

Requested by Representative MCINTIRE

**PROPOSED AMENDMENTS TO  
SENATE BILL 1583**

1 On page 1 of the printed bill, delete lines 5 through 28 and delete pages  
2 2 and 3 and insert:

3 **“SECTION 1.** ORS 337.260, as amended by section 3, chapter 202, Oregon  
4 Laws 2019, and section 2, chapter 328, Oregon Laws 2023, is amended to read:

5 “337.260. (1) Every district school board, the State Board of Education  
6 and every committee or *[officer]* **administrator** responsible for the adoption  
7 of textbooks and other instructional materials for use in the public schools  
8 shall adopt textbooks and other instructional materials on American history  
9 and government that adequately stress the services rendered by those who  
10 achieved our national independence, who established our form of constitu-  
11 tional government and who preserved our federal union. Textbooks and  
12 other instructional materials shall adequately address the roles in and con-  
13 tributions to the economic, political and social development of Oregon and  
14 the United States by men and women who:

15 “[1] (a) Are Native American;

16 “[2] (b) Are of European, African, Asian, Pacific Island, Chicano,  
17 Latino, Middle Eastern or Jewish descent;

18 “[3] (c) Have disabilities;

19 “[4] (d) Are immigrants or refugees; or

20 “[5] (e) Are lesbian, gay, bisexual or transgender.

21 **“(2)(a) To comply with the prohibition on discrimination required**

1 by ORS 659.850, a district school board or a committee or an adminis-  
2 trator responsible for the adoption of textbooks or other instructional  
3 materials under this section may not prohibit the use of, or refuse to  
4 approve the use of, textbooks or instructional materials on the basis  
5 that the textbooks or instructional materials include a study of the  
6 roles and contributions of any individual or group identified in sub-  
7 section (1) of this section.

8 “(b) Nothing in paragraph (a) of this subsection requires a district  
9 school board, a committee or an administrator to adopt all textbooks  
10 and other instructional materials that include a study of the roles and  
11 contributions of any individual or group identified in subsection (1) of  
12 this section as long as the district school board, committee or admin-  
13 istrator does not prohibit the use of, or refuse to approve the use of,  
14 textbooks or instructional materials on the sole basis that the text-  
15 books or instructional materials include a study of the roles and con-  
16 tributions of any individual or group identified in subsection (1) of this  
17 section.

18 “**SECTION 2.** ORS 337.120 is amended to read:

19 “337.120. (1)(a) A district school board, with the assistance of teachers and  
20 administrators of the district, shall adopt a list of textbooks and other in-  
21 structional materials for each grade and subject for which instruction is  
22 provided by the school district.

23 “(b) When adopting a list of textbooks and other instructional materials,  
24 the district school board:

25 “(A) Shall consider whether the textbooks and other instructional mate-  
26 rials are available through online resources that enable students with print  
27 disabilities to receive the textbooks and instructional materials free of  
28 charge.

29 “(B) To comply with the prohibition on discrimination required by  
30 ORS 659.850, may not prohibit the use of, or refuse to approve the use

1 of, textbooks and instructional materials on the basis that the text-  
2 books or instructional materials include a study of the roles and con-  
3 tributions of any individual or group against whom discrimination is  
4 prohibited under ORS 659.850. Nothing in this subparagraph requires  
5 a district school board to adopt all textbooks and other instructional  
6 materials that include a study of the roles and contributions of any  
7 individual or group against whom discrimination is prohibited under  
8 ORS 659.850 as long as the district school board does not prohibit the  
9 use of, or refuse to approve the use of, textbooks or instructional  
10 materials on the sole basis that the textbooks or instructional mate-  
11 rials include a study of the roles and contributions of any individual  
12 or group against whom discrimination is prohibited under ORS 659.850.

13 “(c) The district school board shall adopt the list in compliance with ORS  
14 337.141 and shall involve parents and citizens in the process.

15 “(2) The district school board shall cause the textbooks or other instruc-  
16 tional materials, according to titles, that are included on the list adopted  
17 under subsection (1) of this section to be used in its schools at the beginning  
18 of the next school year following the state adoption under ORS 337.141, ex-  
19 cept when, pursuant to rules of the State Board of Education, the district  
20 school board is authorized by the Superintendent of Public Instruction to  
21 postpone use for a reasonable period of time.

22 “(3) District school boards shall establish a process and timeline for reg-  
23 ularly determining whether textbooks and instructional materials on the list  
24 adopted under subsection (1) of this section are available through online re-  
25 sources that enable students with print disabilities to receive textbooks and  
26 instructional materials free of charge.

27 **“SECTION 3.** ORS 336.082 is amended to read:

28 “336.082. (1) The State Board of Education shall encourage the develop-  
29 ment and implementation of curriculum for public elementary and secondary  
30 schools in Oregon that will improve instructional effectiveness or efficiency

1 and that does not [*discriminate*] **include discrimination.**

2 “(2) The State Board of Education shall stimulate the development of  
3 nondiscriminatory courses of study or parts of courses to improve instruc-  
4 tional effectiveness or efficiency in public elementary and secondary schools  
5 in Oregon. The board may direct the Department of Education or contract  
6 with appropriate public educational agencies to develop program materials  
7 and to establish a mechanism for the purpose of introducing the materials  
8 and implementing the techniques.

9 “[*(3) As used in subsection (1) of this section, ‘discriminate’ has the mean-*  
10 *ing given ‘discrimination’ in ORS 659.850.*]

11 “**(3)(a) To comply with the prohibition on discrimination required**  
12 **by ORS 659.850, a district school board or any person responsible for**  
13 **the development or implementation of curriculum in a public elemen-**  
14 **tary or secondary school in Oregon may not prohibit the use of, or**  
15 **refuse to approve the use of, program materials on the basis that the**  
16 **program materials include a study of the roles and contributions of**  
17 **any individual or group against whom discrimination is prohibited.**

18 “**(b) Nothing in paragraph (a) of this subsection requires a district**  
19 **school board or any person responsible for the development or imple-**  
20 **mentation of curriculum in a public elementary or secondary school**  
21 **in Oregon to adopt all program materials that include a study of the**  
22 **roles and contributions of any individual or group against whom dis-**  
23 **crimination is prohibited under ORS 659.850 as long as the board or**  
24 **person does not prohibit the use of, or refuse to approve the use of,**  
25 **program materials on the sole basis that the program materials in-**  
26 **clude a study of the roles and contributions of any individual or group**  
27 **against whom discrimination is prohibited under ORS 659.850.**

28 “**(4) As used in this section, ‘discrimination’ has the meaning given**  
29 **that term in ORS 659.850.**

30 “**SECTION 4. (1) To comply with the prohibition on discrimination**

1 required by ORS 659.850, a district school board or any person respon-  
2 sible for the selection or retention of books in the library of a public  
3 elementary or secondary school of this state may not prohibit the se-  
4 lection or retention of, or refuse to select or retain, a library book on  
5 the basis that the library book includes a study or story of any indi-  
6 vidual or group against whom discrimination is prohibited under ORS  
7 659.850.

8 “(2) Nothing in subsection (1) of this section requires a district  
9 school board or any person responsible for the selection or retention  
10 of books in the library of a public elementary or secondary school of  
11 this state to adopt all library books that include a study of the roles  
12 and contributions of any individual or group against whom discrimi-  
13 nation is prohibited under ORS 659.850 as long as the board or person  
14 does not prohibit the use of, or refuse to approve the use of, library  
15 books on the sole basis that the library books include a study of the  
16 roles and contributions of any individual or group against whom dis-  
17 crimination is prohibited under ORS 659.850.

18 “SECTION 5. This 2024 Act being necessary for the immediate  
19 preservation of the public peace, health and safety, an emergency is  
20 declared to exist, and this 2024 Act takes effect on its passage.”.

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