

Enrolled
Senate Bill 713

Sponsored by Senators DEMBROW, MANNING JR, FREDERICK; Representatives DEXTER,
MARSH, REARDON, REYNOLDS, RUIZ, SOLLMAN, WILLIAMS

CHAPTER

AN ACT

Relating to applying to post-secondary institutions of education; and declaring an emergency.

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

SECTION 1. (1)(a) Except as otherwise required by law, a public or private post-secondary institution of education may not require a prospective student to disclose whether the prospective student has a criminal conviction before the institution makes a final decision on whether to admit the prospective student.

(b) Any materials or websites that are created by a public or private post-secondary institution of higher education and that are routinely used by prospective students when deciding whether to apply for admission to a particular course, apprenticeship, program, major or degree pathway at the institution must include a notification to prospective students if the institution has determined that the particular course, apprenticeship, program, major or degree pathway is likely to lead to professional licensure requirements that may exclude individuals with criminal convictions.

(2)(a) Subsection (1) of this section does not apply to any course, apprenticeship, program, major or degree pathway at a public or private post-secondary institution of education where:

(A) Applicants are required to apply for admission directly to the course, apprenticeship, program, major or degree pathway; and

(B) As determined by the institution, individuals with criminal backgrounds are likely to encounter barriers to licensure or practicum placements.

(b) If a course, apprenticeship, program, major or degree pathway at a public or private post-secondary institution of education described in paragraph (a) of this subsection elects to deny admission to an applicant based on the applicant's prior criminal conviction, the institution shall notify the applicant, who may appeal the decision under a formal process established by the institution.

SECTION 2. Section 1 of this 2021 Act first applies to applications for the 2022-2023 academic year.

SECTION 3. This 2021 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect on its passage.

Passed by Senate April 15, 2021

Repassed by Senate June 7, 2021

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Lori L. Brocker, Secretary of Senate

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Peter Courtney, President of Senate

Passed by House June 2, 2021

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Tina Kotek, Speaker of House

Received by Governor:

.....M.,....., 2021

Approved:

.....M.,....., 2021

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Kate Brown, Governor

Filed in Office of Secretary of State:

.....M.,....., 2021

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Shemia Fagan, Secretary of State