

**A-Engrossed**  
**Senate Bill 1002**

Ordered by the Senate April 26  
Including Senate Amendments dated April 26

Sponsored by COMMITTEE ON EDUCATION

**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.

Directs district school boards[, *public libraries and tribal libraries*] to adopt policies related to use of school facilities [*and library facilities*] by private tutors. Prescribes requirements of policies.  
**Declares emergency, effective July 1, 2017.**

**A BILL FOR AN ACT**

1  
2 Relating to tutors; and declaring an emergency.

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

4 **SECTION 1. Section 2 of this 2017 Act is added to and made a part of ORS chapter 332.**

5 **SECTION 2. (1) As used in this section, "private tutor" means a person who provides**  
6 **tutoring services to a public school student under an agreement between the tutor and a**  
7 **private entity, regardless of whether the tutor is paid.**

8 **(2) A district school board shall adopt policies related to the use of school facilities by**  
9 **private tutors. The policies adopted:**

10 **(a) Must allow use of school facilities by public school students and private tutors.**

11 **(b) May limit use of school facilities to before school hours and after school hours and**  
12 **to areas available for general student use.**

13 **(c) May allow use of school facilities without paying a fee or with the payment of a**  
14 **nominal fee that does not exceed \$50 per student per school year.**

15 **(d) May require private tutors to register with the school district and to provide infor-**  
16 **mation necessary for the Department of Education to conduct an Oregon criminal records**  
17 **check using the Law Enforcement Data System.**

18 **(3) For the purpose of subsection (2)(d) of this section, the department may charge a**  
19 **school district a fee not to exceed \$5 for each criminal records check conducted under sub-**  
20 **section (2)(d) of this section.**

21 **(4) Nothing in this section:**

22 **(a) Requires a district school board to provide access to school facilities at a time when**  
23 **the facilities otherwise would not be open;**

24 **(b) Requires a district school board to provide additional staffing or supervision;**

25 **(c) Makes the district school board or school personnel liable civilly or criminally for any**  
26 **interactions between a private tutor and the public school student on whose behalf the tutor**  
27 **is providing services; or**

28 **(d) Creates a new cause of action or enlarges an existing cause of action for compen-**

**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 sation or damages.

2 **SECTION 3. This 2017 Act being necessary for the immediate preservation of the public**  
3 **peace, health and safety, an emergency is declared to exist, and this 2017 Act takes effect**  
4 **July 1, 2017.**

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