

**PROPOSED AMENDMENTS TO
SENATE BILL 215**

1 On page 1 of the printed bill, delete “326.051” and insert “659.850”.

2 Delete lines 4 through 31 and delete page 2 and insert:

3 **“SECTION 1.** ORS 659.850 is amended to read:

4 “659.850. (1) As used in this section[,]:

5 **“(a)** ‘Discrimination’ means any act that unreasonably differentiates
6 treatment, intended or unintended, or any act that is fair in form but
7 discriminatory in operation, either of which is based on race, color, religion,
8 sex, sexual orientation, national origin, marital status, age or disability.

9 **“(b)** ‘Discrimination’ does not include:

10 **“(A)** Enforcement of an otherwise valid dress code or policy, as long as
11 the code or policy provides, on a case-by-case basis, for reasonable accom-
12 modation of an individual based on the health and safety needs of the indi-
13 vidual.

14 **“(B)** The use of a mascot that represents, or is associated with, a
15 Native American tribe if:

16 **“(i)** An agreement has been entered into by the entity using the
17 mascot and the governing body of the federally recognized Native
18 American tribe in Oregon that is located closest to the entity using
19 the mascot; and

20 **“(ii)** The agreement entered into as described in sub-subparagraph
21 **(i)** of this subparagraph describes the acceptable uses of the mascot.

22 **“(2)** A person may not be subjected to discrimination in any public ele-

1 mentary, secondary or community college education program or service,
2 school or interschool activity or in any higher education program or service,
3 school or interschool activity where the program, service, school or activity
4 is financed in whole or in part by moneys appropriated by the Legislative
5 Assembly.

6 “(3) The State Board of Education and the State Board of Higher Educa-
7 tion shall establish rules necessary to ensure compliance with subsection (2)
8 of this section in the manner required by ORS chapter 183.

9 **“SECTION 2. This 2013 Act being necessary for the immediate**
10 **preservation of the public peace, health and safety, an emergency is**
11 **declared to exist, and this 2013 Act takes effect on its passage.”.**

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