

**PROPOSED AMENDMENTS TO  
HOUSE BILL 2585**

1 On page 1 of the printed bill, line 2, after the semicolon insert “creating  
2 new provisions;” and delete “sections 4 and” and insert “section”.

3 Delete lines 5 through 28 and delete page 2.

4 On page 3, delete lines 1 through 15 and insert:

5 **“SECTION 1. Section 2 of this 2013 Act is added to and made a part  
6 of sections 1 to 6, chapter 665, Oregon Laws 2011.**

7 **“SECTION 2. The State Board of Education shall adopt by rule:**

8 **“(1) A process for an organization or an individual to submit to the  
9 Superintendent of Public Instruction a written, signed complaint al-  
10 leging that a public education program is violating or has violated a  
11 provision of sections 1 to 6, chapter 665, Oregon Laws 2011. The com-  
12 plaint must indicate that, prior to submitting the complaint to the  
13 superintendent, the organization or individual attempted to seek a  
14 remedy for the complaint from the board or governing body overseeing  
15 the entity that has jurisdiction over the public education program  
16 against which the complaint is being submitted.**

17 **“(2) A process for investigating a complaint submitted under sub-  
18 section (1) of this section.**

19 **“(3) The minimum standards for any rooms used by a public edu-  
20 cation program for seclusion of a student. The standards must:**

21 **“(a) Take into account the health and safety of students and per-  
22 sonnel of the public education program and the respect and dignity**

1 **of students; and**

2 **“(b) Include consideration of the size, safety features, lighting and**  
3 **ventilation of the rooms.**

4 **“SECTION 3. The minimum standards adopted by the State Board**  
5 **of Education for rooms used by a public education program for seclu-**  
6 **sion of a student, as provided by section 2 (3) of this 2013 Act, first**  
7 **apply to the 2014-2015 school year. The State Board of Education may**  
8 **not apply or enforce standards related to rooms used for seclusion**  
9 **until on or after July 1, 2014.**

10 **“SECTION 4.** Section 5, chapter 665, Oregon Laws 2011, is amended to  
11 read:

12 **“Sec. 5.** (1) Each entity that has jurisdiction over a public education  
13 program must prepare **and submit to the Superintendent of Public In-**  
14 **struction** an annual report detailing the use of physical restraint and se-  
15 clusion for the preceding school year, including, at a minimum:

16 **“(a)** The total number of incidents involving physical restraint.

17 **“(b)** The total number of incidents involving seclusion.

18 **“(c)** The total number of seclusions in a locked room.

19 **“(d) The total number of rooms available for use by the public ed-**  
20 **ucation program for seclusion of a student and a description of the**  
21 **dimensions and design of the rooms.**

22 **“[(d)] (e)** The total number of students placed in physical restraint.

23 **“[(e)] (f)** The total number of students placed in seclusion.

24 **“[(f)] (g)** The total number of incidents that resulted in injuries or death  
25 to students or personnel as a result of the use of physical restraint or se-  
26 clusion.

27 **“[(g)] (h)** The number of students who were placed in physical restraint  
28 or seclusion more than 10 times in the course of a school year and an ex-  
29 planation of what steps have been taken by the public education program to  
30 decrease the use of physical restraint and seclusion for each student.

1       “[(h)] (i) The number of incidents in which the personnel of the public  
2 education program administering physical restraint or seclusion were not  
3 trained as provided by section 6 [of this 2011 Act], **chapter 665, Oregon**  
4 **Laws 2011.**

5       “[(i)] (j) The demographic characteristics of all students upon whom  
6 physical restraint or seclusion was imposed, including race, ethnicity,  
7 gender, disability status, migrant status, English proficiency and status as  
8 economically disadvantaged, unless the demographic information would re-  
9 veal personally identifiable information about an individual student.

10       “(2)(a) Each entity that has jurisdiction over a public education program  
11 shall make its annual report about physical restraint and seclusion available  
12 to:

13       “(A) The public at the entity’s main office and the website of the entity;

14       “(B) The board or governing body overseeing the entity;

15       “(C) If the entity is an education service district, the component school  
16 districts of the education service district; and

17       “(D) If the entity is a public charter school, the sponsor of the public  
18 charter school.

19       “(b) Parents and guardians of students in a public education program  
20 shall be advised at least once each school year about how to access the re-  
21 port.”.

22       In line 16, delete “3” and insert “5”.

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