

**REVENUE:** No revenue impact

**FISCAL:** No fiscal impact

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<b>Action:</b>	Do Pass
<b>Vote:</b>	4 - 0 - 1
<b>Yeas:</b>	George, Morse, Shields, Hass
<b>Nays:</b>	0
<b>Exc.:</b>	Bonamici
<b>Prepared By:</b>	Linda Lindholm, Administrator
<b>Meeting Dates:</b>	3/17

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**WHAT THE MEASURE DOES:** Modifies terminology in education statutes from “mental retardation” to “intellectual disability” for persons with intellectual disability. Requires individualized education programs to use new terminology. For the purpose of harmonizing and clarifying statutory law, the Legislative Counsel may substitute “intellectual disability” wherever “retardation” or “mental retardation” occur in ORS chapters 326 to 353. Declares emergency, effective on passage.

**ISSUES DISCUSSED:**

- Disrespectful and hurtful experiences and effects
- Stigma of retardation term
- Rosa’s Law changing federal law terminology and references
- Disabilities Act and rights of disabled citizens

**EFFECT OF COMMITTEE AMENDMENT:** No amendment.

**BACKGROUND:** On October 6, 2010, President Obama signed Rosa’s Law, which changed references in federal law from “mental retardation” to “intellectual disability” and references to “a mentally retarded individual” to “an individual with an intellectual disability.” Rosa’s Law replicates a law adopted in the state of Maryland after the family of Rosa Marcellino, a nine year-old girl with Down syndrome, worked with their state representative to pass the legislation.

Senate Bill 3 modifies education statutes to replace the term “mental retardation” with “intellectual disability” and prohibits individualized education programs from using the words “retardation” or “mental retardation” to refer to a child with an intellectual disability.