

HOUSE AMENDMENTS TO A-ENGROSSED SENATE BILL 1100

By SPECIAL COMMITTEE ON BUDGET

August 1

1 On page 1 of the printed A-engrossed bill, line 3, after “305.753” insert “and sections 2, 5 and
2 8, chapter 170, Oregon Laws 2005 (Enrolled Senate Bill 575)”.

3 On page 5, after line 28, insert:

4 “**SECTION 15.** Section 2, chapter 170, Oregon Laws 2005 (Enrolled Senate Bill 575), is amended
5 to read:

6 “**Sec. 2.** (1) A student at a community college who is a member of the [*active Oregon National*
7 *Guard*] **military** and who is ordered to federal or state active duty for more than 30 consecutive
8 days has the following rights:

9 “(a) With regard to a course in which the student is enrolled and for which the student has paid
10 tuition and fees, the right to:

11 “(A) Withdraw from the course, subject to the provisions of subsection (2) of this section;

12 “(B) Receive a grade of incomplete and, upon release from active duty, complete the course in
13 accordance with the community college’s practice for completion of incomplete courses; or

14 “(C) Continue and complete the course for full credit, subject to the provisions of subsection (3)
15 of this section;

16 “(b) The right to a credit described in section 3 of this 2005 Act for all amounts paid for room,
17 board, tuition and fees;

18 “(c) If the student elects to withdraw from the community college, the right to be readmitted
19 and reenrolled at the community college within one year after release from active duty without a
20 requirement of redetermination of admission eligibility; and

21 “(d) The right to continuation of scholarships and grants awarded to the student that were
22 funded by the community college or the Oregon Student Assistance Commission before the student
23 was ordered to active duty.

24 “(2) If the student elects to withdraw from a course under subsection (1)(a)(A) of this section,
25 the community college may not:

26 “(a) Give the student academic credit for the course from which the student withdraws;

27 “(b) Give the student a failing grade or a grade of incomplete or make any other negative an-
28 notation on the student’s record; or

29 “(c) Alter the student’s grade point average due to the student’s withdrawal from the course.

30 “(3) A student who elects to continue and complete a course for full credit under subsection
31 (1)(a)(C) of this section is subject to the following conditions:

32 “(a) Course sessions the student misses due to active duty shall be counted as excused absences
33 and may not adversely impact the student’s grade for the course or rank in the student’s class.

34 “(b) The student may not be automatically excused from completing course assignments due
35 during the period the student serves on active duty.

1 “(c) A letter grade or a grade of pass may be awarded only if, in the opinion of the teacher of
2 the course, the student completes sufficient work and demonstrates sufficient progress toward
3 meeting course requirements to justify the grade.

4 “(4) Boards of education of community college districts shall adopt rules for the administration
5 of this section.

6 “(5) **As used in this section, ‘member of the military’ means a person who is a member
7 of:**

8 “(a) **The Oregon National Guard or the National Guard of any other state or territory;
9 or**

10 “(b) **The reserves of the Army, Navy, Air Force, Marine Corps or Coast Guard of the
11 United States.**

12 “**SECTION 16.** Section 5, chapter 170, Oregon Laws 2005 (Enrolled Senate Bill 575), is amended
13 to read:

14 “**Sec 5.** (1) A student at a state institution of higher education who is a member of the [*active*
15 *Oregon National Guard*] **military** and who is ordered to federal or state active duty for more than
16 30 consecutive days has the following rights:

17 “(a) With regard to a course in which the student is enrolled and for which the student has paid
18 tuition and fees, the right to:

19 “(A) Withdraw from the course, subject to the provisions of subsection (2) of this section;

20 “(B) Receive a grade of incomplete and, upon release from active duty, complete the course in
21 accordance with the practice of the state institution of higher education for completion of incom-
22 plete courses; or

23 “(C) Continue and complete the course for full credit, subject to the provisions of subsection (3)
24 of this section;

25 “(b) The right to a credit described in section 6 of this 2005 Act for all amounts paid for room,
26 board, tuition and fees;

27 “(c) If the student elects to withdraw from the state institution of higher education, the right
28 to be readmitted and reenrolled at the state institution of higher education within one year after
29 release from active duty without a requirement of redetermination of admission eligibility; and

30 “(d) The right to continuation of scholarships and grants awarded to the student that were
31 funded by the state institution of higher education or the Oregon Student Assistance Commission
32 before the student was ordered to active duty.

33 “(2) If the student elects to withdraw from a course under subsection (1)(a)(A) of this section,
34 the state institution of higher education may not:

35 “(a) Give the student academic credit for the course from which the student withdraws;

36 “(b) Give the student a failing grade or a grade of incomplete or make any other negative an-
37 notation on the student’s record; or

38 “(c) Alter the student’s grade point average due to the student’s withdrawal from the course.

39 “(3) A student who elects to continue and complete a course for full credit under subsection
40 (1)(a)(C) of this section is subject to the following conditions:

41 “(a) Course sessions the student misses due to active duty shall be counted as excused absences
42 and may not adversely impact the student’s grade for the course or rank in the student’s class.

43 “(b) The student may not be automatically excused from completing course assignments due
44 during the period the student serves on active duty.

45 “(c) A letter grade or a grade of pass may be awarded only if, in the opinion of the teacher of

1 the course, the student completes sufficient work and demonstrates sufficient progress toward
2 meeting course requirements to justify the grade.

3 “(4) The State Board of Higher Education shall adopt rules for the administration of this section.

4 “(5) **As used in this section, ‘member of the military’ means a person who is a member**
5 **of:**

6 “(a) **The Oregon National Guard or the National Guard of any other state or territory;**
7 **or**

8 “(b) **The reserves of the Army, Navy, Air Force, Marine Corps or Coast Guard of the**
9 **United States.**

10 “**SECTION 17.** Section 8, chapter 170, Oregon Laws 2005 (Enrolled Senate Bill 575), is amended
11 to read:

12 “**Sec 8.** (1) A student at the Oregon Health and Science University who is a member of the
13 [*active Oregon National Guard*] **military** and who is ordered to federal or state active duty for more
14 than 30 consecutive days has the following rights:

15 “(a) With regard to a course in which the student is enrolled and for which the student has paid
16 tuition and fees, the right to:

17 “(A) Withdraw from the course, subject to the provisions of subsection (2) of this section;

18 “(B) Receive a grade of incomplete and, upon release from active duty, complete the course in
19 accordance with the practice of the university for completion of incomplete courses; or

20 “(C) Continue and complete the course for full credit, subject to the provisions of subsection (3)
21 of this section;

22 “(b) The right to a credit described in section 9 of this 2005 Act for all amounts paid for room,
23 board, tuition and fees;

24 “(c) If the student elects to withdraw from the university, the right to be readmitted and
25 reenrolled at the university within one year after release from active duty without a requirement
26 of redetermination of admission eligibility; and

27 “(d) The right to continuation of scholarships and grants awarded to the student that were
28 funded by the university or the Oregon Student Assistance Commission before the student was or-
29 dered to active duty.

30 “(2) If the student elects to withdraw from a course under subsection (1)(a)(A) of this section,
31 the university may not:

32 “(a) Give the student academic credit for the course from which the student withdraws;

33 “(b) Give the student a failing grade or a grade of incomplete or make any other negative an-
34 notation on the student’s record; or

35 “(c) Alter the student’s grade point average due to the student’s withdrawal from the course.

36 “(3) A student who elects to continue and complete a course for full credit under subsection
37 (1)(a)(C) of this section is subject to the following conditions:

38 “(a) Course sessions the student misses due to active duty shall be counted as excused absences
39 and may not adversely impact the student’s grade for the course or rank in the student’s class.

40 “(b) The student may not be automatically excused from completing course assignments due
41 during the period the student serves on active duty.

42 “(c) A letter grade or a grade of pass may be awarded only if, in the opinion of the teacher of
43 the course, the student completes sufficient work and demonstrates sufficient progress toward
44 meeting course requirements to justify the grade.

45 “(4) The Oregon Health and Science University Board of Directors shall adopt rules for the

1 administration of this section.

2 “(5) As used in this section, ‘member of the military’ means a person who is a member
3 of:

4 “(a) The Oregon National Guard or the National Guard of any other state or territory;
5 or

6 “(b) The reserves of the Army, Navy, Air Force, Marine Corps or Coast Guard of the
7 United States.

8 “SECTION 18. (1) The amendments to sections 2, 5 and 8, chapter 170, Oregon Laws 2005
9 (Enrolled Senate Bill 575), by sections 15, 16 and 17 of this 2005 Act first apply to students
10 who withdraw from a course at a community college, a state institution of higher education
11 or the Oregon Health and Science University or from a community college, a state institution
12 of higher education or the Oregon Health and Science University in the 2004-2005 academic
13 year.

14 “(2) Notwithstanding sections 3 (1)(c), 6 (1)(c) and 9 (1)(c), chapter 170, Oregon Laws 2005
15 (Enrolled Senate Bill 575), a student who is ordered to active duty after the beginning of the
16 2004-2005 academic year and before the effective date of this 2005 Act is entitled to the credit
17 allowed under section 2 (1)(b), 5 (1)(b) or 8 (1)(b), chapter 170, Oregon Laws 2005 (Enrolled
18 Senate Bill 575), and may make the election required under section 3 (1)(c), 6 (1)(c) or 9 (1)(c),
19 chapter 170, Oregon Laws 2005 (Enrolled Senate Bill 575), within 30 days after release from
20 active duty.”.

21 In line 29, delete “15” and insert “19”.

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