

Requested by Senator GELSER

**PROPOSED AMENDMENTS TO
SENATE BILL 263**

1 On page 1 of the printed bill, line 2, after “days” delete the rest of the
2 line and line 3 and insert “; and declaring an emergency.”.

3 Delete lines 5 through 31 and delete pages 2 through 9 and insert:

4 **“SECTION 1. Section 2 of this 2017 Act is added to and made a part**
5 **of ORS chapter 343.**

6 **“SECTION 2. (1) As used in this section:**

7 **“(a) ‘Abbreviated school day’ means any school day during which**
8 **a student receives instruction or educational services for fewer hours**
9 **than other students who are in the same grade within the same school.**

10 **“(b) ‘Abbreviated school day program’ means an education program**
11 **that results in a student’s having an abbreviated school day for more**
12 **than 10 school days per school year.**

13 **“(2) A school district may not unilaterally place a student on an**
14 **abbreviated school day program, regardless of the age of the student.**

15 **“(3) A school district may provide an abbreviated school day pro-**
16 **gram to a student only if the student’s individualized education pro-**
17 **gram team:**

18 **“(a) Determines that the student should be placed on an abbreviated**
19 **school day program:**

20 **“(A) Based on the student’s needs; and**

21 **“(B) After the opportunity for the student’s parents to meaningfully**

1 participate in a meeting to discuss the placement; and

2 “(b) Documents that the team considered at least one option that
3 included appropriate supports for the student and that could enable
4 the student to access the same number of hours of instruction or ed-
5 ucational services that are provided to students who are in the same
6 grade within the same school.

7 “(4) If a student is placed on an abbreviated school day program,
8 the school district shall, at least once each term:

9 “(a) Provide the following information in writing to the parent of
10 the student:

11 “(A) The school district’s duty to comply with the requirements of
12 this section;

13 “(B) The prohibition against a school district unilaterally placing a
14 student on an abbreviated school day program; and

15 “(C) The student’s presumptive right to receive the same number
16 of hours of instruction or educational services as other students who
17 are in the same grade within the same school and the parent’s right
18 to request, at any time, a meeting of the individualized education
19 program team to determine whether the student should no longer be
20 placed on an abbreviated school day program.

21 “(b) Obtain a signed acknowledgment from the parent of the stu-
22 dent that the parent received the information described in paragraph
23 (a) of this subsection.

24 “(c) Include in the student’s individualized education program a
25 written statement that explains the reasons the student was placed
26 on an abbreviated school day program.

27 “(5) This section does not apply to:

28 “(a) Any abbreviated school days that are a component of discipline
29 imposed in compliance with ORS 339.250; or

30 “(b) A student who will be eligible to complete the requirements for

1 a diploma or certificate under ORS 329.451 during the school year if
2 the student, and the parent of the student, agree to the abbreviated
3 school day program.

4 **SECTION 3.** Section 2 of this 2017 Act first applies to the 2017-2018
5 school year.

6 **SECTION 4.** This 2017 Act being necessary for the immediate
7 preservation of the public peace, health and safety, an emergency is
8 declared to exist, and this 2017 Act takes effect July 1, 2017.”.

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