

Requested by Senator GIROD

**PROPOSED AMENDMENTS TO  
SENATE BILL 513**

1 On page 1 of the printed bill, line 2, after the second semicolon insert  
2 “and” and after “329.451” insert a period and delete the rest of the line and  
3 line 3.

4 After line 3, insert:

5 “Whereas civic knowledge and engagement are essential to maintaining  
6 a representative democracy; and

7 “Whereas it is essential to the future health of our country and this state  
8 that all Oregonians be knowledgeable about democratic principles and prac-  
9 tices; and

10 “Whereas the most recent civics assessment of the National Assessment  
11 of Educational Progress indicates that only 24 percent of high school seniors  
12 test at or above proficiency level in civics, and that more than one-third of  
13 high school seniors lack even a basic grasp of the structure and operation  
14 of American government; and

15 “Whereas students who have a clear and full understanding of the rights  
16 and responsibilities of participants in a democracy are more likely to exer-  
17 cise and defend those rights and responsibilities; and

18 “Whereas independent studies demonstrate that well-designed civics edu-  
19 cation programs foster an understanding and appreciation of democracy and  
20 the skills for participation in a democratic society; and

21 “Whereas required civics education would help students in this state to

1 acquire and learn the use of skills, knowledge and attitudes that will prepare  
2 them to be competent and responsible participants in their communities and  
3 in our democratic processes throughout their lives; and

4 “Whereas required civics education will advance equity in this state by  
5 ensuring that students from historically disenfranchised groups have the  
6 skills and knowledge to actively and effectively participate in their commu-  
7 nities; and

8 “Whereas Americans of all backgrounds overwhelmingly agree that pro-  
9 viding civics education is the measure that would have the most positive  
10 impact on strengthening our national common identity; and

11 “Whereas providing civics education and promoting good citizenship and  
12 understanding of fundamental principles should be a core mission of the  
13 schools of this state; now, therefore,”.

14 Delete lines 5 through 31 and delete pages 2 through 5 and insert:

15 **“SECTION 1.** ORS 329.451 is amended to read:

16 “329.451. (1)(a) At or before grade 12, a school district or public charter  
17 school shall award a high school diploma to a student who completes the  
18 requirements established by subsection (2) of this section.

19 “(b) A school district or public charter school shall award a modified di-  
20 ploma to a student who satisfies the requirements established by subsection  
21 (7) of this section, an extended diploma to a student who satisfies the re-  
22 quirements established by subsection (8) of this section or an alternative  
23 certificate to a student who satisfies the requirements established by sub-  
24 section (9) of this section.

25 “(c) A school district or public charter school may not deny a student  
26 who has the documented history described in subsection (7)(b) or (8)(b) of  
27 this section the opportunity to pursue a diploma with more stringent re-  
28 quirements than a modified diploma or an extended diploma for the sole  
29 reason that the student has the documented history.

30 “(d) A school district or public charter school may award a modified di-

1 ploma or extended diploma to a student only upon receiving consent as pro-  
2 vided by subsection (6) of this section.

3 “(2)(a) In order to receive a high school diploma from a school district  
4 or public charter school, a student must satisfy the requirements established  
5 by the State Board of Education and the school district or public charter  
6 school and, while in grades 9 through 12, must complete at least **24 total**  
7 **credits, which must include at least:**

8 “[A] *Twenty-four total credits;*]

9 “[B] (A) Three credits of mathematics; [and]

10 “[C] (B) Four credits of English[.]; **and**

11 **“(C) One half-credit of civics.**

12 “(b) If a school district or public charter school requires a student to  
13 complete more than 24 total credits, as provided by paragraph (a)(A) of this  
14 subsection, the school district or public charter school may only require the  
15 student to complete additional credits for:

16 “(A) Subjects for which the State Board of Education has established ac-  
17 ademic content standards under ORS 329.045;

18 “(B) Courses provided as part of a career and technical education pro-  
19 gram; or

20 “(C) Courses that provide, or qualify to provide, credit at post-secondary  
21 institutions of education.

22 “(c)(A) A school district or public charter school that requires students  
23 to satisfy any requirements not specified by paragraph (a) of this subsection  
24 or by rule of the State Board of Education must grant to a student a waiver  
25 of the requirements established by the school district or public charter  
26 school if the student is or, at any time from grade 9 to 12, was:

27 “(i) A foster child, as defined in ORS 30.297;

28 “(ii) Homeless, as determined under rules adopted by the State Board of  
29 Education based on standards adopted by the Department of Human Services;

30 “(iii) A runaway, as determined under rules adopted by the State Board

1 of Education based on standards adopted by the Department of Human Ser-  
2 vices;

3 “(iv) A child in a military family covered by the Interstate Compact on  
4 Educational Opportunity for Military Children, as determined under rules  
5 adopted by the State Board of Education;

6 “(v) A child of a migrant worker, as determined under rules adopted by  
7 the State Board of Education; or

8 “(vi) Enrolled in the Youth Corrections Education Program or the Juve-  
9 nile Detention Education Program.

10 “(B) For any student identified under subparagraph (A) of this paragraph,  
11 a school district or public charter school must accept any credits earned by  
12 the student in another school district or public charter school and apply  
13 those credits toward requirements specified by paragraph (a) of this sub-  
14 section or by rule of the State Board of Education if the credits satisfied  
15 those requirements in that other school district or public charter school.

16 “(3) A student providing work samples to demonstrate proficiency in Es-  
17 sential Learning Skills as may be required under subsection (2) of this sec-  
18 tion must be allowed to use accommodations described in the student’s  
19 individualized education program or the student’s plan developed in accord-  
20 ance with section 504 of the Rehabilitation Act of 1978, 29 U.S.C. 794. As  
21 used in this subsection, the term ‘accommodations’:

22 “(a) Includes, but is not limited to:

23 “(A) Additional time to demonstrate proficiency.

24 “(B) The ability to demonstrate proficiency in an alternative location that  
25 is secure and proctored.

26 “(C) The use of text-to-speech or speech-to-text technology or other  
27 assistive technology.

28 “(b) Does not include modifications that lower the proficiency standards  
29 or that are used solely to earn modified credit.

30 “(4) A student may satisfy the requirements of subsection (2) of this sec-

1 tion in less than four years. If a student satisfies the requirements of sub-  
2 section (2) of this section and a school district or public charter school has  
3 received consent as provided by subsection (6) of this section, the school  
4 district or public charter school shall award a high school diploma to the  
5 student.

6 “(5) If a school district or public charter school has received consent as  
7 provided by subsection (6) of this section, the school district or public char-  
8 ter school may advance the student to the next grade level if the student has  
9 satisfied the requirements for the student’s current grade level.

10 “(6)(a) For the purpose of receiving consent as provided by subsections  
11 (1)(d), (4) and (5) of this section, consent shall be provided by:

12 “(A) The parent or guardian of the student, if the student:

13 “(i) Is under 18 years of age and is not emancipated pursuant to ORS  
14 419B.550 to 419B.558; or

15 “(ii) Has been determined not to have the ability to give informed consent  
16 regarding the student’s education pursuant to a protective proceeding under  
17 ORS chapter 125; or

18 “(B) The student, if the student is 18 years of age or older or is  
19 emancipated pursuant to ORS 419B.550 to 419B.558.

20 “(b) For the purpose of awarding a modified diploma or extended diploma  
21 as provided by subsection (1)(d) of this section or of awarding a high school  
22 diploma as provided by subsection (4) of this section, consent must be re-  
23 ceived during the school year for which the diploma will be awarded.

24 “(7) A school district or public charter school shall award a modified di-  
25 ploma only to students who have demonstrated the inability to meet the full  
26 set of academic content standards for a high school diploma with reasonable  
27 modifications and accommodations. To be eligible for a modified diploma, a  
28 student must:

29 “(a) Satisfy the requirements for a modified diploma established by the  
30 State Board of Education; and

1 “(b) Have a documented history of an inability to maintain grade level  
2 achievement due to significant learning and instructional barriers or have  
3 a documented history of a medical condition that creates a barrier to  
4 achievement.

5 “(8) A school district or public charter school shall award an extended  
6 diploma only to students who have demonstrated the inability to meet the  
7 full set of academic content standards for a high school diploma with rea-  
8 sonable modifications and accommodations. To be eligible for an extended  
9 diploma, a student must:

10 “(a) While in grade nine through completion of high school, complete 12  
11 credits, which may not include more than six credits earned in a self-  
12 contained special education classroom and shall include:

13 “(A) Two credits of mathematics;

14 “(B) Two credits of English;

15 “(C) Two credits of science;

16 “(D) Three credits of history, geography, economics or civics;

17 “(E) One credit of health;

18 “(F) One credit of physical education; and

19 “(G) One credit of the arts or a world language; and

20 “(b) Have a documented history of:

21 “(A) An inability to maintain grade level achievement due to significant  
22 learning and instructional barriers;

23 “(B) A medical condition that creates a barrier to achievement; or

24 “(C) A change in the student’s ability to participate in grade level activ-  
25 ities as a result of a serious illness or injury that occurred after grade eight.

26 “(9) A school district or public charter school shall award an alternative  
27 certificate to a student who does not satisfy the requirements for a high  
28 school diploma, a modified diploma or an extended diploma if the student  
29 meets requirements established by the board of the school district or public  
30 charter school.

1 “(10) A student shall have the opportunity to satisfy the requirements of  
2 subsection (7), (8) or (9) of this section by the later of:

3 “(a) Four years after starting grade nine; or

4 “(b) The student reaching the age of 21 years, if the student is entitled  
5 to a public education until the age of 21 years under state or federal law.

6 “(11)(a) A student may satisfy the requirements described in subsection  
7 (7), (8) or (9) of this section in less than four years if consent is provided in  
8 the manner described in subsection (6)(a) of this section.

9 “(b) The consent provided under this subsection must be written and must  
10 clearly state that the parent, guardian or student is waiving the time allowed  
11 under subsection (10) of this section. A consent may not be used to allow a  
12 student to satisfy the requirements of subsection (7), (8) or (9) of this section  
13 in less than three years.

14 “(c) A copy of all consents provided under this subsection for students in  
15 a school district must be forwarded to the district superintendent.

16 “(d) Each school district must provide to the Superintendent of Public  
17 Instruction information about the number of consents provided during a  
18 school year.

19 “(12)(a) A student who qualifies to receive or receives a modified diploma,  
20 an extended diploma or an alternative certificate shall:

21 “(A) Have the option of participating in a high school graduation cere-  
22 mony with the class of the student; and

23 “(B) Have access to instructional hours, hours of transition services and  
24 hours of other services that are designed to:

25 “(i) Meet the unique needs of the student; and

26 “(ii) When added together, provide a total number of hours of instruction  
27 and services to the student that equals at least the total number of instruc-  
28 tional hours that is required to be provided to students who are attending  
29 a public high school.

30 “(b)(A) The number of instructional hours, hours of transition services

1 and hours of other services that are appropriate for a student shall be de-  
2 termined by the student’s individualized education program team. Based on  
3 the student’s needs and performance level, the student’s individualized edu-  
4 cation program team may decide that the student will not access the total  
5 number of hours of instruction and services to which the student has access  
6 under paragraph (a)(B) of this subsection.

7 “(B) A school district may not unilaterally decrease the total number of  
8 hours of instruction and services to which the student has access under  
9 paragraph (a)(B) of this subsection, regardless of the age of the student.

10 “(c) If a student’s individualized education program team decides that the  
11 student will not access the total number of hours of instruction and services  
12 to which the student has access under paragraph (a)(B) of this subsection,  
13 the school district shall annually:

14 “(A) Provide the following information in writing to the parent or  
15 guardian of the student:

16 “(i) The school district’s duty to comply with the requirements of para-  
17 graph (a)(B) of this subsection; and

18 “(ii) The prohibition against a school district’s unilaterally decreasing the  
19 total number of hours of instruction and services to which the student has  
20 access.

21 “(B) Obtain a signed acknowledgment from the parent or guardian of the  
22 student that the parent or guardian received the information described in  
23 subparagraph (A) of this paragraph.

24 “(C) Include in the individualized education program for the student a  
25 written statement that explains the reasons the student is not accessing the  
26 total number of hours of instruction and services to which the student has  
27 access under paragraph (a)(B) of this subsection.

28 “(d) For purposes of paragraph (a)(B) of this subsection, transition ser-  
29 vices and other services designed to meet the unique needs of the student  
30 may be provided to the student through an interagency agreement entered



1 into by the school district if the individualized education program developed  
2 for the student indicates that the services may be provided by another  
3 agency. A school district that enters into an interagency agreement as al-  
4 lowed under this paragraph retains the responsibility for ensuring that the  
5 student has access to the number of service hours required to be provided  
6 to the student under this subsection. An agency is not required to change  
7 any eligibility criteria or enrollment standards prior to entering into an  
8 interagency agreement as provided by this paragraph.

9 “(13) A school district or public charter school shall:

10 “(a) Ensure that students have on-site access to the appropriate resources  
11 to achieve a high school diploma, a modified diploma, an extended diploma  
12 or an alternative certificate at each high school in the school district or at  
13 the public charter school.

14 “(b) Provide literacy instruction to all students until graduation.

15 “(c) Annually provide, to the parents or guardians of a student who has  
16 the documented history described in subsection (8)(b) of this section, infor-  
17 mation about the availability of a modified diploma, an extended diploma and  
18 an alternative certificate and the requirements for the diplomas and certifi-  
19 cate:

20 “(A) Beginning in grade five; or

21 “(B) Beginning after a documented history described in subsection (8)(b)  
22 of this section has been established.

23 “(14) A school district or public charter school shall allow a student to  
24 participate in the high school graduation ceremony with the class of the  
25 student and to wear a dress uniform issued to the student by a branch of the  
26 Armed Forces of the United States if the student:

27 “(a) Qualifies to receive a high school diploma, a modified diploma, an  
28 extended diploma or an alternative certificate under this section; and

29 “(b) Has completed basic training for, and is an active member of, a  
30 branch of the Armed Forces of the United States.

1       **“SECTION 2. (1) The amendments to ORS 329.451 by section 1 of this**  
2       **2021 Act become operative on January 1, 2026.**

3       **“(2) The amendments to ORS 329.451 by section 1 of this 2021 Act**  
4       **first apply to high school diplomas awarded on or after January 1,**  
5       **2026.”.**

6

---