

Senate Bill 735

Sponsored by Senator GELSER BLOUIN (Presession 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: Does not apply short school day program standards to a student in a public charter school when certain conditions are met. (Flesch Readability Score: 64.6).

Provides that abbreviated school day program requirements do not apply to students in public charter schools if certain conditions are met.

Declares an emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to the application of abbreviated school day program requirements to students who are
3 enrolled in a public charter school; amending ORS 343.331; and declaring an emergency.

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

5 **SECTION 1.** ORS 343.331, as amended by section 1, chapter 59, Oregon Laws 2024, is amended
6 to read:

7 343.331. ORS 343.322, 343.324, 343.326 and 343.328 do not apply to any of the following:

8 (1) Any abbreviated school days that are a component of discipline imposed in compliance with
9 ORS 339.250, 339.252 or 343.155 (5) or that are the result of a placement made as provided by ORS
10 343.177.

11 (2) A student's exclusion from schools due to the student's immunization status or due to the
12 student's exposure to a restrictable disease, as provided by ORS 433.235 to 433.284.

13 (3) The exclusion of a student from schools or the closure or restriction of access to schools due
14 to actions taken under a public health emergency authorized under ORS 433.441 to 433.452.

15 (4) A student who has fulfilled all state requirements for graduation with a high school diploma,
16 as described in ORS 329.451 (2), when the parent or foster parent has agreed to the abbreviated
17 school day program.

18 (5) A student enrolled in a program described in ORS 336.585, 336.590, 339.129, 343.261, 343.961
19 (1)(c)(A)(i) or 346.010, if the student has meaningful access to the same number of hours of instruc-
20 tion and educational services as the majority of other students enrolled in the same program as the
21 student.

22 (6) A student whose parent or foster parent has notified an education service district that the
23 student is being taught by a parent, legal guardian or private teacher under ORS 339.035.

24 (7) A student who is excluded from, or limited access to, school due to a court order.

25 **(8) A student who is voluntarily enrolled in a public charter school in compliance with**
26 **ORS chapter 338 when:**

27 **(a) The majority of the students enrolled in the public charter school are not students**
28 **with disabilities;**

29 **(b) The public charter school is not designed for the purpose of serving students with**

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 **challenging behaviors or complex medical needs;**

2 (c) **As calculated for the school year, the regular schedule of the public charter school**
 3 **provides at least 95 percent of the total number of hours provided to the majority of other**
 4 **students who are in the same grade within the student’s resident school district; and**

5 (d) **The student is not restricted to attending fewer hours of instruction and educational**
 6 **services than the number of hours of instruction and educational services attended by the**
 7 **majority of students without disabilities who are in the same grade and who attend the same**
 8 **public charter school.**

9 [(8)] (9) A high school student who is voluntarily enrolled in an alternative education program
 10 in compliance with ORS 336.635, the Expanded Options Program under ORS 340.005 to 340.090 or
 11 an accelerated college credit program as defined in ORS 340.300, when:

12 (a) The majority of the students of the program are not students with disabilities;

13 (b) The student is not restricted to attending fewer hours of instruction and educational services
 14 than the number of hours of instruction and educational services attended by the majority of stu-
 15 dents without disabilities who are in the same grade and who attend the same program; and

16 (c) For an alternative education program in which the student is enrolled under ORS 336.635,
 17 the school district informs the parent or foster parent, in writing and in a language and format ac-
 18 cessible to the parent or foster parent, that upon written request of the parent or foster parent, the
 19 student will be immediately restored to a school that allows the student to access the same number
 20 of hours of instruction and educational services that are provided to the majority of other students
 21 who are in the same grade within the student’s resident school district.

22 [(9)] (10) A student who, when registering for classes for a term or semester of a school year,
 23 voluntarily does not schedule a class for one or more class periods. The provisions of this subsection
 24 apply only if the student is:

25 (a) In grade 11 or 12 and is on track to fulfill all state requirements for graduation with a high
 26 school diploma, as described in ORS 329.451 (2), or a modified diploma, as described in ORS 329.451
 27 (7), within four years of starting grade 9; or

28 (b) On track to fulfill all state requirements for graduation with a high school diploma, as de-
 29 scribed in ORS 329.451 (2), or a modified diploma, as described in ORS 329.451 (7), by the end of the
 30 school year in which the student voluntarily does not schedule a class for one or more class periods.

31 [(10)] (11) Asynchronous instruction if the instruction:

32 (a) Is for only one class per term or semester;

33 (b) Satisfies a credit requirement for a high school diploma, as described in ORS 329.451 (2), or
 34 a modified diploma, as described in ORS 329.451 (7);

35 (c) Is a credit recovery class or is a class not otherwise available to the student;

36 (d) Is offered to students on a voluntary basis and is not restricted to only students with a dis-
 37 ability; and

38 (e) Is accessible to a student while the student is at school and while staff of the school are
 39 immediately available to the student.

40 **SECTION 2. This 2025 Act being necessary for the immediate preservation of the public**
 41 **peace, health and safety, an emergency is declared to exist, and this 2025 Act takes effect**
 42 **on its passage.**