

House Bill 2908

Sponsored by Representative EVANS (Pre-session filed.)

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**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: Allows a school district or a public charter school to decide how a student shows civics knowledge. (Flesch Readability Score: 65.1).

Allows a school district or a public charter school to require a student to demonstrate proficiency in civics by a method other than completion of a civics course.

A BILL FOR AN ACT

1 Relating to civics proficiency for a high school diploma; amending ORS 329.451.

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

3 **SECTION 1.** ORS 329.451, as amended by section 1, chapter 175, Oregon Laws 2021, section 6,
4 chapter 81, Oregon Laws 2022, section 3, chapter 202, Oregon Laws 2023, section 9, chapter 513,
5 Oregon Laws 2023, and section 2, chapter 4, Oregon Laws 2024, is amended to read:

6 329.451. (1)(a) At or before grade 12, a school district or public charter school shall award a high
7 school diploma to a student who completes the requirements established by subsection (2) of this
8 section.
9

10 (b) A school district or public charter school shall award a modified diploma to a student who
11 satisfies the requirements established by subsection (7) of this section, an extended diploma to a
12 student who satisfies the requirements established by subsection (8) of this section or a certificate
13 of attendance to a student who satisfies the requirements established by subsection (9) of this sec-
14 tion.

15 (c) A school district or public charter school may not deny a student who has the documented
16 history described in subsection (7)(b) or (8)(b) of this section the opportunity to pursue a diploma
17 with more stringent requirements than a modified diploma or an extended diploma.

18 (d) A school district or public charter school may award a modified diploma or extended diploma
19 to a student only upon receiving consent as provided by subsection (6) of this section.

20 (2)(a) In order to receive a high school diploma from a school district or public charter school,
21 a student must satisfy the requirements established by the State Board of Education and the school
22 district or public charter school and, while in grades 9 through 12, must complete at least 24 total
23 credits, which must include at least:

24 (A) Three credits of mathematics;

25 (B) Four credits of language arts; and

26 (C) **Except as provided by paragraph (b) of this subsection**, one half-credit of civics.

27 **(b) In lieu of the credit requirement for civics prescribed by paragraph (a)(C) of this**
28 **subsection, a school district or public charter school may require a student to demonstrate**
29 **proficiency in civics by an alternative method identified by the school district or public**
30 **charter school, including:**

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) A passing grade on a civics test selected or developed by the school district or public**
 2 **charter school; or**

3 **(B) The successful completion of academic work that is equivalent to one-half credit,**
 4 **regardless of whether the academic work complies with the academic content standards**
 5 **adopted for civics by the State Board of Education.**

6 **[(b)] (c)** If a school district or public charter school requires a student to complete more than
 7 24 total credits, as provided by paragraph (a) of this subsection, the school district or public charter
 8 school may only require the student to complete additional credits for:

9 (A) Subjects for which the State Board of Education has established academic content standards
 10 under ORS 329.045;

11 (B) Courses provided as part of a career and technical education program; or

12 (C) Courses that provide, or qualify to provide, credit at post-secondary institutions of education.

13 **[(c)(A)] (d)(A)** A school district or public charter school that requires students to satisfy any
 14 requirements not specified by paragraph (a) of this subsection or by rule of the State Board of Ed-
 15 ucation must grant to a student a waiver of the requirements established by the school district or
 16 public charter school if the student is or, at any time from grade 9 to 12, was:

17 (i) A foster child, as defined in ORS 30.297;

18 (ii) Homeless, as determined under rules adopted by the State Board of Education based on
 19 standards adopted by the Department of Human Services;

20 (iii) A runaway, as determined under rules adopted by the State Board of Education based on
 21 standards adopted by the Department of Human Services;

22 (iv) A child in a military family covered by the Interstate Compact on Educational Opportunity
 23 for Military Children, as determined under rules adopted by the State Board of Education;

24 (v) A child of a migrant worker, as determined under rules adopted by the State Board of Edu-
 25 cation;

26 (vi) Enrolled in the Youth Corrections Education Program or the Juvenile Detention Education
 27 Program; or

28 (vii) Enrolled in an approved recovery school under ORS 336.680.

29 (B)(i) For any student identified under subparagraph (A) of this paragraph, a school district or
 30 public charter school must accept any credits earned by the student in an educational program in
 31 this state and apply those credits toward requirements specified by paragraph (a) of this subsection
 32 or by rule of the State Board of Education if the credits satisfied those requirements in that edu-
 33 cational program in this state.

34 (ii) As used in this subparagraph, “educational program in this state” means an educational
 35 program that is:

36 (I) Provided by a school district, a public charter school, an approved recovery school, the
 37 Youth Corrections Education Program or the Juvenile Detention Education Program; or

38 (II) Funded as provided by ORS 343.243 for students in a long term care or treatment facility
 39 described in ORS 343.961 or a hospital identified in ORS 343.261.

40 **[(d)(A)] (e)(A)** The State Board of Education shall adopt rules by which a student who has
 41 completed an International Baccalaureate program may satisfy the credit requirements prescribed
 42 by paragraph (a) of this subsection and any or all of the requirements established by rule of the
 43 State Board of Education under paragraph (a) of this subsection. The rules:

44 (i) Must provide that the student has satisfied those requirements if the student has satisfied:

45 (I) All of the requirements for an International Baccalaureate Diploma Programme or an Inter-

1 national Baccalaureate Career-related Programme; and

2 (II) Any other requirements prescribed by the board by rule for a student who has completed
3 an International Baccalaureate program.

4 (ii) May provide that, only for the purpose of satisfying requirements as provided by this para-
5 graph, a person who is not an external International Baccalaureate examiner may grade assessments
6 or examinations for either program.

7 (B) Nothing in this paragraph prohibits a school district or public charter school from estab-
8 lishing requirements that are in addition to the credit requirements prescribed by paragraph (a) of
9 this subsection or any requirements established by rule under paragraph (a) of this subsection or
10 subparagraph (A) of this paragraph.

11 (C) When establishing requirements under this paragraph, the board or a school district or
12 public charter school shall attempt not to establish requirements that may discourage access to or
13 participation in the International Baccalaureate program.

14 (3) A student providing work samples to demonstrate proficiency in Essential Learning Skills
15 as may be required under subsection (2) of this section must be allowed to use accommodations de-
16 scribed in the student's individualized education program or the student's plan developed in ac-
17 cordance with section 504 of the Rehabilitation Act of 1973, 29 U.S.C. 794. As used in this
18 subsection, the term "accommodations":

19 (a) Includes, but is not limited to:

20 (A) Additional time to demonstrate proficiency.

21 (B) The ability to demonstrate proficiency in an alternative location that is secure and
22 proctored.

23 (C) The use of text-to-speech or speech-to-text technology or other assistive technology.

24 (b) Does not include modifications that lower the proficiency standards or that are used solely
25 to earn modified credit.

26 (4) A student may satisfy the requirements of subsection (2) of this section in less than four
27 years. If a student satisfies the requirements of subsection (2) of this section and a school district
28 or public charter school has received consent as provided by subsection (6) of this section, the
29 school district or public charter school shall award a high school diploma to the student.

30 (5) If a school district or public charter school has received consent as provided by subsection
31 (6) of this section, the school district or public charter school may advance the student to the next
32 grade level if the student has satisfied the requirements for the student's current grade level.

33 (6)(a) For the purpose of receiving consent as provided by subsections (1)(d), (4) and (5) of this
34 section, consent shall be provided by:

35 (A) The parent or guardian of the student, if the student:

36 (i) Is under 18 years of age and is not emancipated pursuant to ORS 419B.550 to 419B.558; or

37 (ii) Has been determined not to have the ability to give informed consent regarding the student's
38 education pursuant to a protective proceeding under ORS chapter 125; or

39 (B) The student, if the student is 18 years of age or older or is emancipated pursuant to ORS
40 419B.550 to 419B.558.

41 (b) For the purpose of awarding a modified diploma or extended diploma as provided by sub-
42 section (1)(d) of this section or of awarding a high school diploma as provided by subsection (4) of
43 this section, consent must be received during the school year for which the diploma will be awarded.

44 (7) A school district or public charter school shall award a modified diploma only to students
45 who have demonstrated the inability to meet the full set of academic content standards for a high

1 school diploma with reasonable modifications and accommodations. To be eligible for a modified di-
 2 ploma, a student must:

3 (a) Satisfy the requirements for a modified diploma established by the State Board of Education;
 4 and

5 (b) Have a documented history of an inability to maintain grade level achievement due to sig-
 6 nificant learning and instructional barriers or have a documented history of a medical condition that
 7 creates a barrier to achievement.

8 (8) A school district or public charter school shall award an extended diploma only to students
 9 who have demonstrated the inability to meet the full set of academic content standards for a high
 10 school diploma with reasonable modifications and accommodations. To be eligible for an extended
 11 diploma, a student must:

12 (a) While in grade nine through completion of high school, complete 12 credits, which may not
 13 include more than six credits earned in a self-contained special education classroom and shall in-
 14 clude:

15 (A) Two credits of mathematics;

16 (B) Two credits of language arts;

17 (C) Two credits of science;

18 (D) Three credits of history, geography, economics or civics;

19 (E) One credit of health;

20 (F) One credit of physical education; and

21 (G) One credit of the arts or a world language; and

22 (b) Have a documented history of:

23 (A) An inability to maintain grade level achievement due to significant learning and instruc-
 24 tional barriers;

25 (B) A medical condition that creates a barrier to achievement; or

26 (C) A change in the student's ability to participate in grade level activities as a result of a se-
 27 rious illness or injury that occurred after grade eight.

28 (9) A school district or public charter school shall award a certificate of attendance to a student
 29 who does not satisfy the requirements for a high school diploma, a modified diploma or an extended
 30 diploma if the student has maintained regular full-time attendance for at least four years beginning
 31 in grade nine and meets requirements established by the board of the school district or public
 32 charter school.

33 (10) A student shall have the opportunity to satisfy the requirements of subsection (7), (8) or (9)
 34 of this section by the later of:

35 (a) Four years after starting grade nine; or

36 (b) The student reaching the age of 21 years, if the student is entitled to a public education until
 37 the age of 21 years under state or federal law.

38 (11)(a) A student may satisfy the requirements described in subsection (7), (8) or (9) of this sec-
 39 tion in less than four years if consent is provided in the manner described in subsection (6)(a) of this
 40 section.

41 (b) The consent provided under this subsection must be written and must clearly state that the
 42 parent, guardian or student is waiving the time allowed under subsection (10) of this section. A
 43 consent may not be used to allow a student to satisfy the requirements of subsection (7), (8) or (9)
 44 of this section in less than three years.

45 (c) A copy of all consents provided under this subsection for students in a school district must

1 be forwarded to the district superintendent.

2 (d) Each school district must provide to the Superintendent of Public Instruction information
3 about the number of consents provided during a school year.

4 (12)(a) A student who qualifies to receive or receives a modified diploma, an extended diploma
5 or a certificate of attendance shall:

6 (A) Have the option of participating in a high school graduation ceremony with the class of the
7 student; and

8 (B) Have access to instructional hours, hours of transition services and hours of other services
9 that are designed to:

10 (i) Meet the unique needs of the student; and

11 (ii) When added together, provide a total number of hours of instruction and services to the
12 student that equals at least the total number of instructional hours that is required to be provided
13 to students who are attending a public high school.

14 (b) A school district may not unilaterally decrease the total number of hours of instruction and
15 services to which the student has access under paragraph (a)(B) of this subsection, regardless of the
16 age of the student.

17 (c) For purposes of paragraph (a)(B) of this subsection, transition services and other services
18 designed to meet the unique needs of the student may be provided to the student through an inter-
19 agency agreement entered into by the school district if the individualized education program devel-
20 oped for the student indicates that the services may be provided by another agency. A school
21 district that enters into an interagency agreement as allowed under this paragraph retains the re-
22 sponsibility for ensuring that the student has access to the number of service hours required to be
23 provided to the student under this subsection. An agency is not required to change any eligibility
24 criteria or enrollment standards prior to entering into an interagency agreement as provided by this
25 paragraph.

26 (13) A school district or public charter school shall:

27 (a) Ensure that all students have on-site access to the appropriate resources and courses to
28 achieve high school diplomas, modified diplomas and extended diplomas at each high school in the
29 school district or at the public charter school.

30 (b) Provide literacy instruction to all students until graduation.

31 (c)(A) Provide to the parents or guardians of a student who has the documented history de-
32 scribed in subsection (8)(b) of this section:

33 (i) Information about the availability of high school diplomas, modified diplomas and extended
34 diplomas and the requirements for the diplomas; and

35 (ii) A disclosure that a student awarded a certificate of attendance will not be counted as a high
36 school graduate in any reporting for the state or school district and that a student awarded a cer-
37 tificate of attendance may not indicate that the student received a high school diploma on applica-
38 tions for employment, military service, financial aid, admittance to an institution of higher education
39 or any other purpose.

40 (B) The information and disclosure required under subparagraph (A) of this paragraph must be
41 provided annually:

42 (i) Beginning in grade five; or

43 (ii) Beginning after a documented history described in subsection (8)(b) of this section has been
44 established.

45 (14) A school district or public charter school shall allow a student to participate in the high

1 school graduation ceremony with the class of the student and to wear:

2 (a) Native American items of cultural significance as provided by ORS 332.112; or

3 (b) A dress uniform issued to the student by a branch of the Armed Forces of the United States
4 if the student:

5 (A) Qualifies to receive a high school diploma, a modified diploma, an extended diploma or a
6 certificate of attendance under this section; and

7 (B) Has completed basic training for, and is an active member of, a branch of the Armed Forces
8 of the United States.

9 **SECTION 2.** ORS 329.451, as amended by section 1, chapter 175, Oregon Laws 2021, section 6,
10 chapter 81, Oregon Laws 2022, section 3, chapter 202, Oregon Laws 2023, section 9, chapter 513,
11 Oregon Laws 2023, section 1, chapter 564, Oregon Laws 2023, and section 3, chapter 4, Oregon Laws
12 2024, is amended to read:

13 329.451. (1)(a) At or before grade 12, a school district or public charter school shall award a high
14 school diploma to a student who completes the requirements established by subsection (2) of this
15 section.

16 (b) A school district or public charter school shall award a modified diploma to a student who
17 satisfies the requirements established by subsection (7) of this section, an extended diploma to a
18 student who satisfies the requirements established by subsection (8) of this section or a certificate
19 of attendance to a student who satisfies the requirements established by subsection (9) of this sec-
20 tion.

21 (c) A school district or public charter school may not deny a student who has the documented
22 history described in subsection (7)(b) or (8)(b) of this section the opportunity to pursue a diploma
23 with more stringent requirements than a modified diploma or an extended diploma.

24 (d) A school district or public charter school may award a modified diploma or extended diploma
25 to a student only upon receiving consent as provided by subsection (6) of this section.

26 (2)(a) In order to receive a high school diploma from a school district or public charter school,
27 a student must satisfy the requirements established by the State Board of Education and the school
28 district or public charter school and, while in grades 9 through 12, must complete at least 24 total
29 credits, which must include at least:

30 (A) Three credits of mathematics;

31 (B) Four credits of language arts;

32 (C) **Except as provided by paragraph (b) of this subsection,** one half-credit of civics;

33 (D) One half-credit of higher education and career path skills; and

34 (E) One half-credit of personal financial education.

35 **(b) In lieu of the credit requirement for civics prescribed by paragraph (a)(C) of this**
36 **subsection, a school district or public charter school may require a student to demonstrate**
37 **proficiency in civics by an alternative method identified by the school district or public**
38 **charter school, including:**

39 **(A) A passing grade on a civics test selected or developed by the school district or public**
40 **charter school; or**

41 **(B) The successful completion of academic work that is equivalent to one-half credit,**
42 **regardless of whether the academic work complies with the academic content standards**
43 **adopted for civics by the State Board of Education.**

44 *[(b)]* (c) If a school district or public charter school requires a student to complete more than
45 24 total credits, as provided by paragraph (a) of this subsection, the school district or public charter

1 school may only require the student to complete additional credits for:

2 (A) Subjects for which the State Board of Education has established academic content standards
3 under ORS 329.045;

4 (B) Courses provided as part of a career and technical education program; or

5 (C) Courses that provide, or qualify to provide, credit at post-secondary institutions of education.

6 [(c)(A)] (d)(A) A school district or public charter school that requires students to satisfy any
7 requirements not specified by paragraph (a) of this subsection or by rule of the State Board of Ed-
8 ucation must grant to a student a waiver of the requirements established by the school district or
9 public charter school if the student is or, at any time from grade 9 to 12, was:

10 (i) A foster child, as defined in ORS 30.297;

11 (ii) Homeless, as determined under rules adopted by the State Board of Education based on
12 standards adopted by the Department of Human Services;

13 (iii) A runaway, as determined under rules adopted by the State Board of Education based on
14 standards adopted by the Department of Human Services;

15 (iv) A child in a military family covered by the Interstate Compact on Educational Opportunity
16 for Military Children, as determined under rules adopted by the State Board of Education;

17 (v) A child of a migrant worker, as determined under rules adopted by the State Board of Edu-
18 cation;

19 (vi) Enrolled in the Youth Corrections Education Program or the Juvenile Detention Education
20 Program; or

21 (vii) Enrolled in an approved recovery school under ORS 336.680.

22 (B)(i) For any student identified under subparagraph (A) of this paragraph, a school district or
23 public charter school must accept any credits earned by the student in an educational program in
24 this state and apply those credits toward requirements specified by paragraph (a) of this subsection
25 or by rule of the State Board of Education if the credits satisfied those requirements in that edu-
26 cational program in this state.

27 (ii) As used in this subparagraph, “educational program in this state” means an educational
28 program that is:

29 (I) Provided by a school district, a public charter school, an approved recovery school, the
30 Youth Corrections Education Program or the Juvenile Detention Education Program; or

31 (II) Funded as provided by ORS 343.243 for students in a long term care or treatment facility
32 described in ORS 343.961 or a hospital identified in ORS 343.261.

33 [(d)] (e) The State Board of Education may adopt by rule requirements for courses, including
34 teachers of courses, related to higher education and career path skills and personal financial edu-
35 cation that allow the courses to satisfy multiple credit requirements for a high school diploma, in-
36 cluding mathematics.

37 [(e)(A)] (f)(A) The State Board of Education shall adopt rules by which a student who has
38 completed an International Baccalaureate program may satisfy the credit requirements prescribed
39 by paragraph (a) of this subsection and any or all of the requirements established by rule of the
40 State Board of Education under paragraph (a) of this subsection. The rules:

41 (i) Must provide that the student has satisfied those requirements if the student has satisfied:

42 (I) All of the requirements for an International Baccalaureate Diploma Programme or an Inter-
43 national Baccalaureate Career-related Programme; and

44 (II) Any other requirements prescribed by the board by rule for a student who has completed
45 an International Baccalaureate program.

1 (ii) May provide that, only for the purpose of satisfying requirements as provided by this para-
 2 graph, a person who is not an external International Baccalaureate examiner may grade assessments
 3 or examinations for either program.

4 (B) Nothing in this paragraph prohibits a school district or public charter school from estab-
 5 lishing requirements that are in addition to the credit requirements prescribed by paragraph (a) of
 6 this subsection or any requirements established by rule under paragraph (a) of this subsection or
 7 subparagraph (A) of this paragraph.

8 (C) When establishing requirements under this paragraph, the board or a school district or
 9 public charter school shall attempt not to establish requirements that may discourage access to or
 10 participation in the International Baccalaureate program.

11 (3) A student providing work samples to demonstrate proficiency in Essential Learning Skills
 12 as may be required under subsection (2) of this section must be allowed to use accommodations de-
 13 scribed in the student’s individualized education program or the student’s plan developed in ac-
 14 cordance with section 504 of the Rehabilitation Act of 1973, 29 U.S.C. 794. As used in this
 15 subsection, the term “accommodations”:

16 (a) Includes, but is not limited to:

17 (A) Additional time to demonstrate proficiency.

18 (B) The ability to demonstrate proficiency in an alternative location that is secure and
 19 proctored.

20 (C) The use of text-to-speech or speech-to-text technology or other assistive technology.

21 (b) Does not include modifications that lower the proficiency standards or that are used solely
 22 to earn modified credit.

23 (4) A student may satisfy the requirements of subsection (2) of this section in less than four
 24 years. If a student satisfies the requirements of subsection (2) of this section and a school district
 25 or public charter school has received consent as provided by subsection (6) of this section, the
 26 school district or public charter school shall award a high school diploma to the student.

27 (5) If a school district or public charter school has received consent as provided by subsection
 28 (6) of this section, the school district or public charter school may advance the student to the next
 29 grade level if the student has satisfied the requirements for the student’s current grade level.

30 (6)(a) For the purpose of receiving consent as provided by subsections (1)(d), (4) and (5) of this
 31 section, consent shall be provided by:

32 (A) The parent or guardian of the student, if the student:

33 (i) Is under 18 years of age and is not emancipated pursuant to ORS 419B.550 to 419B.558; or

34 (ii) Has been determined not to have the ability to give informed consent regarding the student’s
 35 education pursuant to a protective proceeding under ORS chapter 125; or

36 (B) The student, if the student is 18 years of age or older or is emancipated pursuant to ORS
 37 419B.550 to 419B.558.

38 (b) For the purpose of awarding a modified diploma or extended diploma as provided by sub-
 39 section (1)(d) of this section or of awarding a high school diploma as provided by subsection (4) of
 40 this section, consent must be received during the school year for which the diploma will be awarded.

41 (7) A school district or public charter school shall award a modified diploma only to students
 42 who have demonstrated the inability to meet the full set of academic content standards for a high
 43 school diploma with reasonable modifications and accommodations. To be eligible for a modified di-
 44 ploma, a student must:

45 (a) Satisfy the requirements for a modified diploma established by the State Board of Education;

1 and

2 (b) Have a documented history of an inability to maintain grade level achievement due to sig-
3 nificant learning and instructional barriers or have a documented history of a medical condition that
4 creates a barrier to achievement.

5 (8) A school district or public charter school shall award an extended diploma only to students
6 who have demonstrated the inability to meet the full set of academic content standards for a high
7 school diploma with reasonable modifications and accommodations. To be eligible for an extended
8 diploma, a student must:

9 (a) While in grade nine through completion of high school, complete 12 credits, which may not
10 include more than six credits earned in a self-contained special education classroom and shall in-
11 clude:

12 (A) Two credits of mathematics;

13 (B) Two credits of language arts;

14 (C) Two credits of science;

15 (D) Three credits of history, geography, economics or civics;

16 (E) One credit of health;

17 (F) One credit of physical education; and

18 (G) One credit of the arts or a world language; and

19 (b) Have a documented history of:

20 (A) An inability to maintain grade level achievement due to significant learning and instruc-
21 tional barriers;

22 (B) A medical condition that creates a barrier to achievement; or

23 (C) A change in the student's ability to participate in grade level activities as a result of a se-
24 rious illness or injury that occurred after grade eight.

25 (9) A school district or public charter school shall award a certificate of attendance to a student
26 who does not satisfy the requirements for a high school diploma, a modified diploma or an extended
27 diploma if the student has maintained regular full-time attendance for at least four years beginning
28 in grade nine and meets requirements established by the board of the school district or public
29 charter school.

30 (10) A student shall have the opportunity to satisfy the requirements of subsection (7), (8) or (9)
31 of this section by the later of:

32 (a) Four years after starting grade nine; or

33 (b) The student reaching the age of 21 years, if the student is entitled to a public education until
34 the age of 21 years under state or federal law.

35 (11)(a) A student may satisfy the requirements described in subsection (7), (8) or (9) of this sec-
36 tion in less than four years if consent is provided in the manner described in subsection (6)(a) of this
37 section.

38 (b) The consent provided under this subsection must be written and must clearly state that the
39 parent, guardian or student is waiving the time allowed under subsection (10) of this section. A
40 consent may not be used to allow a student to satisfy the requirements of subsection (7), (8) or (9)
41 of this section in less than three years.

42 (c) A copy of all consents provided under this subsection for students in a school district must
43 be forwarded to the district superintendent.

44 (d) Each school district must provide to the Superintendent of Public Instruction information
45 about the number of consents provided during a school year.

1 (12)(a) A student who qualifies to receive or receives a modified diploma, an extended diploma
 2 or a certificate of attendance shall:

3 (A) Have the option of participating in a high school graduation ceremony with the class of the
 4 student; and

5 (B) Have access to instructional hours, hours of transition services and hours of other services
 6 that are designed to:

7 (i) Meet the unique needs of the student; and

8 (ii) When added together, provide a total number of hours of instruction and services to the
 9 student that equals at least the total number of instructional hours that is required to be provided
 10 to students who are attending a public high school.

11 (b) A school district may not unilaterally decrease the total number of hours of instruction and
 12 services to which the student has access under paragraph (a)(B) of this subsection, regardless of the
 13 age of the student.

14 (c) For purposes of paragraph (a)(B) of this subsection, transition services and other services
 15 designed to meet the unique needs of the student may be provided to the student through an inter-
 16 agency agreement entered into by the school district if the individualized education program devel-
 17 oped for the student indicates that the services may be provided by another agency. A school
 18 district that enters into an interagency agreement as allowed under this paragraph retains the re-
 19 sponsibility for ensuring that the student has access to the number of service hours required to be
 20 provided to the student under this subsection. An agency is not required to change any eligibility
 21 criteria or enrollment standards prior to entering into an interagency agreement as provided by this
 22 paragraph.

23 (13) A school district or public charter school shall:

24 (a) Ensure that all students have on-site access to the appropriate resources and courses to
 25 achieve high school diplomas, modified diplomas and extended diplomas at each high school in the
 26 school district or at the public charter school.

27 (b) Provide literacy instruction to all students until graduation.

28 (c)(A) Provide to the parents or guardians of a student who has the documented history de-
 29 scribed in subsection (8)(b) of this section:

30 (i) Information about the availability of high school diplomas, modified diplomas and extended
 31 diplomas and the requirements for the diplomas; and

32 (ii) A disclosure that a student awarded a certificate of attendance will not be counted as a high
 33 school graduate in any reporting for the state or school district and that a student awarded a cer-
 34 tificate of attendance may not indicate that the student received a high school diploma on applica-
 35 tions for employment, military service, financial aid, admittance to an institution of higher education
 36 or any other purpose.

37 (B) The information and disclosure required under subparagraph (A) of this paragraph must be
 38 provided annually:

39 (i) Beginning in grade five; or

40 (ii) Beginning after a documented history described in subsection (8)(b) of this section has been
 41 established.

42 (14) A school district or public charter school shall allow a student to participate in the high
 43 school graduation ceremony with the class of the student and to wear:

44 (a) Native American items of cultural significance as provided by ORS 332.112; or

45 (b) A dress uniform issued to the student by a branch of the Armed Forces of the United States

1 if the student:

2 (A) Qualifies to receive a high school diploma, a modified diploma, an extended diploma or a
3 certificate of attendance under this section; and

4 (B) Has completed basic training for, and is an active member of, a branch of the Armed Forces
5 of the United States.

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