

From the desk of
Senator Gelser

Safe Schools for ALL



We strongly support HB 3318B and urge your 'Yes' vote

HB 3318B comes to the Senate Floor with unanimous bipartisan support from the House Floor and Senate Education Committee.

For a number of years, we have heard from instructional assistants and school bus drivers working in special education about preventable injuries occurring on the job in Oregon's schools.

When educators aren't told how best to meet the special needs of their students — or trained how to avoid serious bodily injury — educators and students get hurt, and families and school districts ultimately pay a price.

HB 3318B will ensure educators working with these students are no longer left in the dark while working to ensure their student's needs are appropriately addressed. It would require districts to use existing resources to:

- Conduct a functional behavioral assessment (FBA)* for students with an IEP or 504 Plan who have behaviors that put themselves, other students or staff at imminent risk of serious bodily injury within 45 school days upon receipt of parent consent;
- Develop, review or revise a behavioral intervention plan (BIP)** following an incident that puts students and staff at risk of serious bodily injury; and
- Allow relevant service providers to provide meaningful input into the development, review or revision of the BIP, as well as require them to be notified of relevant changes and training opportunities.

*Functional behavioral assessment (FBA) as defined by OAR 581-015-2400(4) is an individualized assessment of the student that results in a hypothesis about the function of a student's behavior and, as appropriate, recommendations for a behavior intervention plan.

** (BIP) Behavioral intervention plan (BIP) as defined by OAR 581-015-2400 (1) is an individualized plan, including positive interventions, designed to assist a student to decrease inappropriate behavior and increase or teach an alternative appropriate behavior.

Important changes made in the Senate include some technical fixes, and the following:

- Matches the definitions of behavioral intervention plan (BIP) and functional behavioral assessment (FBA) to existing OAR 581-015-2400 (1) and (4).
- Removes the emergency clause and gives school districts sufficient time to implement with an effective date beginning with the 2018-19 school years.
- Ensures parent consent prior to the completion of a functional behavioral assessment.
- Limits the requirement for completion of FBAs and BIPs to incidents occurring after the effective date.

It is time for the Legislature to give educators access to the information and training they need to best serve their students. We strongly support HB 3318B and urge your 'Yes' vote. Thank you.

Thank you to HB 3318B sponsors: Senators Gelser, Dembrow, Frederick, Knopp, Manning Jr. and Roblan; Representatives Doherty, Gorsek, Hack, McLain, Post, G. Smith and Sollman.