

House Bill 3041

Sponsored by Representatives GREENLICK, BUEHLER, KENY-GUYER, JOHNSON, Senators MONNES ANDERSON, STEINER HAYWARD; Representatives BUCKLEY, KENNEMER, KOMP, LIVELY, NOSSE, REARDON, Senators BURDICK, GELSER, ROBLAN

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**.

Directs school districts to allow students to use sun-protective clothing and sunscreen.
Declares emergency, effective July 1, 2015.

A BILL FOR AN ACT

1
2 Relating to sun protection for students; creating new provisions; amending ORS 339.867; and de-
3 claring an emergency.

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

5 **SECTION 1. (1) Each school district shall allow the following during school hours, at a**
6 **school-sponsored activity or while under the supervision of school personnel:**

7 (a) **The outdoor use of sun-protective clothing, including hats, by students; and**

8 (b) **The application and use of nonprescription sunscreen by students.**

9 (2) **For the purpose of subsection (1) of this section, each school district board shall adopt**
10 **policies related to:**

11 (a) **The type of sun-protective clothing that may be used by students outdoors and the**
12 **type of sun-protective clothing that is prohibited because of inappropriateness.**

13 (b) **The application and use of nonprescription sunscreen by students. A policy adopted**
14 **under this paragraph:**

15 (A) **May not require a student to provide any documentation from a licensed health care**
16 **professional; and**

17 (B) **May allow school personnel to assist students in applying nonprescription sunscreen**
18 **but may not require school personnel to assist students.**

19 (3) **School personnel may not be liable in a criminal action or for civil damages as a result**
20 **of the application of nonprescription sunscreen if the nonprescription sunscreen is available**
21 **to and used by the student as provided by policies adopted under this section.**

22 **SECTION 2. ORS 339.867 is amended to read:**

23 339.867. As used in ORS 339.869 and 339.870[.];

24 (1) "Medication" means medication that is not injected[, *except for*] **and** premeasured doses of
25 epinephrine that are injected.

26 (2) "Medication" **does not include nonprescription sunscreen.**

27 **SECTION 3. This 2015 Act being necessary for the immediate preservation of the public**
28 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**
29 **July 1, 2015.**

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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.