

Enrolled
House Bill 4140

Sponsored by Representatives NERON, MEEK, Senators HASS, THOMSEN; Representatives ALONSO LEON, CLEM, HELM, KENY-GUYER, MITCHELL, NOSSE, PILUSO, POWER, PRUSAK, REARDON, SALINAS, SANCHEZ, SCHOUTEN, SOLLMAN, WILDE, WITT, ZIKA, Senators BOQUIST, DEMBROW (Presession filed.)

CHAPTER

AN ACT

Relating to students diagnosed with a brain injury.

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

SECTION 1. (1) The Department of Education shall develop a form for public education programs to use when a student has been diagnosed with a concussion or other brain injury.

(2) The form required under this section must describe academic accommodations that a public education program may make for a student who has been diagnosed with a concussion or other brain injury. The accommodations must be optional for a public education program to provide and must be nonmedical.

(3)(a) The department must distribute the form developed under this section to public education programs.

(b) The department must make the form developed under this section available for use by educators and other program employees, students, parents and guardians.

(4)(a) A public education program must make the form developed under this section available as soon as practicable to an educator, a program employee, a student, a parent or a guardian when:

(A) The public education program receives notice that a student has been diagnosed with a concussion or other brain injury; or

(B) Requested by an educator, a program employee, a student, a parent or a guardian.

(b) Nothing in this subsection requires a public education program to provide any or all of the academic accommodations described on the form.

(5) The State Board of Education may adopt any rules necessary for the implementation of this section.

SECTION 2. (1) Section 1 of this 2020 Act becomes operative on August 1, 2021.

(2) Notwithstanding the operative date set forth in subsection (1) of this section, the Department of Education may take any action before the operative date set forth in subsection (1) of this section to ensure compliance with section 1 of this 2020 Act by August 1, 2021.

Passed by House February 12, 2020

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Timothy G. Sekerak, Chief Clerk of House

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Tina Kotek, Speaker of House

Passed by Senate February 20, 2020

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Peter Courtney, President of Senate

Received by Governor:

.....M,....., 2020

Approved:

.....M,....., 2020

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Kate Brown, Governor

Filed in Office of Secretary of State:

.....M,....., 2020

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Bev Clarno, Secretary of State