

Requested by Senator STEINER HAYWARD

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 3063**

1 On page 1 of the printed A-engrossed bill, line 2, after “433.235,” insert
2 “433.255, 433.260.”

3 On page 2, after line 35, insert:

4 **“SECTION 5.** ORS 433.255 is amended to read:

5 “433.255. Except in strict conformity with the rules of the Oregon Health
6 Authority, [*no*] a child or employee [*shall*] **may not** be permitted to be in
7 any school or children’s facility when:

8 “(1) That child or employee has any restrictable disease **or other disease**
9 **that poses a threat to public health, as identified by the authority by**
10 **rule;**

11 “(2) That child or employee comes from any house in which exists any
12 restrictable disease **or other disease that poses a threat to public health,**
13 **as identified by the authority by rule;** or

14 “(3) That child has been excluded as provided in ORS 433.267 (5) or (7).

15 **“SECTION 6.** ORS 433.260 is amended to read:

16 “433.260. (1) Whenever any administrator has reason to suspect that any
17 child or employee has or has been exposed to any restrictable disease **or**
18 **other disease that poses a threat to public health, as identified by the**
19 **Oregon Health Authority by rule,** and is required by the rules of the
20 [*Oregon Health*] authority to be excluded from a school or children’s facility,
21 the administrator shall send such person home and, if the disease is one that

1 must be reported to the authority, report the occurrence to the local health
2 department by the most direct means available.

3 “(2) Any person excluded under subsection (1) of this section may not be
4 permitted to be in the school or facility until the person presents a certifi-
5 cate from a physician, physician assistant licensed under ORS 677.505 to
6 677.525, nurse practitioner licensed under ORS 678.375 to 678.390, local health
7 department nurse or school nurse stating that the person does not have or
8 is not a carrier of any restrictable disease **or other disease that poses a**
9 **threat to public health, as identified by the authority by rule.”.**

10 In line 36, delete “5” and insert “7”.

11 On page 4, line 23, delete “6” and insert “8”.

12 On page 5, line 15, delete “7” and insert “9”.

13 After line 44, insert:

14 “(3) The authority may adopt rules to establish a list of diseases that pose
15 a threat to public health for the purposes of ORS 433.255 and 433.260.”.

16 In line 45, delete “8” and insert “10”.

17 On page 6, delete lines 5 through 20 and insert:

18 **“SECTION 11. Section 12 of this 2019 Act is added to and made a**
19 **part of ORS 433.235 to 433.284.**

20 **“SECTION 12. The Oregon Health Authority shall establish an out-**
21 **reach and education plan related to the implementation of ORS 433.235**
22 **to 433.284.**

23 **“SECTION 13. A child who is not immunized as required under ORS**
24 **433.267 (1) and has not provided to the administrator of the school or**
25 **children’s facility that the child attends a document described in ORS**
26 **433.267 (1)(b) may continue to attend the school or children’s facility**
27 **until August 1, 2020.**

28 **“SECTION 14. (1) Section 12 of this 2019 Act becomes operative on**
29 **January 1, 2020.**

30 **“(2) The Oregon Health Authority may take any action before the**

1 **operative date specified in subsection (1) of this section that is neces-**
2 **sary to enable the authority to exercise, on and after the operative**
3 **date specified in subsection (1) of this section, all of the duties, func-**
4 **tions and powers conferred on the authority by section 12 of this 2019**
5 **Act.**

6 **“SECTION 15. This 2019 Act being necessary for the immediate**
7 **preservation of the public peace, health and safety, an emergency is**
8 **declared to exist, and this 2019 Act takes effect on its passage.”.**

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