

Enrolled
Senate Bill 216

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Superintendent of Public Instruction Susan Castillo for Department of Education)

CHAPTER

AN ACT

Relating to education at youth care centers; creating new provisions; amending ORS 336.580; and declaring an emergency.

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

SECTION 1. ORS 336.580 is amended to read:

336.580. (1) Every child at a youth care center, as defined in ORS 420.855, [*which is operated by a private agency,*] is entitled to receive appropriate education suited to the needs of the child in the least restrictive environment in which the child can function until the child is no longer of compulsory school age or receives a high school diploma or an equivalent.

(2) The school district in which the youth care center is located shall develop an educational plan for the children in the youth care center in consultation with the director of the center. The plan shall be approved annually by the school district board.

(3) The Superintendent of Public Instruction shall have the authority to enforce the provisions of ORS 336.575[,] **and** 339.137 and this section. If a district fails to comply, the superintendent shall find the district deficient and shall apply the penalty provided in ORS 327.103.

(4) The State Board of Education shall adopt rules to implement this section.

[*(5) Nothing in this section limits or otherwise applies to educational rights of children in youth care centers operated by public agencies.*]

SECTION 2. The amendments to ORS 336.580 by section 1 of this 2007 Act first apply to the 2007-2008 school year.

SECTION 3. This 2007 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect July 1, 2007.

Passed by Senate March 12, 2007

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Secretary of Senate

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President of Senate

Passed by House May 18, 2007

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Speaker of House

Received by Governor:

.....M,....., 2007

Approved:

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Governor

Filed in Office of Secretary of State:

.....M,....., 2007

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Secretary of State