

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action:	Do Pass as Amended and Be Printed Engrossed
Vote:	9 - 0 - 1
Yeas:	Dembrow, Harker, Huffman, Komp, Roblan, Sprenger, Thatcher, VanOrman, Gelser
Nays:	0
Exc.:	Maurer
Prepared By:	Kevin T. Christiansen, Administrator
Meeting Dates:	5/15

WHAT THE MEASURE DOES: Replaces provisions of Senate Bill 1092 (2008) and requires notice of certain offenses to school administrator or superintendent of school district for youth within jurisdiction of juvenile court. Specifies contents of notice. Modifies types of offenses for which notice is required. Specifies locations where youth violations would be subject to notice provisions. Requires that documents or information relating to petition that is set aside or dismissed be removed and destroyed. Provides that placement procedures for appropriate counseling or education of person who is subject of notice and has disabilities must comply with federal law relating to disabilities education. Provides operative date of July 1, 2009. Declares an emergency; effective upon passage.

ISSUES DISCUSSED:

- History of the measure
- Notification to schools of juvenile proceedings and timing of notification
- Uniformity regarding notices given

EFFECT OF COMMITTEE AMENDMENT: Provides additional circumstances in which a notice must be given and additional information to be included in a notice.

BACKGROUND: During the 2008 Special Legislative Session, Senate Bill 1092 was enacted to expand notification requirements to include reports to specified educational administrators once a youth made a first appearance before a juvenile court. The measure also required a designated school administrator to contact a youth's previous school when he or she transferred to an Oregon school from an out-of-state school in order to request information relating to the youth's history of activities likely to risk the safety of school employees, school subcontractors, or other students. The measure also required the Oregon Law Commission to study policies requiring notice to schools for those considered youths under the Juvenile Code in ORS Chapter 419A.

Senate Bill 512B is a product of the commission's study and work group on Senate Bill 1092. It modifies provisions requiring disclosure of information to schools about students involved in the justice system prior to adjudication. It also contains additional provisions regarding the individual rights of students and narrows the list of alleged acts that triggers notice to schools.