

SENATE AMENDMENTS TO SENATE BILL 756

By COMMITTEE ON EDUCATION

April 3

1 On page 1 of the printed bill, delete lines 5 through 27 and delete page 2 and insert:

2 **“SECTION 1. Section 2 of this 2023 Act is added to and made a part of ORS chapter 343.**

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

4 **“(a) ‘504 Plan’ means an education plan developed for a student in accordance with sec-**
5 **tion 504 of the Rehabilitation Act of 1973, 29 U.S.C. 794.**

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

8 **“(c) ‘Students with specialized needs’ includes students who have an individualized edu-**
9 **cation program, a 504 Plan or a behavior intervention plan or who otherwise have specialized**
10 **educational needs.**

11 **“(2)(a) Subject to federal laws related to the confidentiality of educational or health re-**
12 **ords, all school district employees assigned to work with a student with specialized needs**
13 **to assist the student with the educational, behavioral, medical, health or disability-related**
14 **support needs of the student must:**

15 **“(A) Have access to the individualized education program, 504 Plan, behavior intervention**
16 **plan, medical support protocols or any other documentation related to the school district**
17 **employee’s responsibilities to assist with the student’s educational, behavioral, medical,**
18 **health or disability-related support needs.**

19 **“(B) Be consulted with when the education plan for the student is being developed, re-**
20 **viewed or revised, including being invited to, and compensated for attending, meetings re-**
21 **garding:**

22 **“(i) The student’s individualized education program, 504 Plan or behavior intervention**
23 **plan; or**

24 **“(ii) The student, when the decisions made and issues discussed are related to the re-**
25 **sponsibilities of the school district employee to support the student or when the school dis-**
26 **trict employee has unique information about the student’s needs and present level of**
27 **performance.**

28 **“(b) For the purpose of paragraph (a) of this subsection, a school district employee at-**
29 **tending a meeting may not substitute for the participation of a licensed regular education**
30 **teacher.**

31 **“(3) All school district employees assigned to work with a student with specialized needs**
32 **to carry out duties related to the implementation of an individualized education program, 504**
33 **Plan, behavior intervention plan or medical support protocol must be provided by the school**
34 **district with adequate training to safely carry out each of the specialized duties assigned to**
35 **the school district employee.**

