

HOUSE AMENDMENTS TO HOUSE BILL 2597

By COMMITTEE ON EDUCATION

April 6

1 On page 1 of the printed bill, delete lines 5 through 30 and delete page 2.

2 On page 3, delete lines 1 through 10 and insert:

3 “**SECTION 1.** ORS 339.080 is amended to read:

4 “339.080. (1) Except as provided in ORS 339.030, in case any parent or other person in parental
5 relation fails to send any child under the control of the parent or other person to the public school,
6 the attendance supervisor, within 24 hours after notification from the proper authority of the failure,
7 shall give formal written notice in person or by registered or certified mail to the parent or other
8 person.

9 “(2) The notice *[shall state that]* **required by subsection (1) of this section must inform the**
10 **parent or other person in parental relation that:**

11 “(a) The child must appear at the public school on the next school day following the receipt of
12 the notice.

13 “(b) *[The notice shall inform the parent or other person that]* Regular attendance at school must
14 be maintained during the remainder of the school year.

15 “(c) **The parent or other person in parental relation has the right to request:**

16 “(A) **For a child who does not have an individualized education program, an evaluation**
17 **to determine if the child should have an individualized education program; or**

18 “(B) **For a child who has an individualized education program, a review of the individ-**
19 **ualized education program.**

20 “[2] (3) At the same time notice is given to the parent or other person, the attendance super-
21 visor shall notify the superintendent or principal, as suitable, of the fact of the notice. The super-
22 intendent or principal shall notify the attendance supervisor of any failure on the part of the parent
23 or other person to comply with the notice.

24 “[3] (4) If the child who is the subject of a notice under subsection (1) of this section is a youth
25 offender on parole or probation, at the same time notice is given to the parent or other person, the
26 attendance supervisor shall notify the child’s parole or probation officer of the child’s absence.

27 “**SECTION 2.** ORS 339.095 is amended to read:

28 “339.095. (1) In addition to any other persons permitted to enforce violations, the school district
29 superintendent or education service district superintendent, or any employee specifically designated
30 by either superintendent, may issue citations for violations established under ORS 339.990 in the
31 manner provided by ORS chapter 153.

32 “(2) Prior to issuing the citation described in subsection (3) of this section to the parent or
33 guardian of a student not regularly attending full-time school, a school district superintendent or
34 education service district superintendent shall:

35 “(a) Provide a parent or guardian of the student and the student with written notification that:

1 “(A) States that the student is required to attend regularly a full-time school;
2 “(B) Explains that the failure to send the student and maintain the student in regular attendance
3 is a Class C violation;
4 “(C) States that the superintendent may issue a citation;
5 “(D) Requires the parent or guardian of the student and the student to attend a conference with
6 a designated official; [*and*]
7 **“(E) States that the parent or guardian has the right to request:**
8 **“(i) For a student who does not have an individualized education program, an evaluation**
9 **to determine if the student should have an individualized education program; or**
10 **“(ii) For a student who has an individualized education program, a review of the individ-**
11 **ualized education program; and**
12 “[(E)] (F) Is written in the native language of the parent or guardian of the student.
13 “(b) Schedule the conference described in paragraph (a)(D) of this subsection. **A conference**
14 **may not be scheduled until after any evaluations or reviews described in paragraph (a)(E)**
15 **of this subsection have been completed.**
16 “(3) Notwithstanding ORS 1.525 or any provision of ORS chapter 153, the State Board of Edu-
17 cation by rule shall establish the citation form to be used by superintendents in citing violations
18 established under ORS 339.990. Notwithstanding ORS 153.045, each of the parts of the citation shall
19 contain the information required by the state board.”.
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