

STATE BOARD OF EDUCATION – ADMINISTRATIVE RULE SUMMARY

Title/OAR #: First Reading: Emergency Plans and Safety Programs/ 581-022-1420

Date: 5/18/2015

Staff/Office: Mitch Kruska and Jeremy Wells / Student Services

New Rule **Amend Existing Rule** **Repeal Rule**

Hearing Date: September 2015 **Hearings Officer Report Attached**

Prompted by: **State law changes** **Federal law changes** **Other**

Action Requested:

First Reading/Second Reading **Adoption** **Adoption/Consent Agenda**

PROPOSED/AMENDED RULE SUMMARY:

Amends Emergency Plans and Safety Programs OAR 581-022-1420 to require schools to drill and instruct on safety threats.

BACKGROUND:

Currently under OAR 581-022-1420 schools have to maintain a comprehensive safety program; however, it does **not** specifically list what types of emergencies Districts shall drill/train on. This amendment specifies that Districts **shall** drill/train on safety threats related to lockdown, lockout, shelter in place and evacuations specifically and other appropriate actions to take when there is a threat to safety.

This specific action has not been before the board.

ISSUES/CONCERNS THAT SURFACED DURING RULE WORK:

No public comments were made throughout the legislative process and it passed both houses with a unanimous vote of approval.

CHANGED SINCE LAST BOARD MEETING?

- N/A; first read—hasn't been before board
- No; same as last month
- Yes – As follows:

STAFF RECOMMENDATION:

- Adopt administrative rule as prepared this month
- Adopt administrative rule next month
- No recommendation at this time (rarely used)

FISCAL IMPACT (if any): Districts may have costs associated with material purchases and or the hiring of speakers on the Safety Threat topic. This will also likely impact student instructional time during both instruction and drilling on Safety Threats.

EFFECT OF YES VOTE: A vote of yes will aline the OAR's with the requiremetns of HB 2661.

EFFECT OF NO VOTE: A no vote would prevent the Department from enforcing HB 2661

The school district shall maintain a comprehensive safety program for all employees and students which shall:

- (1) Include plans for responding to emergency situations.
- (2) Specify general safety and accident prevention procedures with specific instruction for each type of classroom and laboratory.
- (3) Provide instruction in basic emergency procedures for each laboratory, shop and studio, including identification of common physical, chemical, and electrical hazards.
- (4) Require necessary safety devices and instruction for their use.
- (5) Require that an accident prevention inservice program for all employees be conducted periodically and documented.
- (6) Provide assurance that each student has received appropriate safety instruction.
- (7) Provide for regularly scheduled and documented safety inspections which will assure that facilities and programs are maintained and operated in a manner which protects the safety of all students and employees.
- (8) Require reports of accidents involving school district property, or involving employees, students or visiting public, as well as prompt investigation of all accidents, application of appropriate corrective measures, and monthly and annual analyses of accident data and trends.

[(9) In schools operated by the district that are occupied by students, the district must ensure that all students are instructed and have drills on emergency procedures in compliance with ORS 336.071. The emergency procedures shall include drills and instruction on:

a) Fires;

(b) Earthquakes, which shall include tsunami drills and instruction in schools in atsunami hazard zone; and

(c) Safety threats including procedures realted to lockdown, lockout, shelter in place and evacuation and other appropriate actions to take when there is a threat to safety.]

Stat. Auth.: ORS 326.051

Stats. Implemented: ORS 336.071

Hist.: EB 18-1996, f. & cert. ef. 11-1-96

581-024-0275

Facilities and Safety and Emergency Planning

- (1) Each district shall operate and maintain an administration office and other physical facilities as necessary to accommodate district services. These facilities must be in compliance with applicable federal and state health and safety regulations.
- (2) Each district shall maintain inspection reports showing the district in compliance with all applicable federal and state health and safety regulations.
- (3) In facilities operated by the district, each district shall provide for regularly scheduled and documented safety inspections to assure that the facilities and services are operated and maintained in a manner that protects the safety and health of staff and students.
- (4) In ~~facilities~~ **[schools]** operated by the district that are occupied by students, the district must ensure that all students are instructed and have drills on emergency procedures in compliance with ORS 336.071. The emergency procedures shall include drills and instruction on:

a) ~~f~~ **[F]**ires; ~~and~~

(b) ~~e~~ **[E]arthquakes, [which shall include tsunami drills and instruction in schools in a tsunami hazard zone; and**

(c) Safety threats including procedures related to lockdown, lockout, shelter in place and evacuation and other appropriate actions to take when there is a threat to safety.] ~~In addition, facilities that are in a coastal zone shall include tsunami drills and instruction.~~

(5) In facilities operated by the district, each district must have a written plan for responding to emergency situations. Emergency situations include but are not limited to: injury accidents, fire, chemical spill, hazardous materials, exposure to contagious disease, fire arms on the premises, and other illegal acts that threaten the health and safety of staff and students.

(a) Emergency plans should be coordinated with appropriate police and fire services, ambulance services and area hospitals.

(b) There should be an adequate internal communication system in district operated facilities to transmit emergency information to staff and students in a rapid and clear manner.

(c) The emergency plan should be posted in conspicuous places throughout district operated facilities.

(d) There should be periodic training for staff and students regarding the emergency plan. Appropriate first-aid supplies and at least one staff member with a current first-aid/CPR card shall be available at all district operated facilities.

Stat. Auth.: ORS 334.125, 334.217 & 336.071

Stats. Implemented: ORS 334.125, 334.217 & 336.071

Hist.: 1EB 237, f. & ef. 7-9-76; 1EB 265, f. & ef. 8-22-77; 1EB 4-1985, f. 1-4-85, ef. 7-1-85; EB 10-1994, f. & cert. ef. 8-16-94; ODE 28-2008, f. 10-23-08, cert. ef. 10-24-08