

# A-Engrossed House Bill 4077

Ordered by the House February 14  
Including House Amendments dated February 14

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Education for Representative Courtney Neron)

## 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. The statement includes a measure digest written in compliance with applicable readability standards.

**Digest: Requires ODE to find a common way for employees at a school to record an injury. (Flesch Readability Score: 68.9).**

*[Digest: Expands the uses for a fund that is used to pay for the high costs of special education. Establishes a group to help schools to bill Medicaid. Lists the laws that a recovery school must follow. (Flesch Readability Score: 74.8).]*

*[Authorizes moneys in the High Cost Disabilities Account to be distributed to school districts that have a community impact that causes disproportionately high costs associated with the provision of special education and related services.]*

*[Establishes the School Medicaid Technical Advisory Committee. Establishes the duties and membership of the committee.]*

*[Modifies the statutes and rules that are applicable to approved recovery schools.]*

*[Takes effect on July 1, 2024.]*

**Directs the Department of Education to develop and implement a standardized method to be used by school districts and education service districts to record school workplace safety incidents. Requires the department to convene an advisory committee to assist in the development of the standardized method and to develop and ensure compliance with a training and implementation plan for the standardized method.**

## A BILL FOR AN ACT

1  
2 Relating to education.

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

4 **SECTION 1. (1) The Department of Education, in consultation with the Department of**  
5 **Consumer and Business Services, shall develop and implement a standardized method to be**  
6 **used by school districts and education service districts to record school workplace safety**  
7 **incidents.**

8 **(2) The standardized method must require, and any form developed for and used pursuant**  
9 **to the standardized method must provide for, the following data to be recorded for each**  
10 **school workplace safety incident:**

11 **(a) The identity of the staff member involved in the incident.**

12 **(b) The school district in which the incident occurred.**

13 **(c) The school or other location where the incident occurred.**

14 **(d) For an incident that occurred at a school, the location within the school where the**  
15 **incident occurred.**

16 **(e) The nature of any injuries occurring as a result of the incident, including:**

17 **(A) Whether the injury was recorded as a work-related injury to comply with applicable**  
18 **health and safety record keeping requirements; and**

19 **(B) Whether the injury is classified as a disabling compensable injury or a nondisabling**

**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 **compensable injury under ORS chapter 656.**

2 **(f) Whether a student was involved in the incident.**

3 **(g) The status of any de-escalation training received by the staff member.**

4 **(h) Any additional data, as required by the Department of Education.**

5 **(3) The standardized method must provide for:**

6 **(a) The recording of the data described in subsection (2) of this section in a manner that**  
7 **is:**

8 **(A) Easy to use for staff members; and**

9 **(B) Accessible, including being provided in the five languages listed under ORS 251.167.**

10 **(b) A format for making the data described in subsection (2) of this section accessible for**  
11 **purposes of data collection and analysis.**

12 **(c) Consistency in and fidelity to the data collected.**

13 **(d) The minimization of duplicative reporting of school workplace safety incidents.**

14 **(e) Safeguards to address bias against protected classes of students.**

15 **SECTION 2. (1) The Department of Education, in consultation with the Department of**  
16 **Consumer and Business Services, shall convene an advisory committee to assist in the de-**  
17 **velopment of the standardized method to be used by school districts and education service**  
18 **districts to record school workplace safety incidents, as described in section 1 of this 2024**  
19 **Act.**

20 **(2) The advisory committee shall consist of the following:**

21 **(a) A representative of a statewide organization that represents school administrators.**

22 **(b) A representative of a statewide organization that represents school boards.**

23 **(c) A representative of a statewide organization that primarily represents licensed edu-**  
24 **cators.**

25 **(d) A representative of a statewide organization that primarily represents classified ed-**  
26 **ucators and educator staff.**

27 **(e) A representative of a statewide organization that represents education service dis-**  
28 **tricts.**

29 **(f) A representative of the Occupational Safety and Health Division of the Department**  
30 **of Consumer and Business Services.**

31 **(g) A representative of the Workers' Compensation Division of the Department of Con-**  
32 **sumer and Business Services.**

33 **(h) A representative of the State Accident Insurance Fund Corporation.**

34 **(i) A representative of the system designated to protect and advocate for the rights of**  
35 **individuals with disabilities or a representative of the parent information and training center**  
36 **for families with children with disabilities.**

37 **(3) The advisory committee shall:**

38 **(a) Submit input for a training and implementation plan for school districts and educa-**  
39 **tion service district of the standardized method to record school workplace safety incidents;**  
40 **and**

41 **(b) Recommend to the Department of Education additional data to be collected under the**  
42 **standardized method, as provided by section 1 (2)(g) of this 2024 Act.**

43 **(4) The advisory committee shall meet as required by the Department of Education, in**  
44 **consultation with the Department of Consumer and Business Services. Meetings must occur**  
45 **during nonschool hours.**

1       **(5) Members of the advisory committee are not entitled to compensation or reimburse-**  
2 **ment for expenses and serve as volunteers on the advisory committee.**

3       **SECTION 3. Section 2 of this 2024 Act is repealed on January 2, 2027.**

4       **SECTION 4. The Department of Education, in consultation with the Department of Con-**  
5 **sumer and Business Services, shall develop and ensure compliance with a training and im-**  
6 **plementation plan developed for the purpose of enabling school districts and education**  
7 **service districts to implement the standardized method to record school workplace safety**  
8 **incidents developed under section 1 of this 2024 Act. The plan must adhere to the following**  
9 **timelines:**

10       **(1) No later than August 1, 2025, the Department of Education and the Department of**  
11 **Consumer and Business Services must submit a report in the manner provided by ORS**  
12 **192.245 to the interim committees of the Legislative Assembly related to education. The re-**  
13 **port must include a description of the training and implementation plan, including a timeline**  
14 **for training and implementation.**

15       **(2) No later than January 1, 2026, the Department of Education, in consultation with the**  
16 **Department of Consumer and Business Services, shall begin implementation of the stand-**  
17 **ardized method in school districts and education service districts.**

18       **(3) No later than August 15, 2026, all school districts and education service districts must**  
19 **implement the standardized method.**

20