

B-Engrossed
Senate Bill 713

Ordered by the House May 24
Including Senate Amendments dated April 12 and House Amendments
dated May 24

Sponsored by Senators DEMBROW, MANNING JR, FREDERICK; Representatives REARDON, RUIZ, SOLLMAN

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.

Prohibits public or private post-secondary institution of education from requiring prospective student to disclose whether prospective student has criminal conviction before institution makes final determination on whether to admit student.

Requires materials or websites created by institution that are routinely used by prospective students when deciding whether to apply for admission to include notification to prospective students if institution determined that particular course, **apprenticeship**, program, major or degree pathway is likely to lead to professional licensure requirements that may exclude individuals with criminal convictions.

Exempts from requirements any course, apprenticeship, program, major or degree pathway at institution where applicants apply via direct entry and institution has determined that individuals with criminal backgrounds are likely to encounter barriers to licensure or practicum placements. Requires that any course, apprenticeship, program, major or degree pathway that uses exemption to deny admission to applicant based on prior criminal conviction must notify applicant and allow applicant to appeal decision under formal process established by institution.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to applying to post-secondary institutions of education; and declaring an emergency.

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

4 **SECTION 1. (1)(a) Except as otherwise required by law, a public or private post-**
5 **secondary institution of education may not require a prospective student to disclose whether**
6 **the prospective student has a criminal conviction before the institution makes a final deci-**
7 **sion on whether to admit the prospective student.**

8 **(b) Any materials or websites that are created by a public or private post-secondary in-**
9 **stitution of higher education and that are routinely used by prospective students when de-**
10 **termining whether to apply for admission to a particular course, apprenticeship, program, major**
11 **or degree pathway at the institution must include a notification to prospective students if**
12 **the institution has determined that the particular course, apprenticeship, program, major**
13 **or degree pathway is likely to lead to professional licensure requirements that may exclude**
14 **individuals with criminal convictions.**

15 **(2)(a) Subsection (1) of this section does not apply to any course, apprenticeship, pro-**
16 **gram, major or degree pathway at a public or private post-secondary institution of education**
17 **where:**

18 **(A) Applicants are required to apply for admission directly to the course, apprenticeship,**
19 **program, major or degree pathway; and**

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 **(B) As determined by the institution, individuals with criminal backgrounds are likely to**
2 **encounter barriers to licensure or practicum placements.**

3 **(b) If a course, apprenticeship, program, major or degree pathway at a public or private**
4 **post-secondary institution of education described in paragraph (a) of this subsection elects**
5 **to deny admission to an applicant based on the applicant's prior criminal conviction, the in-**
6 **stitution shall notify the applicant, who may appeal the decision under a formal process es-**
7 **tablished by the institution.**

8 **SECTION 2.** **Section 1 of this 2021 Act first applies to applications for the 2022-2023 aca-**
9 **demic year.**

10 **SECTION 3.** **This 2021 Act being necessary for the immediate preservation of the public**
11 **peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect**
12 **on its passage.**

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