Senate Bill 756
Sponsored by Senator GELSER BLOUIN (at the request of Oregon School Employees Association)

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 employees assigned to work with students with specialized needs to have access to specified records related to students and to be consulted when education plan for student is reviewed or revised.

Specifies compensation, scheduling and training requirements for school district employees assigned to work with students with specialized needs to implement education plan.

Directs Department of Education, Teacher Standards and Practices Commission and Educator Advancement Council to identify career pathway for school district employees assigned to work with students with specialized needs.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT
Relating to school district employees who work with students with specialized needs; and prescribing an effective date.

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

SECTION 1. Sections 2 and 3 of this 2023 Act are added to and made a part of ORS chapter 343.

SECTION 2. (1) As used in this section:
(b) “School district employee” includes all school district employees, including classified and licensed employees regardless of job title or position description.
(c) “Students with specialized needs” includes students who have an individualized education program or a 504 Plan or who otherwise have specialized educational needs.

(2)(a) All school district employees assigned to work with a student with specialized needs to promote the legitimate educational interests of the student must:
(A) Have access provided by the school district to the parts of the student’s education records that include any documentation of the student’s physical needs, behavioral support needs, academic support needs, social support needs or similar documentation; and
(B) Be consulted when the education plan for the student is being reviewed or revised, including being invited to, and compensated for attending, meetings regarding an individualized education program or a 504 Plan.
(b) For the purpose of paragraph (a) of this subsection, a school district employee attending a meeting may not substitute for the participation of a licensed regular education teacher.

(3) All school district employees assigned to work with a student with specialized needs to implement an individualized education program or a 504 Plan must be:
(a) Scheduled to start work no less than 15 minutes before starting contact with 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.

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(b) Provided by the school district with minimum training, as prescribed under section 3 of this 2023 Act.

(c) Paid at a rate that is at least five percent more than the rate for school district employees performing similar work with students who are not students with specialized needs.

SECTION 3. (1) As used in this section:


(b) “School district employee” includes all school district employees, including classified and licensed employees regardless of job title or position description.

(c) “Students with specialized needs” includes students who have an individualized education program or a 504 Plan or who otherwise have specialized educational needs.

(2) The Department of Education, Teacher Standards and Practices Commission and Educator Advancement Council shall collaborate to identify:

(a) Minimum training requirements for school district employees who work with students with specialized needs.

(b) A career pathway for school district employees working with students with specialized needs. The pathway shall include multiple levels of training and education requirements and shall be structured in a manner to recognize progression with higher pay and to discourage new employees from being assigned to work with students who have the highest or most specialized needs.

SECTION 4. The provisions of section 2 (2)(a)(B) and (4) of this 2023 Act related to compensation requirements and scheduling requirements apply:

(1) For school district employees covered by a collective bargaining agreement, on and after the date that a collective bargaining agreement is entered into or revised regarding the school district employee.

(2) For school district employees not covered by a collective bargaining agreement, on and after the effective date of this 2023 Act.

SECTION 5. This 2023 Act takes effect on the 91st day after the date on which the 2023 regular session of the Eighty-second Legislative Assembly adjourns sine die.