

HB 4140 STAFF MEASURE SUMMARY

Carrier: Rep. Neron

House Committee On Education

Action Date: 02/05/20

Action: Do Pass.

Vote: 8-1-0-0

Yeas: 8 - Alonso Leon, Bonham, Doherty, Helt, Hernandez, Neron, Reardon, Sollman

Nays: 1 - Wallan

Fiscal: Has minimal fiscal impact

Revenue: No revenue impact

Prepared By: Alethia Miller, LPRO Analyst

Meeting Dates: 2/3, 2/5

WHAT THE MEASURE DOES:

Requires the Oregon Department of Education (ODE) to develop a form by August 1, 2021 for public education programs to use when a student has been diagnosed with a concussion or other brain injury. Requires the form describe academic accommodations that a public education program may provide for a student diagnosed with such an injury, and requires accommodations be nonmedical. Requires that ODE make the form available for use by educators, other program employees, students, parents, and guardians. Allows the State Board of Education to adopt rules necessary for implementation. Requires ODE ensure compliance by August 1, 2021.

ISSUES DISCUSSED:

- Current protocol when concussion/brain injury identified
- Flexibility of bill language to assist students in learning after injury

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Senate Bill 348 (2009) passed the Oregon Legislative Assembly in response to sports-related concussion injuries as a result of inappropriate treatment and diagnosis. It requires coaches be annually trained to recognize the signs and symptoms of a concussion, along with seeking proper medical treatment. It also requires that students not participate in athletic events if they exhibit the signs and symptoms consistent with a concussion or have been diagnosed with one. The training does not extend to academic accommodations, or teaching staff working with students post-concussion.

House Bill 4140 requires the Oregon Department of Education to develop a form for public education programs, so that when students are diagnosed with a concussion or brain injury the form will describe for them academic accommodations that are available.