

Senate Bill 821

Sponsored by Senator GELSER BLOUIN

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**.

Directs superintendent of each school district to ensure that district report is prepared that summarizes access to instruction by district students. Prescribes requirements of report.

A BILL FOR AN ACT

1
2 Relating to reports on access to instruction by school district students.

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

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

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

6 (a) "Abbreviated school day" has the meaning given that term in ORS 343.161.

7 (b) "District students" means students who are residents of the school district that pre-
8 pared the report under subsection (2) of this section and who are enrolled in:

9 (A) A school or program operated by the school district or an education service district,
10 including any special schools, special programs or private education programs funded by the
11 school district or education service district; or

12 (B) An education program that is funded with public funds and that is provided through
13 a day treatment program, a residential treatment program, a hospital, a nursing home or a
14 residential care program for students placed by the Department of Human Services, the
15 Oregon Health Authority, the Oregon Youth Authority or a student's parent.

16 (2) Each year, the superintendent of each school district shall ensure that a district re-
17 port is prepared that summarizes access to instruction by district students in kindergarten
18 through grade 12 who are a child with a disability.

19 (3) The report must document, at a minimum, the following information for each school
20 term of the school year:

21 (a) The number and percentage of students in kindergarten through grade 12 who are a
22 child with a disability and who experienced abbreviated school days at any time during the
23 school term.

24 (b) The number and percentage of students in kindergarten through grade 12 who are a
25 child with a disability and whose experience with abbreviated school days resulted in:

26 (A) Less than 20 hours of direct instruction during one or more school weeks.

27 (B) Less than 15 hours of direct instruction during one or more school weeks.

28 (C) Less than 10 hours of direct instruction during one or more school weeks.

29 (D) Less than 5 hours of direct instruction during one or more school weeks.

30 (c) The number and percentage of students in kindergarten through grade 12 who are a
31 child with a disability and who have received home instruction only at any time during 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.

1 school term.

2 (d) The number and percentage of students in grades 9 through 12 who are a child with
3 a disability and who are enrolled in courses that provide less than the full number of credits
4 expected for the majority of students in the same grade and enrolled in a regular high school
5 within the school district.

6 (e) The number and percentage of students in grades 9 through 12 who are a child with
7 a disability and who are enrolled in courses that do not earn credit or courses taken for
8 modified credit.

9 (f) The number and percentage of students in grades 9 through 12 who are not a child
10 with a disability and who are enrolled in courses that do not earn credit or courses taken for
11 modified credit.

12 (4) For each of the categories of information identified in subsection (3) of this section,
13 the report must disaggregate data as follows:

14 (a) The eligibility condition of the student, based on the list of eligibility conditions
15 identified in ORS 343.035 (1) and by rule of the State Board of Education.

16 (b) The race and ethnicity of all students for whom the number and percentage are re-
17 ported.

18 (c) An indication of whether the students for whom the number and percentage are re-
19 ported are eligible for and enrolled in an English language learner program.

20 (d) The type of school, program or other placement in which each student for whom the
21 number and percentage are reported spends the majority of the student's time for education
22 purposes.

23 (5) A report prepared under this section must be made available no later than September
24 1 of each year to:

25 (a) The school district board;

26 (b) The Department of Education;

27 (c) The state protection and advocacy system described in ORS 192.517; and

28 (d) The public, on the school district's website and at the school district's main office.

29 (6) On the website of the Department of Education, the department shall make public and
30 readily accessible:

31 (a) All reports received under this section;

32 (b) A prominent indicator of which school districts failed to submit a report under this
33 section or submitted the report after the date specified in subsection (5) of this section; and

34 (c) An archive of the information described in paragraphs (a) and (b) of this section,
35 which must be maintained for at least seven years from the date by which the report was
36 required to be submitted to the department.

37 **SECTION 3.** The report required under section 2 of this 2023 Act must first be prepared
38 by September 1, 2024, and must include the required data for the 2023-2024 school year and
39 for the last school term of the 2022-2023 school year.

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