

House Bill 3287

Sponsored by Representative HUDSON

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 **as introduced**.

Prescribes requirements for transfer of student permanent records when private school closes.

A BILL FOR AN ACT

1
2 Relating to student permanent records.

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

4 **SECTION 1. (1) As used in this section:**

5 (a) **“Parent organization” means the organization that coordinates, supervises or exer-**
6 **cises control over one or more private schools in this state and that is part of a system,**
7 **organization, franchise or church ministry.**

8 (b) **“Private school” means a school that:**

9 (A) **Offers education in grades 7 through 12, or any combination of those grade levels;**
10 **and**

11 (B) **Provides instructional programs that are not limited solely to dancing, drama, music,**
12 **religious or athletic instruction.**

13 (c) **“Student permanent record” means records less than 75 years old that contain the**
14 **following information:**

15 (A) **The name and address of the private school;**

16 (B) **The full legal name of the student;**

17 (C) **The student’s date of birth and place of birth;**

18 (D) **The name of the parents or guardians of the student;**

19 (E) **The date of the student’s entry into the private school;**

20 (F) **The name of the school previously attended by the student, if applicable;**

21 (G) **The subjects taken by the student at the private school;**

22 (H) **The grades earned by the student at the private school;**

23 (I) **The credits earned by the student at the private school;**

24 (J) **The attendance record of the student at the private school;**

25 (K) **The date of withdrawal of the student from the private school; and**

26 (L) **The student’s Social Security number, when voluntarily provided.**

27 (2) **When a private school operating in this state closes, the private school shall transfer**
28 **all student permanent records in the custody of the private school to:**

29 (a) **The education service district in which the private school is located; or**

30 (b) **If the private school is part of a system, organization, franchise or church ministry,**
31 **the administrative office of the parent organization.**

32 (3) **For the purpose of subsection (2)(b) of this section:**

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 (a) When a private school transfers student permanent records to the administrative
2 office of the parent organization, the private school shall notify the education service district
3 in which the private school is located of the transfer and the contact information of the ad-
4 ministrative office.

5 (b) If the parent organization closes or ceases operations in this state, the parent or-
6 ganization shall transfer any student permanent records in the custody of the parent or-
7 ganization and in relation to a private school that had operated in this state to the education
8 service district in which the private school was located.

9 (4) For the purpose of transfers made as provided by subsections (2) and (3) of this sec-
10 tion, the student permanent records may be in paper or electronic format.

11 (5) Prior to making a transfer under subsection (2) or (3) of this section, the private
12 school or the parent organization shall make reasonable efforts to provide information about
13 how to access student permanent records to students who:

14 (a) Attended the private school within the five years preceding the date the private
15 school closed or the parent organization closed or ceased operations in this state; and

16 (b) Did not transfer to another school.

17 (6) An education service district may require a private school or a parent organization
18 that transfers student permanent records under this section to pay reasonable costs in-
19 curred by the education service district in association with receiving the student permanent
20 records.

21 (7) The State Board of Education may adopt by rule any standards necessary for the
22 administration of this section. Standards shall, to the greatest extent practicable, align with
23 standards for student education records adopted under ORS 326.565.

24 **SECTION 2.** (1) Section 1 of this 2023 Act applies to private schools that close on or after
25 the effective date of this 2023 Act.

26 (2) Notwithstanding subsection (1) of this section, the custodian of student permanent
27 records of a private school that closed before the effective date of this 2023 Act may transfer
28 the student permanent records to the education service district in which the private school
29 was located. An education service district that receives records under this subsection may
30 require the person who transferred the student permanent records to pay reasonable costs
31 incurred by the education service district in association with receiving the student perma-
32 nent records.