

75th OREGON LEGISLATIVE ASSEMBLY--2009 Regular Session

NOTE: Matter within { + braces and plus signs + } in an amended section is new. Matter within { - braces and minus signs - } is existing law to be omitted. New sections are within { + braces and plus signs + } .

LC 1923

House Bill 2606

Sponsored by Representatives BAILEY, J SMITH; Representatives BERGER, DEMBROW, RICHARDSON (at the request of Dave Porter)

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.

Allows school district or public charter school to award high school diploma to certain students who do not meet graduation requirements but who completed school year in study abroad program.

A BILL FOR AN ACT

Relating to graduation requirements for students who study abroad; amending ORS 329.451 and section 3, chapter 827, Oregon Laws 2005.

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

SECTION 1. ORS 329.451 is amended to read:

329.451. (1) At or before grade 12, a school district or public charter school shall award a high school diploma to a student who

completes the requirements established by the State Board of Education, the school district or public charter school and this section.

(2) { + Except as provided in subsection (3) of this section, + } in order to receive a high school diploma from a school district or public charter school, a student must satisfy the requirements established by the board and the school district or public charter school and, while in grades 9 through 12, must complete:

- (a) At least 24 credits, as defined by rule of the board;
- (b) Three credits of mathematics; and
- (c) Four credits of English.

(3) { + (a) + } { - Notwithstanding subsection (2) of this section, - } A school district or public charter school may award a diploma to a student who does not satisfy the requirements of subsection (2)(b) or (c) of this section if the student:

- { - (a) - } { + (A) + } Has met or exceeded the academic content standards for mathematics or English established by the board, as demonstrated on Oregon state assessments; or
- { - (b) - } { + (B) + } Displays proficiency in mathematics or English at a level established by the board.

{ + (b) A school district or public charter school may award a diploma to a student who fails to satisfy one or more of the requirements of subsection (2) of this section if the student:

(A) Satisfactorily completed a school year in a study abroad program approved by the school district or public charter school; and

(B) Made satisfactory progress toward satisfying the requirements described in subsection (2) of this section so that the student would have been able to satisfy the requirements if the student had not participated in the study abroad program. + }

(4) A student may satisfy the requirements of subsection (2) of this section in less than four years. If a student satisfies the requirements of subsection (2) of this section and a school district or public charter school has the consent of the student's parent or guardian, the school district or public charter school shall award a diploma to the student upon request from the student.

(5) If a school district or public charter school has the consent of a student's parent or guardian, the school district or

public charter school may advance the student to the next grade level if the student has satisfied the requirements for the student's current grade level.

(6) The requirement for obtaining the consent of a student's parent or guardian under subsections (4) and (5) of this section does not apply to a student who is:

- (a) Emancipated pursuant to ORS 419B.550 to 419B.558; or
- (b) 18 years of age or older.

(7)(a) Notwithstanding subsections (1) and (2) of this section, a school district or public charter school shall award a modified diploma to a student who does not satisfy the requirements of subsections (1) and (2) of this section if the student meets requirements established by the State Board of Education by rule.

(b) The modified diploma shall be made available only to those students who have demonstrated the inability to meet the full set of academic content standards even with reasonable modifications and accommodations. To be eligible for a modified diploma, a student must have:

(A) A documented history of an inability to maintain grade level achievement due to significant learning and instructional barriers; or

(B) A documented history of a medical condition that creates a barrier to achievement.

(8) A school district or public charter school shall award an alternative certificate to a student who does not satisfy the requirements for a diploma if the student meets requirements established by the board of the school district or public charter school.

(9) A student who receives a modified diploma or alternative certificate shall have the option of participating in a high school graduation ceremony with the class of the student.

(10) The State Board of Education shall submit for review by the legislative committees on education or the interim legislative committees on education, as appropriate, any proposed rules to implement requirements for a diploma, a modified diploma or an alternative certificate prior to the adoption of those rules by the board.

SECTION 2. Section 3, chapter 827, Oregon Laws 2005, as amended by section 2, chapter 407, Oregon Laws 2007, and section 15, chapter 660, Oregon Laws 2007, is amended to read:

{ + Sec. 3. + } (1) The requirements of ORS 329.451 (2) and (3) { + (a) + } apply to students who receive a high school diploma from a school district on or after July 1, 2009.

(2) ORS 329.451 (4) applies to students who satisfy the requirements for a high school diploma on or after { - the effective date of chapter 407, Oregon Laws 2007 - } { + July 1, 2007 + }.

(3) ORS 329.451 (5) first applies to the 2007-2008 school year.

(4) The requirements of ORS 329.451 (2) and (3) { + (a) + } apply to students who receive a high school diploma from a public charter school:

(a) On or after July 1, 2009, if the charter of the public charter school specified that ORS 329.451 applied to the school prior to { - the effective date of this 2007 Act - } { + July 1, 2007 + }; or

(b) On or after July 1, 2011.

(5) School districts and public charter schools shall make modified diplomas and alternative certificates as required by ORS 329.451 (7) and (8) first available to students during the 2008-2009 school year.

{ + (6) School districts and public charter schools may first award high school diplomas as provided by ORS 329.451 (3)(b) during the 2010-2011 school year. + }

{ - (6) - } { + (7) + } Notwithstanding subsections (4) and (5) of this section, ORS 329.451 as amended by section 12 { + , chapter 660, Oregon Laws 2007, + } { - of this 2007 Act - } applies to public charter schools that enter into a charter or renew a charter on or after { - the effective date of this 2007 Act - } { + July 1, 2007 + }.

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