

**PROPOSED AMENDMENTS TO
HOUSE BILL 2597**

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

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

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

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

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

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

16 **“(b) [The notice shall inform the parent or other person that] Regular at-**
17 **tendance at school must be maintained during the remainder of the school**
18 **year.**

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

21 **“(A) For a child who does not have an individualized education**
22 **program, an evaluation to determine if the child should have an indi-**

1 **vidualized education program; or**

2 **“(B) For a child who has an individualized education program, a**
3 **review of the individualized education program.**

4 “[2] (3) At the same time notice is given to the parent or other person,
5 the attendance supervisor shall notify the superintendent or principal, as
6 suitable, of the fact of the notice. The superintendent or principal shall no-
7 tify the attendance supervisor of any failure on the part of the parent or
8 other person to comply with the notice.

9 “[3] (4) If the child who is the subject of a notice under subsection (1)
10 of this section is a youth offender on parole or probation, at the same time
11 notice is given to the parent or other person, the attendance supervisor shall
12 notify the child’s parole or probation officer of the child’s absence.

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

14 “339.095. (1) In addition to any other persons permitted to enforce vio-
15 lations, the school district superintendent or education service district su-
16 perintendent, or any employee specifically designated by either
17 superintendent, may issue citations for violations established under ORS
18 339.990 in the manner provided by ORS chapter 153.

19 “(2) Prior to issuing the citation described in subsection (3) of this section
20 to the parent or guardian of a student not regularly attending full-time
21 school, a school district superintendent or education service district super-
22 intendent shall:

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

25 “(A) States that the student is required to attend regularly a full-time
26 school;

27 “(B) Explains that the failure to send the student and maintain the stu-
28 dent in regular attendance is a Class C violation;

29 “(C) States that the superintendent may issue a citation;

30 “(D) Requires the parent or guardian of the student and the student to

1 attend a conference with a designated official; *[and]*

2 **“(E) States that the parent or guardian has the right to request:**

3 **“(i) For a student who does not have an individualized education**
4 **program, an evaluation to determine if the student should have an**
5 **individualized education program; or**

6 **“(ii) For a student who has an individualized education program, a**
7 **review of the individualized education program; and**

8 **“*[(E)] (F)* Is written in the native language of the parent or guardian of**
9 **the student.**

10 **“(b) Schedule the conference described in paragraph (a)(D) of this sub-**
11 **section. A conference may not be scheduled until after any evaluations**
12 **or reviews described in paragraph (a)(E) of this subsection have been**
13 **completed.**

14 **“(3) Notwithstanding ORS 1.525 or any provision of ORS chapter 153, the**
15 **State Board of Education by rule shall establish the citation form to be used**
16 **by superintendents in citing violations established under ORS 339.990. Not-**
17 **withstanding ORS 153.045, each of the parts of the citation shall contain the**
18 **information required by the state board.”.**

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