

Requested by Representative LEVY E

**PROPOSED AMENDMENTS TO
HOUSE BILL 3101**

1 On page 1 of the printed bill, line 2, after the semicolon delete the rest
2 of the line and insert “creating new provisions; amending ORS 336.071; and
3 declaring an emergency.”.

4 Delete lines 4 through 32 and delete page 2 and insert:

5 **“SECTION 1. ORS 336.071 is amended to read:**

6 **“336.071. (1) As used in this section:**

7 **“(a) ‘Classroom’ means a room or area in a school building where**
8 **students are regularly provided educational services.**

9 **“(b) ‘Panic alert device’ means a device that:**

10 **“(A) Allows for immediate contact with emergency medical services**
11 **providers, law enforcement or firefighters;**

12 **“(B) Allows for communication with, or the provision of alerts to,**
13 **other persons at the school; and**

14 **“(C) Is generated by the manual activation of a device or the man-**
15 **ual activation of a signal through electronic means.**

16 **“(c) ‘School’ means any:**

17 **“(A) Kindergarten through grade 12 public or private school, in-**
18 **cluding a public charter school; or**

19 **“(B) Educational institution having an average daily attendance of**
20 **50 or more students.**

21 **“(d) ‘School building’ means any building that is regularly used by**

1 a school to provide educational services to students in kindergarten
2 through grade 12 or any combination of those grade levels.

3 “(2) Every school is required to have emergency safeguards to pro-
4 tect the safety and well-being of students and staff at the school. The
5 emergency safeguards must include, at a minimum:

6 “[*(1)*] (a) [*All schools are required to instruct and drill students*] **Drills**
7 **and instruction** on emergency procedures so that [*the*] students can respond
8 to an emergency without confusion or panic.

9 “(b) **Except as provided by subsection (6) of this section, a wireless**
10 **panic alert device in each classroom of each school building.**

11 “(3) The [*emergency procedures shall include*] drills and instruction **re-**
12 **quired by this section must be** on:

13 “(a) Fires;

14 “(b) Earthquakes, which shall include tsunami drills and instruction in
15 schools in a tsunami hazard zone; and

16 “(c) Safety threats.

17 “[*(2)(a)*] **(4)(a)** Drills and instruction on fire emergencies shall include
18 routes and methods of exiting the school building.

19 “(b) Drills and instruction on earthquake emergencies shall include the
20 earthquake emergency response procedure known as ‘drop, cover and hold
21 on.’ A school may drill earthquake emergency response procedures in addi-
22 tion to ‘drop, cover and hold on’ when the school determines, based on
23 evaluation of specific engineering and structural issues related to a building,
24 that ‘drop, cover and hold on’ may not be the most effective earthquake
25 emergency response procedure to prevent or limit injury or loss of life.

26 “(c) Drills and instruction on tsunami emergencies shall include immedi-
27 ate evacuation after an earthquake when appropriate or after a tsunami
28 warning to protect students against inundation by tsunamis.

29 “(d) Drills and instruction on safety threats shall include:

30 “(A) Procedures related to lockdown, lockout, shelter in place and evac-

1 uation; and

2 “(B) Other appropriate actions to take when there is a threat to safety.

3 “[3(a)] **(5)(a)** At least 30 minutes in each school month shall be used to
4 instruct students on the emergency procedures **for emergencies** described
5 in subsection [(1)] **(3)** of this section.

6 “(b) At least two drills on earthquakes shall be conducted each year.

7 “(c) At least two drills on safety threats shall be conducted each year.

8 “(d) In schools in a tsunami hazard zone, at least three drills on earth-
9 quakes and tsunamis shall be conducted each year.

10 “**(6) A school is not required to have a wireless panic alert device**
11 **in each classroom of each school building if:**

12 “**(a) The school chooses to use a hard-wired panic alert device, or**
13 **a combination of wireless and hard-wired panic alert devices, as long**
14 **as each classroom of each school building has a panic alert device.**

15 “**(b) The school is a public school and the school can demonstrate**
16 **a financial hardship to purchase and maintain panic alert devices. For**
17 **the purpose of this paragraph, a financial hardship is caused when:**

18 “**(A) A school lacks the technical infrastructure to support wireless**
19 **panic alert devices; and**

20 “**(B) The school is not able to attain sufficient funding for hard-**
21 **wired panic alert devices from allocated funds available to the De-**
22 **partment of Education to assist schools with those purchases.**

23 “**(c) The school is a private school.**

24 “[4] **(7)** All schools shall maintain all exit doors so that the doors can
25 be opened from the inside without a key during school hours **and shall en-**
26 **sure that all panic alert devices are maintained and in working order.**

27 “[5] **(8)** Units of local government and state agencies associated with
28 emergency procedures training and planning shall:

29 “(a) Review emergency procedures proposed by schools; and

30 “(b) Assist schools in the instruction and drilling of students in emer-

1 agency procedures.

2 “[6] *As used in this section, ‘school’ means any:*]

3 “[a] *Kindergarten through grade 12 public or private school; or*]

4 “[b] *Educational institution having an average daily attendance of 50 or*
5 *more students.*]

6 “(9) **The State Board of Education may adopt any rules necessary**
7 **for the administration of this section.**

8 “**SECTION 2. (1) The amendments to ORS 336.071 by section 1 of this**
9 **2023 Act become operative July 1, 2024.**

10 “(2) **The amendments to ORS 336.071 by section 1 of this 2023 Act**
11 **first apply to the 2024-2025 school year.**

12 “(3) **Notwithstanding the operative date specified in subsection (1)**
13 **of this section, the State Board of Education, the Department of Ed-**
14 **ucation and school districts may take any action before the operative**
15 **date specified in subsection (1) of this section that is necessary for the**
16 **board, department or district to exercise, on and after the operative**
17 **date specified in subsection (1) of this section, all of the duties, func-**
18 **tions and powers conferred on the board, department and district by**
19 **subsection (1) of this section.**

20 “**SECTION 3. In addition to and not in lieu of any other appropri-**
21 **ation, there is appropriated to the Department of Education, for the**
22 **biennium beginning July 1, 2023, out of the General Fund, the amount**
23 **of \$_____, which shall be expended to assist school districts to pur-**
24 **chase hard-wired panic alert devices when a school lacks the technical**
25 **infrastructure to support wireless panic alert devices.**

26 “**SECTION 4. This 2023 Act being necessary for the immediate**
27 **preservation of the public peace, health and safety, an emergency is**
28 **declared to exist, and this 2023 Act takes effect July 1, 2023.”.**

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