for HECC to provide further direction to the agency

EFFECT OF COMMITTEE AMENDMENT:

(-A4 amendment) Increases the Higher Education Coordinating Commission operations expenditure limitation by \$53,707 General Fund.

BACKGROUND:

House Bill 2995 (2013) proposed that public universities, community colleges, or other institutions of higher education allow students, faculty, and staff to identify sexual orientation on forms used to collect demographic data. The bill passed through the house with 41 aye votes to 19 nay votes, but remained in the Senate Committee on Education and Workforce Development upon adjournment.