

HB 3288-1  
(LC 3928)  
3/6/23 (HRL/ps)

Requested by Representative BOWMAN (at the request of Coalition of Communities of Color)

**PROPOSED AMENDMENTS TO  
HOUSE BILL 3288**

1 On page 1 of the printed bill, delete lines 5 through 30 and delete page  
2 2 and insert:

3 **“SECTION 2. (1) The State Board of Education shall adopt by rule**  
4 **uniform standards, based on local, statewide and national best prac-**  
5 **tices, for the collection of data on race, ethnicity and preferred spoken**  
6 **and written languages for public school students in kindergarten**  
7 **through grade 12. The board shall review and update the standards at**  
8 **least once every two years to ensure that the standards are efficient,**  
9 **uniform and consistent with best practices.**

10 **“(2) Standards described in subsection (1) of this section shall be**  
11 **adopted, reviewed and updated:**

12 **“(a) In a manner to ensure alignment with federal reporting re-**  
13 **quirements;**

14 **“(b) In consultation with the Oregon Health Authority to ensure,**  
15 **to the greatest extent practicable, alignment with standards adopted**  
16 **by the authority under ORS 413.161;**

17 **“(c) In consultation with representatives from tribal governments;**  
18 **and**

19 **“(d) In consultation with the advisory committee convened under**  
20 **subsection (3) of this section.**

21 **“(3) The State Board of Education shall convene an advisory com-**

1 **mittee in accordance with ORS 183.333 to assist the board in adopting,**  
2 **reviewing and updating the standards described in subsection (1) of**  
3 **this section. The advisory committee shall be composed of individuals**  
4 **likely to be affected by the standards, advocates for individuals likely**  
5 **to be affected by the standards and individuals likely to collect or use**  
6 **the data in educational or community settings, including:**

7 **“(a) Individuals who have lived experiences with, or a demonstrated**  
8 **understanding of, issues facing persons who are:**

9 **“(A) American Indian or Alaska Native;**

10 **“(B) Black or African American;**

11 **“(C) Hispanic or Latino, including individuals of Mexican, Cuban,**  
12 **Puerto Rican, South American, Central American or Spanish descent;**

13 **“(D) Middle Eastern or North African; or**

14 **“(E) Native Hawaiian or Pacific Islander;**

15 **“(b) Representatives of culturally specific organizations;**

16 **“(c) Representatives of community-based organizations with recog-**  
17 **nized expertise in data justice issues;**

18 **“(d) Representatives of student and parent organizations; and**

19 **“(e) Representatives of organizations representing school district**  
20 **boards, school district administrators, licensed school employees and**  
21 **classified school employees.**

22 **“SECTION 3. For the purpose of section 2 of this 2023 Act, the De-**  
23 **partment of Education shall:**

24 **“(1) Consult with representatives from the Oregon Health Author-**  
25 **ity, tribal governments and the advisory committee convened under**  
26 **section 2 (3) of this 2023 Act to, no later than March 15, 2025:**

27 **“(a) Develop and propose the standards required under section 2 of**  
28 **this 2023 Act for consideration and possible adoption by the State**  
29 **Board of Education.**

30 **“(b) Develop a plan for implementation of the standards by school**

1 **districts. The plan must include:**

2 **“(A) A statewide needs assessment describing how school districts**  
3 **in this state currently collect and report data on the race, ethnicity**  
4 **and preferred spoken and written languages for public school students**  
5 **in kindergarten through grade 12.**

6 **“(B) A statewide implementation strategy for the proposed stan-**  
7 **dards that includes a timeline and costs associated with data**  
8 **governance, data system upgrades, strategic communications, training**  
9 **needs, ongoing revisions to the standards in response to emergent**  
10 **needs and federal reporting requirements, community outreach, data**  
11 **quality and reporting.**

12 **“(C) Recommendations for how to make the collected data publicly**  
13 **available at the school district level with safeguards needed to protect**  
14 **student privacy.**

15 **“(D) Recommendations for a regular review process and account-**  
16 **ability requirements to ensure school district compliance with the**  
17 **standards.**

18 **“(2) Report to the interim committees of the Legislative Assembly**  
19 **related to education, in the manner provided in ORS 192.245, on the**  
20 **implementation of section 2 of this 2023 Act no later than September**  
21 **15, 2024. The report must include, at a minimum, a description of the**  
22 **progress and challenges of implementing section 2 of this 2023 Act.**

23 **“SECTION 4. Section 2 of this 2023 Act is amended to read:**

24 **“Sec. 2. (1) The State Board of Education shall adopt by rule uniform**  
25 **standards, based on local, statewide and national best practices, for the col-**  
26 **lection of data on race, ethnicity and preferred spoken and written languages**  
27 **for public school students in kindergarten through grade 12. The board shall**  
28 **review and update the standards at least once every two years to ensure that**  
29 **the standards are efficient, uniform and consistent with best practices.**

30 **“(2) Standards described in subsection (1) of this section shall be adopted,**

1 reviewed and updated:

2 “(a) In a manner to ensure alignment with federal reporting requirements;

3 “(b) In consultation with the Oregon Health Authority to ensure, to the  
4 greatest extent practicable, alignment with standards adopted by the au-  
5 thority under ORS 413.161;

6 “(c) In consultation with representatives from tribal governments; and

7 “(d) In consultation with the advisory committee convened under sub-  
8 section (3) of this section.

9 “(3) The State Board of Education shall convene an advisory committee  
10 in accordance with ORS 183.333 to assist the board in adopting, reviewing  
11 and updating the standards described in subsection (1) of this section. The  
12 advisory committee shall be composed of individuals likely to be affected by  
13 the standards, advocates for individuals likely to be affected by the standards  
14 and individuals likely to collect or use the data in educational or community  
15 settings, including:

16 “(a) Individuals who have lived experiences with, or a demonstrated  
17 understanding of, issues facing persons who are:

18 “(A) American Indian or Alaska Native;

19 “(B) Black or African American;

20 “(C) Hispanic or Latino, including individuals of Mexican, Cuban, Puerto  
21 Rican, South American, Central American or Spanish descent;

22 “(D) Middle Eastern or North African; or

23 “(E) Native Hawaiian or Pacific Islander;

24 “(b) Representatives of culturally specific organizations;

25 “(c) Representatives of community-based organizations with recognized  
26 expertise in data justice issues;

27 “(d) Representatives of student and parent organizations; and

28 “(e) Representatives of organizations representing school district boards,  
29 school district administrators, licensed school employees and classified  
30 school employees.

1       “(4) All school districts in this state must apply the uniform stan-  
2       dards adopted by the State Board of Education under this section in  
3       all programs and procedures used to collect, record or report data de-  
4       scribed in subsection (1) of this section.

5       “SECTION 5. The amendments to section 2 of this 2023 Act by sec-  
6       tion 4 of this 2023 Act become operative on July 1, 2026.”.

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