

A-Engrossed
House Bill 3041

Ordered by the Senate May 6
Including Senate Amendments dated May 6

Sponsored by Representatives GREENLICK, BUEHLER, KENY-GUYER, JOHNSON, Senators MONNES ANDERSON, STEINER HAYWARD, KNOPP; Representatives BUCKLEY, HAYDEN, KENNEMER, KOMP, LIVELY, NOSSE, REARDON, Senators BURDICK, GELSER, ROBLAN

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Directs school districts to allow students to use sun-protective clothing and sunscreen.
Declares emergency, effective July 1, 2015.

A BILL FOR AN ACT

1
2 Relating to sun protection for students; creating new provisions; amending ORS 339.867; and de-
3 claring an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. (1) Each school district shall allow the following during school hours, at a**
6 **school-sponsored activity or while under the supervision of school personnel:**

7 **(a) The outdoor use by students of sun-protective clothing, including hats.**

8 **(b) The application of and use by students of nonprescription sunscreen, including**
9 **sunscreen that contains para-aminobenzoic acid, without any required documentation from**
10 **a licensed health care professional.**

11 **(2) Nothing in subsection (1)(a) of this section prevents a school district from prohibiting**
12 **certain clothing or hats based on the inappropriateness of the graphics, color or message of**
13 **the clothing or hats.**

14 **(3) A school district may allow school personnel to assist students in applying**
15 **nonprescription sunscreen but may not require school personnel to assist students in apply-**
16 **ing nonprescription sunscreen.**

17 **(4) School personnel may not be held liable in a criminal action or for civil damages for**
18 **application of nonprescription sunscreen, including sunscreen that contains para-**
19 **aminobenzoic acid, if the nonprescription sunscreen is available to and used by the student**
20 **in accordance with this section.**

21 **SECTION 2. ORS 339.867 is amended to read:**

22 **339.867. As used in ORS 339.869 and 339.870[,]:**

23 **(1) "Medication" means medication that is not injected[, *except for*] and premeasured doses of**
24 **epinephrine that are injected.**

25 **(2) "Medication" does not include nonprescription sunscreen.**

26 **SECTION 3. This 2015 Act being necessary for the immediate preservation of the public**
27 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in **boldfaced** type.

1 **July 1, 2015.**

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