

Senate Bill 293

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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**.

Requires school district to allow persons who provide special education or related services to child to participate in meetings regarding development, review or revision of individualized education program for child and to have access to current individualized education program.

A BILL FOR AN ACT

1
2 Relating to individualized education programs; creating new provisions; and amending ORS 343.151.

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

4 **SECTION 1.** ORS 343.151 is amended to read:

5 343.151. (1)(a) School districts shall ensure that an individualized education program is devel-
6 oped, reviewed and revised for each child with a disability, as defined in ORS 343.035, pursuant to
7 the rules of the State Board of Education. **The rules must allow all persons who provide special**
8 **education or related services to the child to participate in meetings regarding the develop-**
9 **ment, review or revision of an individualized education program for the child and to have**
10 **access to the current individualized education program of the child.**

11 (b) If a child has an individualized education program that has been developed, reviewed and
12 revised by another school district and the child becomes a resident of a school district as provided
13 by ORS 339.133 or 339.134 or other law, the school district must implement the individualized edu-
14 cation program developed by the other school district until a new individualized education program
15 is developed.

16 (2) The State Board of Education shall establish by rule the contents of an individualized edu-
17 cation program, including transition services, and the procedures for the development, review and
18 revision of an individualized education program. The board shall also adopt by rule standard forms
19 for use in developing an individualized education program.

20 (3) Each school district shall use the individualized education program forms established by rule
21 under subsection (2) of this section in the development, review and revision of all individualized
22 education programs.

23 (4) Notwithstanding subsection (3) of this section, a school district may use alternate forms in
24 the development, review and revision of an individualized education program if the school district
25 submits the form to the Department of Education and the department approves the use of the al-
26 ternate form.

27 (5) In considering whether to approve an alternate form under subsection (4) of this section, the
28 department shall consider whether the form meets the requirements for the contents of an individ-
29 ualized education program adopted under subsection (2) of this section and whether the form satis-
30 fies the intent of subsection (4) of this section to reduce unnecessary or confusing paperwork. The

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 department shall approve or disapprove an alternate form submitted under subsection (4) of this
2 section within 10 days of receiving the alternate form.

3 **SECTION 2. The amendments to ORS 343.151 by section 1 of this 2017 Act apply to:**

4 **(1) All meetings regarding the development, review or revision of an individualized edu-**
5 **cation program that occur on or after the effective date of this 2017 Act; and**

6 **(2) All current individualized education programs for children for whom a person provides**
7 **special education or related services, whether developed or revised before, on or after the**
8 **effective date of this 2017 Act.**

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