

**A-Engrossed**  
**Senate Bill 756**

Ordered by the Senate April 3  
Including Senate Amendments dated April 3

Sponsored by Senator GELSER BLOUIN (at the request of Oregon School Employees Association)

**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.

Requires school district employees assigned to work with students with specialized needs to have access to specified records related to students, *[and]* to be consulted when education plan for student is reviewed or revised **and to be provided with adequate training.**

*[Specifies compensation, scheduling and training requirements for school district employees assigned to work with students with specialized needs to implement education plan.]*

*[Directs Department of Education, Teacher Standards and Practices Commission and Educator Advancement Council to identify career pathway for school district employees assigned to work with students with specialized needs.]*

Takes effect on 91st day following adjournment sine die.

**A BILL FOR AN ACT**

1  
2 Relating to school district employees who work with students with specialized needs; and prescrib-  
3 ing an effective date.

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

5 **SECTION 1. Section 2 of this 2023 Act is added to and made a part of ORS chapter 343.**

6 **SECTION 2. (1) As used in this section:**

7 (a) **“504 Plan” means an education plan developed for a student in accordance with sec-**  
8 **tion 504 of the Rehabilitation Act of 1973, 29 U.S.C. 794.**

9 (b) **“School district employee” includes all school district employees, including classified**  
10 **and licensed employees regardless of job title or position description.**

11 (c) **“Students with specialized needs” includes students who have an individualized edu-**  
12 **cation program, a 504 Plan or a behavior intervention plan or who otherwise have specialized**  
13 **educational needs.**

14 (2)(a) **Subject to federal laws related to the confidentiality of educational or health re-**  
15 **records, all school district employees assigned to work with a student with specialized needs**  
16 **to assist the student with the educational, behavioral, medical, health or disability-related**  
17 **support needs of the student must:**

18 (A) **Have access to the individualized education program, 504 Plan, behavior intervention**  
19 **plan, medical support protocols or any other documentation related to the school district**  
20 **employee’s responsibilities to assist with the student’s educational, behavioral, medical,**  
21 **health or disability-related support needs.**

22 (B) **Be consulted with when the education plan for the student is being developed, re-**  
23 **viewed or revised, including being invited to, and compensated for attending, meetings re-**  
24 **garding:**

**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 (i) The student's individualized education program, 504 Plan or behavior intervention  
2 plan; or

3 (ii) The student, when the decisions made and issues discussed are related to the re-  
4 sponsibilities of the school district employee to support the student or when the school dis-  
5 trict employee has unique information about the student's needs and present level of  
6 performance.

7 (b) For the purpose of paragraph (a) of this subsection, a school district employee at-  
8 tending a meeting may not substitute for the participation of a licensed regular education  
9 teacher.

10 (3) All school district employees assigned to work with a student with specialized needs  
11 to carry out duties related to the implementation of an individualized education program, 504  
12 Plan, behavior intervention plan or medical support protocol must be provided by the school  
13 district with adequate training to safely carry out each of the specialized duties assigned to  
14 the school district employee.

15 **SECTION 3.** This 2023 Act takes effect on the 91st day after the date on which the 2023  
16 regular session of the Eighty-second Legislative Assembly adjourns sine die.

17