

Requested by Senator GELSER BLOUIN

**PROPOSED AMENDMENTS TO
SENATE BILL 756**

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

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

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

6 **“(a) ‘504 Plan’ means an education plan developed for a student in**
7 **accordance with section 504 of the Rehabilitation Act of 1973, 29 U.S.C.**
8 **794.**

9 **“(b) ‘School district employee’ includes all school district employ-**
10 **ees, including classified and licensed employees regardless of job title**
11 **or position description.**

12 **“(c) ‘Students with specialized needs’ includes students who have**
13 **an individualized education program, a 504 Plan or a behavior inter-**
14 **vention plan or who otherwise have specialized educational needs.**

15 **“(2)(a) Subject to federal laws related to the confidentiality of edu-**
16 **cational or health records, all school district employees assigned to**
17 **work with a student with specialized needs to assist the student with**
18 **the educational, behavioral, medical, health or disability-related sup-**
19 **port needs of the student must:**

20 **“(A) Have access to the individualized education program, 504 Plan,**
21 **behavior intervention plan, medical support protocols or any other**

1 **documentation related to the school district employee’s responsibilities**
2 **to assist with the student’s educational, behavioral, medical, health**
3 **or disability-related support needs.**

4 **“(B) Be consulted with when the education plan for the student is**
5 **being developed, reviewed or revised, including being invited to, and**
6 **compensated for attending, meetings regarding:**

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

9 **“(ii) The student, when the decisions made and issues discussed are**
10 **related to the responsibilities of the school district employee to sup-**
11 **port the student or when the school district employee has unique in-**
12 **formation about the student’s needs and present level of performance.**

13 **“(b) For the purpose of paragraph (a) of this subsection, a school**
14 **district employee attending a meeting may not substitute for the par-**
15 **ticipation of a licensed regular education teacher.**

16 **“(3) All school district employees assigned to work with a student**
17 **with specialized needs to carry out duties related to the implementa-**
18 **tion of an individualized education program, 504 Plan, behavior inter-**
19 **vention plan or medical support protocol must be provided by the**
20 **school district with adequate training to safely carry out each of the**
21 **specialized duties assigned to the school district employee.**

22 **“SECTION 3. This 2023 Act takes effect on the 91st day after the**
23 **date on which the 2023 regular session of the Eighty-second Legislative**
24 **Assembly adjourns sine die.”.**

25 _____