

House Bill 3409

Sponsored by Representative EVANS

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 **as introduced**.

Exempts from compulsory school attendance requirements children who are present in United States on nonimmigrant visa and who are attending accredited English language learner program in preparation for attending private high school or college.

A BILL FOR AN ACT

1
2 Relating to exceptions to compulsory school attendance; amending ORS 339.030.

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

4 **SECTION 1.** ORS 339.030 is amended to read:

5 339.030. (1) In the following cases, children may not be required to attend public full-time
6 schools:

7 (a) Children being taught in a private or parochial school in the courses of study usually taught
8 in kindergarten through grade 12 in the public schools and in attendance for a period equivalent to
9 that required of children attending public schools in the 1994-1995 school year.

10 (b) Children proving to the satisfaction of the district school board that they have acquired
11 equivalent knowledge to that acquired in the courses of study taught in kindergarten through grade
12 12 in the public schools.

13 (c) Children who have received a high school diploma.

14 (d) Children being taught for a period equivalent to that required of children attending public
15 schools by a private teacher the courses of study usually taught in kindergarten through grade 12
16 in the public school.

17 (e) Children being educated in the children's home by a parent or legal guardian.

18 **(f) Children who are present in the United States on a nonimmigrant visa and who are**
19 **attending an accredited English language learner program in preparation for attending a**
20 **private high school or college.**

21 *[(f)]* **(g)** Children excluded from attendance as provided by law.

22 (2) The State Board of Education and the Higher Education Coordinating Commission by rule
23 shall establish procedures whereby, on a semiannual basis, an exemption from compulsory attend-
24 ance may be granted to the parent or legal guardian of any child 16 or 17 years of age who is
25 lawfully employed full-time or who is lawfully employed part-time and enrolled in school, a commu-
26 nity college or an alternative education program as defined in ORS 336.615. An exemption also may
27 be granted to any child who is an emancipated minor or who has initiated the procedure for
28 emancipation under ORS 419B.550 to 419B.558.

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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.