

Secretary of State
NOTICE OF PROPOSED RULEMAKING HEARING*

A Statement of Need and Fiscal Impact accompanies this form.

State Board of Education	581
Agency and Division	Administrative Rules Chapter Number
Diane Roth	503-947-5791
Rules Coordinator	Telephone
255 Capitol St NE, Salem, OR 97310	
Address	

RULE CAPTION

Specifies requirements related to educational assistants employed by public education providers.

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

Hearing Date (m/d/yyyy)	Time	Location	Hearings Officer
1 5/26/2010	1:00 pm	Rm 251, 255 Capitol St NE, Salem, OR 97310	Cindy Hunt
2			
3			
4			

Auxiliary aids for persons with disabilities are available upon advance request

RULEMAKING ACTION

ADOPT:

Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

AMEND:

581-037-0005, 581-037-0006, 581-037-0015, 581-037-0025

REPEAL:

581-037-0030

Renumber: Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

Amend and Renumber: Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

Statutory Authority: ORS

ORS 326.051

Other Authority:

Statutes Implemented: ORS

ORS 326.051

Continued on next page

Continuation of ... NOTICE OF PROPOSED RULEMAKING HEARING***RULE SUMMARY**

The rule amendments modify requirements relating to educational assistants including paraprofessionals and instructional aides. The amendments make the rules compliant with federal law. The amendments include provisions on supervision, qualifications, assignment and supervision.

ORS 183.335(2)(b)(G) requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

5/26/2010	5:00 pm	Cindy Hunt	Cindy.L.Hunt@state.or.us	04/15/2010
Last Day (m/d/yyyy) and Time for Public Comment		Printed Name	Email Address	Date Filed
Please enter date as m/d/yyyy or mm/dd/yyyy				

*The *Oregon Bulletin* is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation. Notice forms must be submitted to the Administrative Rules Unit, Oregon State Archives, 800 Summer Street NE, Salem, Oregon 97310 by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a Saturday, Sunday or legal holiday when Notice forms are accepted until 5:00pm on the preceding workday.

ARC 920-2003

STATEMENT OF NEED AND FISCAL IMPACT

A Notice of Proposed Rulemaking Hearing or a Notice of Proposed Rulemaking accompanies this form.

State Board of Education

581

Agency and Division

Administrative Rules Chapter Number

Specifies requirements related to educational assistants employed by public education providers.

Rule Caption (Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.)

In the Matter of:

OAR 581-037-0005, 581-037-0006, 581-037-0015, 581-037-0025 and 581-037-0030

Statutory Authority: ORS

ORS 326.051

Other Authority:

Stats. Implemented: ORS

ORS 326.051

Need for the Rule(s):

The rule amendments modify requirements relating to educational assistants including paraprofessionals and instructional aides. The amendments make the rules compliant with federal law. The amendments include provisions on supervision, qualifications, assignment and supervision.

Documents Relied Upon, and where they are available:

None

Continued on next page

Continuation of ... STATEMENT OF NEED AND FISCAL IMPACT**Fiscal and Economic Impact:**

Many of the requirements are either required by federal law or school districts are already requiring. However, there some of the requirements may be new and have a fiscal impact on districts.

Statement of Cost of Compliance:**1. Impact on state agencies, units of local government and the public (ORS 183.335(2)(b)(E)):**

There may be an impact on districts and other educational employers who work to ensure that their educational assistants meet the new requirements.

2. Cost of compliance effect on small business (ORS 183.336):**a. Estimate the number of small businesses and types of business and industries with small businesses subject to the rule:**

None

b. Projected reporting, recordkeeping and other administrative activities required for compliance, including costs of professional services:

NA

c. Equipment, supplies, labor and increased administration required for compliance:

NA

How were small businesses involved in the development of this rule?

NA

Administrative Rule Advisory Committee consulted?:

☒ Yes

☐ No

If not, why?:

5/26/2010 5:00 pm

Cindy Hunt

Cindy.L.Hunt@state.or.us

04/15/2010

Last Day (m/d/yyyy) and Time
for Public Comment

Printed Name

Email Address

Date Filed

Please enter date as m/d/yyyy or mm/dd/yyyy