

Chapter 336

Conduct of Schools Generally

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ATTY. GEN. OPINIONS: Constitutional implications of invocation by student at student meetings, 1966-68, p 201.

336.010

CASE CITATIONS: Dilger v. Sch. Dist. 24 CJ, (1960) 222 Or 108, 352 P2d 564.

ATTY. GEN. OPINIONS: Evasion of provisions of drawing contract which has for its purpose the denial to the teacher of her right to pay for holidays, 1928-30, p 252; right of teachers to receive pay for Christmas and New Years days, 1930-32, p 535; right of teacher on monthly salary to receive pay for day which the school was closed by the board during the school term or session, 1944-46, p 427; when district fails to maintain and operate a school, 1962-64, p 332; teacher-board discussion of paid holidays, (1970) Vol 34, p 1099.

336.035

CASE CITATIONS: School Bd. of Sch. Dist. U2-20 Jt. v. Fanning, (1962) 232 Or 593, 377 P2d 4.

ATTY. GEN. OPINIONS: Enrollment of private school students part-time in public schools, 1962-64, p 296; when district fails to maintain and operate a school, 1962-64, p 332.

336.067

CASE CITATIONS: Dilger v. Sch. Dist. 24 CJ, (1960) 222 Or 108, 352 P2d 564.

336.105

ATTY. GEN. OPINIONS: Using district funds to operate day-care centers for children between the ages of two and six years, 1942-44, p 114; necessity that the questions of establishing a kindergarten, issuing bonds, and raising the tax levy, be submitted separately on ballot, 1952-54, p 19; registration of school election voters, 1954-56, p 129; necessity for voter approval to operate a pre-school program using federal funds, 1966-68, p 129.

336.115

ATTY. GEN. OPINIONS: Necessity for voter approval to operate a pre-school program using federal funds, 1966-1968, p 129.

336.125

ATTY. GEN. OPINIONS: Students at nonpublic high schools participating in automobile instruction at public high schools, 1958-60, p 166.

336.145

ATTY. GEN. OPINIONS: Admission of war veterans over 21 years of age to high schools without payment of tuition fee, 1944-46, p 313.

336.165

ATTY. GEN. OPINIONS: Tuition for teacher workshop, 1962-64, p 146; enrollment of private school students part-time in public schools, 1962-64, p 296.

336.380

CASE CITATIONS: Dilger v. Sch. Dist. 24 CJ, (1960) 222 Or 108, 352 P2d 564.

336.410

LAW REVIEW CITATIONS: 17 OLR 251; 48 OLR 117.

336.460

LAW REVIEW CITATIONS: 48 OLR 117.

336.610

NOTES OF DECISIONS

This statute aims at only such fraternities and sororities as are secret, and while it does not comprehend nonsecret societies, there need not be any high degree of ritual or mystery in the society's conduct to bring it within the category of being secret. *Burkitt v. Sch. Dist. 1*, (1952) 195 Or 471, 246 P2d 566.

Students have no constitutional right under Ore. Const. Art. I, §26, providing for right of assemblage, or under the first and fourteenth amendments of the Federal Constitution to be members of clubs organized in the high schools, and composed of children attending different high schools, which the school board may have substantial reason for believing to be inimical to the discipline and effective operation of the schools. *Id.*

A rule adopted by the school board to confine membership in any club to pupils attending a particular high school and to forbid interschool clubs is not an invasion of parental authority, is not arbitrary and discriminatory, nor does it violate the right of assemblage guaranteed by Ore. Const. Art. I, §26. *Id.*

ATTY. GEN. OPINIONS: Membership in fraternal organizations, membership of which is not made up, wholly, or in large part, of pupils of public schools, 1922-24, p 693; responsibility of school boards for suppression of secret societies, 1940-42, p 37; constitutionality of section, 1946-48, p 147.

NOTES OF DECISIONS

In the performance of duty under this section, the district is exercising a governmental function. *Lovell v. Sch. Dist. 13*, (1943) 172 Or 500, 143 P2d 236.