

**OREGON EMERGENCY MANAGEMENT
2009-2011 LEGISLATIVE SESSION
BILL TRACKING AND UPDATES
AS OF June 2, 2009**

All – This is a recap of state legislation that I am tracking that does or could have an effect on the Emergency Management community in Oregon. Details concerning Oregon legislative bills can be found at http://www.leg.state.or.us/bills_laws/

Senate Bills

Senate Bill 8 OEM does not support this bill – [Note the bill was gutted and OEM now supports the new bill.](#)

Allows volunteer health practitioner licensed in other state and registered with volunteer health practitioner registration system to practice in Oregon during emergency. Limits liability of volunteer health practitioners. Allows volunteer health practitioner to receive benefits if injured during emergency. Allows Office of Emergency Management to adopt rules relating to volunteer health practitioners.

- 4-2(S) Introduction and first reading. Referred to President's desk.
- 4-7 Referred to Health Care and Veterans' Affairs.
- 4-16 Public Hearing held.
- 4-23 Public Hearing and Possible Work Session scheduled.
- 5-1 Recommendation: Do pass with amendments. (Printed A-Eng.)
- 4 Second reading.
- 5-5 Third reading. Carried by Monnes Anderson, President Courtney. Passed. Ayes, 29; excused, 1--Burdick.
- 5-6(H) First reading. Referred to Speaker's desk.
- 5-7 Referred to Veterans and Emergency Services.
- 5-21 Public Hearing and Work Session held.
- 5-26 Recommendation: Do pass.
- 5-27 Second reading.
- 5-28 Rules suspended. Carried over to May 29, 2009 Calendar.
- 5-29 Rules suspended. Carried over to June 1, 2009 Calendar.

Senate Bill 75 OEM supports this bill ([BILL HAS PASSED AND SIGNED BY GOVERNOR](#))

Establishes procedure for Governor to voluntarily transfer duties of office to Acting Governor during period of time during which Governor anticipates being unable to discharge duties. Modifies provisions relating to involuntary transfer of Governors powers to Acting Governor during periods of mental or physical disability. Establishes procedures for convoking disability evaluation panel. Specifies membership and qualifications of panel. [*Allows convocation of panel by Secretary of State, State Treasurer, President of the Senate, Speaker of the*

House of Representatives or Governors chief of staff.] Requires convocation of panel when two or more persons who hold certain statewide offices request that panel be convoked. Provides that panel proceedings are not subject to public meetings law, and that panel records, other than panels determination, are not subject to disclosure under public records law.

Provides that panel shall find Governor unable to discharge duties of office if four or more members of panel vote for that finding. Provides that panel shall find Governor able to resume duties of office if three or more members of panel vote for that finding.

1-12(S) Introduction and first reading. Referred to President's desk.
1-19 Referred to Education and General Government.
2-2 Public Hearing held.
2-11 Work Session held.
2-13 Recommendation: Do pass with amendments. (Printed A-Eng.)
2-16 Second reading.
2-17 Third reading. Carried by Metsger. Passed.
Ayes, 28; excused, 2--Carter, Walker.
2-19(H) First reading. Referred to Speaker's desk.
2-24 Referred to Rules.
3-20 Public Hearing held.
4-3 Work Session held.
4-9 Recommendation: Do pass.
4-13 Second reading.
4-14 Rules suspended. Carried over to April 15, 2009 Calendar.
4-15 Rules suspended. Carried over to April 16, 2009 Calendar.
4-16 Third reading. Carried by Garrard. Passed.
Ayes, 59; Excused, 1--Tomei.
4-20(S) President signed.
4-22(H) Speaker signed.
4-28(S) Governor signed.
Chapter 77, 2009 Laws.
Effective date, January 1, 2010.

Senate Bill 77 OEM is neutral on this bill

Establishes process to declare public safety services emergency in fiscally distressed county that fails to provide minimally adequate level of public safety services.

1-12(S) Introduction and first reading. Referred to President's desk.
1-19 Referred to Finance and Revenue.
2-5 Public Hearing held.
4-2 Work Session held.
4-8 Recommendation: Do pass with amendments and be referred to Ways and Means. (Printed A-Eng)
Referred to Ways and Means by order of the President.
4-13 Work Session held.
4-14 Work Session held.
4-23 Recommendation: Do Pass with amendments. (Printed A-Eng)
Referred to Ways and Means by order of the President.
4-28 Assigned to Subcommittee On Public Safety.
5-11 Public Hearing Scheduled.

Senate Bill 270 – OEM supports this bill

Authorizes Chief Justice of Supreme Court to establish procedures for closing courts in emergencies and establish standards for determining when courts are closed for purposes of rules and laws. Authorizes presiding judge of judicial district to delegate exercise of administrative powers to another judge or to trial court administrator. Modifies provisions relating to imposition and collection of certain court fees. Provides that supplemental judgment may contain only provisions that were not included in general judgment. Makes other changes in laws relating to judgments. Declares emergency, effective on passage.

1-12(S) Introduction and first reading. Referred to President's desk.
1-13 Referred to Judiciary.
1-21 Public Hearing and Work Session held.
1-26 Recommendation: Do pass.
Second reading.
1-28 Carried over to 02-02 by unanimous consent.
2-2 Carried over to 02-04 by unanimous consent.
2-4 Third reading. Carried by Boquist. Passed.
Ayes, 30.
2-5(H) First reading. Referred to Speaker's desk.
2-11 Referred to Judiciary.
5-11 Public Hearing held.
5-20 Work Session held.

Senate Bill 311 – OEM supports this bill (BILL PASSED AND GOVERNOR SIGNED)

Increases amounts recoverable in tort actions against public bodies.

1-12(S) Introduction and first reading. Referred to President's desk.
1-13 Referred to Judiciary.
1-22 Public Hearing held.
2-11 Work Session held.
2-13 Recommendation: Do pass with amendments. (Printed A-Eng.)
2-16 Second reading.
2-17 Carried over to 02-23 by unanimous consent.
2-23 Third reading. Carried by Prozanski. Passed.
Ayes, 24; nays, 5--Atkinson, Ferrioli, George, Kruse, Whitsett; excused, 1--Boquist.
2-24(H) First reading. Referred to Speaker's desk.
2-26 Referred to Judiciary.
3-25 Public Hearing and Work Session held.
3-31 Recommendation: Do pass with amendments and be printed B-Engrossed.
4-2 Second reading.
4-6 Third reading. Carried by Barker. Passed.
Ayes, 50; Nays, 8--Bentz, Freeman, Hanna, Maurer, Sprenger, Thompson, Weidner, Wingard; Excused, 2--Clem, Krieger.
Potential conflict of interest declared by Thatcher.
4-8(S) Senate concurred in House amendments and repassed bill.
Ayes, 24; nays, 5--Atkinson, Ferrioli, Girod, Kruse, Whitsett; excused, 1--George.
4-10 President signed.
4-13(H) Speaker signed.
4-15(S) Governor signed.

Senate Bill 530 OEM supports this bill

Appropriates money from general fund to Dept. of Human Services for equipment for Pandemic Emergency. Due to fiscal impact this bill will most likely die.

- 2-16(S) Introduction and first reading. Referred to President's desk.
- 2-23 Referred to Human Services and Rural Health Policy, then Ways and Means.
- 3-9 Public Hearing held.
- 4-6 Work Session held.
- 4-7 Recommendation: Do pass and be referred to Ways and Means by prior reference. Referred to Ways and Means by prior reference.
- 4-9 Assigned to Subcommittee On Human Services.

Senate Bill 536 OEM is neutral on this bill

Prohibits state from expending funds to comply with federal Real ID Act of 2005 unless certain requirements are met. Directs Department of Transportation to analyze cost of complying with Real ID Act of 2005 and make report available to public.

- 2-16(S) Introduction and first reading. Referred to President's desk.
- 2-23 Referred to Business and Transportation.
- 4-9 Public Hearing and Work Session scheduled.
- 4-14 Recommendation: Do pass.
- Second reading.
- 4-15 Third reading. Carried by Metsger. Passed.
- Ayes, 30.
- 4-16(H) First reading. Referred to Speaker's desk.
- 4-21 Referred to Transportation
- 5-18 Work Session held.
- 5-20 Recommendation: Do pass.
- 5-21 Second reading.
- 5-22 Rules suspended. Carried over to May 26, 2009 Calendar.
- 5-26 Rules suspended. Carried over to May 27, 2009 Calendar.
- 5-27 Rules suspended. Carried over to May 28, 2009 Calendar.
- 5-28 Rules suspended. Carried over to May 29, 2009 Calendar.
- 5-29 Third reading. Carried by Gilman. Passed.

Ayes, 39; Nays, 6--Bruun, Cameron, Smith G., Thatcher, Whisnant, Wingard; Excused, 1--Holvey; Excused for Business of the House, 14--Bailey, Buckley, Cannon, Clem, Edwards D., Galizio, Greenlick, Jenson, Kennemer, Kotek, Richardson, Thompson, Tomei, Speaker Hunt.

Senate Bill 722 OEM is neutral on this bill

Permits Governor to declare state of financial emergency under certain conditions, suspend pay increases to state government and school district employees, suspend certain terms of collective bargaining agreements and services contracts and take other actions. Does not apply to elected officials whose salaries are fixed by law. Declares emergency, effective on passage.

- 3-4(S) Introduction and first reading. Referred to President's desk.
- 3-11 Referred to Commerce and Workforce Development.

Senate Bill 871 OEM supports this bill with conditions

Allocates moneys to the Jewish Federation of Portland.

3-9(S) Introduction and first reading. Referred to President's desk.
3-16 Referred to Education and General Government, then Ways and Means.
4-13 Work Session held.
4-20 Recommendation: Do pass with amendments and subsequent referral to Ways and Means be rescinded.
Subsequent referral rescinded by order of the President.
4-21 Second reading.
4-22 Third reading. Carried by Boquist. Passed.
Ayes, 28; excused, 2--Carter, Verger.
4-23(H) First reading. Referred to Speaker's desk.
4-29 Referred to Veterans and Emergency Services.
5-19 Public Hearing held.
5-26 Work Session held.
5-29 Recommendation: Do pass with amendments and be printed B-Engrossed.

Senate Bill 935 OEM is neutral on this bill

Directs OEM to develop and operate statewide first responder building mapping information system.

3-9(S) Introduction and first reading. Referred to President's desk.
3-16 Referred to Education and General Government, then Ways and Means.
4-24 Public Hearing and Possible Work Session scheduled.
4-30 Recommendation: Do pass with amendments and be referred to Ways and Means by prior reference. (Printed A-Eng.)
Referred to Ways and Means by prior reference.
5-4 Assigned to Subcommittee on Public Safety

House Bills

House Bill 2038 OEM is neutral on this bill

Prohibits person of any age from operating motor vehicle while using mobile communication device except under certain circumstances. Authorizes suspension of driving privileges for repeat offenses.

1-12(H) First reading. Referred to Speaker's desk.
Referred to Transportation.
2-20 Public Hearing held.

House Bill 2098 OEM supports this bill

Appropriates moneys from General Fund to State Department of Geology and Mineral Industries for Oregon territorial sea mapping project at Oregon State University.

1-12(H) First reading. Referred to Speaker's desk.

Referred to Veterans and Emergency Services with subsequent referral to Ways and Means.

2-24 Public Hearing held.

3-10 Public Hearing and Work Session held.

3-17 Recommendation: Do pass with amendments, be printed A-Engrossed, and be referred to Ways and Means by prior reference.

Referred to Ways and Means by prior reference.

3-20 Assigned to Subcommittee On Natural Resources.

5-12 Public Hearing scheduled

House Bill 2150 OEM supports this bill

Increases pilot registration fees

-15(H) First reading. Referred to Speaker's desk.

1-20 Referred to Transportation with subsequent referral to Ways and Means.

2-23 Public Hearing and Work Session held.

2-26 Recommendation: Do pass and be referred to Ways and Means by prior reference.

Referred to Ways and Means by prior reference.

2-27 Assigned to Subcommittee On Transportation and Economic Development.

5-29 Work Session held.

Returned to Full Committee.

House Bill 2165 OEM supports this bill

Allows certain members of Oregon National Guard to administer health care services in emergency.

1-15(H) First reading. Referred to Speaker's desk.

1-21 Referred to Veterans and Emergency Services with subsequent referral to Health Care.

2-12 Public Hearing held.

3-31 Public Hearing and Work Session held.

4-8 Recommendation: Do pass with amendments, be printed A-Engrossed, and be referred to Health Care by prior reference.

Referred to Health Care by prior reference.

4-14 Public Hearing and Work Session held.

4-17 Recommendation: Do pass.

4-20 Second reading.

4-22 Third reading. Carried by Maurer. Passed.

Ayes, 58; Excused, 2--Weidner, Witt.

4-23(S) First reading. Referred to President's desk.

4-30 Referred to Health Care and Veterans' Affairs.

5-14 Public Hearing and Work Session held.

5-19 Recommendation: Do pass the A-Eng. bill.

Second reading.

5-20 Third reading. Carried by Kruse. Passed.

Ayes, 28; excused, 2--Devlin, Walker.

House Bill 2166 OEM supports this bill

Directs State Forester to serve as Governor's authorized representative for fire management assistance grants.

1-15(H) First reading. Referred to Speaker's desk.
1-20 Referred to Veterans and Emergency Services.
2-12 Public Hearing held.
2-19 Public Hearing and Work Session held.
2-25 Recommendation: Do pass and be placed on Consent Calendar.
3-2 Second reading.
3-3 Read third time under Consent Calendar. Passed.
Ayes, 59; Nays, 1--Schaufler.
3-4(S) First reading. Referred to President's desk.
3-11 Referred to Education and General Government.

House Bill 2167 OEM supports this bill

Modifies timing of payment of certain administrative expenses of Office of Emergency Management from moneys in Emergency Communications Account.

1-15(H) First reading. Referred to Speaker's desk.
1-20 Referred to Veterans and Emergency Services with subsequent referral to Ways and Means.
2-10 Public Hearing held.
2-19 Public Hearing held.
3-31 Public Hearing and Work Session held.
4-3 Recommendation: Do pass and be referred to Ways and Means by prior reference.
Referred to Ways and Means by prior reference.
4-6 Assigned to Subcommittee On Public Safety.
-18 Public Hearing held.
5-26 Work Session held.
Returned to Full Committee.
5-29 Work Session held.

House Bill 2168 OEM supports this bill

Removes outdated, unnecessary or incorrect language. Conforms language to form and style requirements.

1-15(H) First reading. Referred to Speaker's desk.
1-20 Referred to Veterans and Emergency Services.
2-10 Public Hearing held.
2-19 Public Hearing held.
3-12 Public Hearing and Work Session held.
3-19 Recommendation: Do pass with amendments, be printed A-Engrossed, and be placed on Consent Calendar.
3-24 Second reading.
3-25 Read third time under Consent Calendar. Passed.
Ayes, 60.
3-26(S) First reading. Referred to President's desk.
3-31 Referred to Judiciary.
5-12 Public Hearing and Possible Work Session scheduled.
5-18 Recommendation: Do pass the A-Eng. bill.
Second reading.
5-19 Third reading. Carried by Dingfelder. Passed.
Ayes, 28; excused, 2--Carter, Winters.

5-26(H) Speaker signed.
5-26(S) President signed.

House Bill 2377 OEM is neutral on this bill

Prohibits person of any age from operating motor vehicle while using mobile communication device except under certain circumstances.

1-12(H) First reading. Referred to Speaker's desk.
Referred to Transportation.
2-20 Public Hearing held.
4-20 Work Session scheduled.
4-23 Recommendation: Do pass with amendments and be printed A-Engrossed.
4-27 Second reading.
4-28 Third reading. Carried by Esquivel, Tomei. Passed.
Ayes, 38; Nays, 22--Barton, Bentz, Berger, Bruun, Cameron, Edwards D.,
Freeman, Gilman, Hanna, Huffman, Kennemer, Krieger, Maurer, Olson,
Richardson, Smith G., Sprenger, Thatcher, Thompson, Weidner, Whisnant,
Wingard.
4-29(S) First reading. Referred to President's desk.
5-1 Referred to Consumer Protection and Public Affairs.
5-14 Public Hearing and Possible Work Session scheduled.
5-21 Work Session held.
5-28 Work Session held.

House Bill 2405 OEM does not support this bill

Prohibits department, agency, commission or political subdivision of state from regulating Voice over Internet Protocol service and Internet Protocol-enabled service.

1-20(H) First reading. Referred to Speaker's desk.
1-27 Referred to Business and Labor.
3-4 Public Hearing held.
3-27 Public Hearing held.
4-3 Public Hearing and Work Session held.
4-9 Recommendation: Do pass with amendments and be printed A-Engrossed.
4-13 Second reading.
4-14 Third reading.
Motion to rerefer to Business and Labor carried on via voce vote. Rereferred.

House Bill 2521 OEM supports this bill (BILL PASSED AND HIS BEEN SIGNED BY GOVERNOR)

Requires businesses to post contact number for emergency response personnel in the event that electronic signaling device is activated.

2-3(H) First reading. Referred to Speaker's desk.
2-5 Referred to Veterans and Emergency Services.
3-12 Public Hearing and Work Session held.
3-19 Recommendation: Do pass with amendments and be printed A-Engrossed.
3-24 Second reading.
3-25 Third reading. Carried by Maurer. Passed.
Ayes, 60.

3-26(S) First reading. Referred to President's desk.
4-2 Referred to Business and Transportation.
4-29 Public Hearing and Work Session held.
5-4 Recommendation: Do pass the A-Eng. bill.
Second reading.
5-5 Carried over to 05-06 by unanimous consent.
5-6 Carried over to 05-07 by unanimous consent.
5-7 Third reading. Carried by Schrader. Passed.
Ayes, 26; excused, 4--Johnson, Morse, Nelson, Starr.
5-15(H) Speaker signed.
5-15(S) President signed.
5-21(H) Governor signed.

House Bill 2976 OEM is neutral on this bill

Adjusts district extended weighted average daily membership (ADMw) for purposes of distributions from State School Fund if natural disaster occurred within boundaries of school district and average daily membership of school district decreased by specified percentage. Declares emergency, effective July 1, 2009.

3-5(H) First reading. Referred to Speaker's desk.
3-10 Referred to Education with subsequent referral to Revenue.

House Bill 3021 OEM supports this bill

Provides that qualified emergency service volunteer is agent of public body under Oregon Tort Claims Act for purpose of acts and omissions of volunteer if acts or omissions occur during state of emergency or state of public health emergency and while volunteer is performing emergency services under direction of public body. Requires Office of Emergency Management to provide workers compensation coverage for qualified emergency service volunteers who are injured in course and scope of performing emergency service activities under direction of public body. Provides that certain volunteer emergency health care providers, health care facilities and operators of emergency health care centers are agents of state under Oregon Tort Claims Act for purpose of acts and omissions of providers, facilities and operators during state of emergency or state of public health emergency, without regard to whether providers, facilities or operators are compensated for services. Provides that qualified search and rescue volunteer is agent of county under Oregon Tort Claims Act for purpose of acts and omissions of volunteer that occur while volunteer is performing search and rescue activities under direction of sheriff or sheriff's designee. Requires county to provide workers compensation coverage for qualified search and rescue volunteers who are injured in course and scope of performing search and rescue activities under direction of sheriff or sheriff's designee. Provides that for purposes of limitation of Oregon Tort Claims Act on recovery for single accident or occurrence, events giving rise to proclamation of state of emergency or state of public health emergency do not constitute single accident or occurrence. Revises other laws relating to emergencies.

3-9(H) First reading. Referred to Speaker's desk.

3-12 Referred to Veterans and Emergency Services.
4-7 Public Hearing held.
4-16 Public Hearing and Work Session held.
4-21 Work Session scheduled.
4-24 Recommendation: Do pass with amendments and be printed A-Engrossed.
4-28 Second reading.
4-29 Rules suspended. Carried over to April 30, 2009 Calendar.
4-30 Rules suspended. Carried over to May 4, 2009 Calendar.
5-4 Third reading. Carried by Cowan. Passed.
Ayes, 53; Nays, 4--Bailey, Barton, Kahl, Schaufler; Excused, 2--Freeman, Shields;
Excused for Business of the House, 1--Olson.
5-5(S) First reading. Referred to President's desk.
5-8 Referred to Judiciary.
5-20 Public Hearing held.
5-28 Work Session held.

House Bill 3254 OEM supports this bill

Allows radio and data districts to be formed as special districts. Authorizes districts to acquire and operate radio and data communication equipment, facilities and real property related to radio and data communication for emergency communications purposes. Authorizes districts to submit property tax and bond measures to district electors for approval or rejection. Authorizes districts to contract with United States for acquisition and operation of radio and data communication facilities and related property. Takes effect on 91st day following adjournment sine die.

3-10(H) First reading. Referred to Speaker's desk.
3-16 Referred to Veterans and Emergency Services with subsequent referral to Rules.
4-14 Public Hearing and Work Session held.
4-17 Recommendation: Do pass and be referred to Rules by prior reference.
Referred to Rules by prior reference.
4-27 Public Hearing held.
4-29 Work Session held.
5-8 Work Session held.
-18 Recommendation: Do pass.
5-19 Second reading.
5-20 Third reading. Carried by Jenson. Passed.
Ayes, 60.
5-21(S) First reading. Referred to President's desk.
5-26 Referred to Rules.
5-29 Public Hearing and Work Session held.

House Bill 3255 OEM supports this bill

Prohibits county, city, special district or 9-1-1 jurisdiction from punishing or penalizing public or private safety agency for failure to meet contractually mandated response times.

3-10(H) First reading. Referred to Speaker's desk.
3-12 Referred to Veterans and Emergency Services.
4-7 Public Hearing held.

4-16 Public Hearing and Work Session held.
4-22 Recommendation: Do pass.
4-23 Second reading.
4-27 Third reading. Carried by Freeman. Passed.
Ayes, 59; Excused, 1--Stiegler.
4-28(S) First reading. Referred to President's desk.
5-6 Referred to Judiciary.
5-19 Public Hearing and Work Session held.
5-21 Recommendation: Do pass.
Second reading.
5-22 Carried over to 05-26 by unanimous consent.
5-26 Third reading. Carried by Boquist. Passed.
Ayes, 29; excused, 1--Carter.

House Bill 3459 OEM supports this bill

Modifies basis upon which Governor may declare state of emergency.

3-11(H) First reading. Referred to Speaker's desk.
3-13 Referred to Veterans and Emergency Services.