

SDAO Legislative Bill Summary as of 07/18/11

Bill #: [HB 2007](#) Title: Water QualitySubject: Wastewater  
Position: Support Staff: ML

Status: Public Hearing held.

Makes legislative findings regarding water quality. Requires Environmental Quality Commission and Department of Environmental Quality to undertake certain efforts in relation to water quality standards. Requires Department of Environmental Quality to identify certain permittees to apply for pilot water quality variance from water quality standards. Requires report to Legislative Assembly. Requires Department of Environmental Quality to identify certain surface waters that do not meet certain criteria for polychlorinated biphenyls. Requires department to prepare multiple discharger variances and to submit variances to Environmental Quality Commission and to United States Environmental Protection Agency. Requires report to Legislative Assembly. Requires Department of Environmental Quality to identify substances that exceed certain water quality standards. Requires department to submit certain revised water quality standards to Environmental Quality Commission and to United States Environmental Protection Agency. Requires report to Legislative Assembly. Specifies certain requirements related to water quality standards adopted by Environmental Quality Commission. Declares emergency, effective on passage.

Bill #: [HB 2011](#) Title: State Employee HealthSubject: Health Care  
Position: Staff: HS

Status: Referred to Rules.

Requires state employees who participate in health benefit plans offered by Public Employees' Benefit Board to contribute greater of \$50 or five percent of monthly salary or wages to health benefit plan premium costs. Establishes maximum required contribution level. Applies to state employees subject to collective bargaining for pay periods to which collective bargaining agreement executed on or after effective date of Act applies, and to all other state employees for pay periods beginning on or after January 1, 2012. Declares emergency, effective on passage.

Bill #: [HB 2017](#) Title: Solar Energy TechnologySubject: Public Contracting  
Position: Staff: ML

Status: Referred to Energy, Environment and Water.

Requires contracting agency to set aside amount equal to 1.5 percent of amount contracting agency budgeted for public improvement contracts and dedicate amount toward including appropriate solar energy technology in construction, reconstruction or major renovation of public buildings. Provides exceptions. Becomes operative 91 days after effective date of Act. Declares emergency, effective on passage.

Bill #: [HB 2018](#) Title: Election ListSubject: Elections  
Position: Staff: HS

Status: Referred to Rules.

Prohibits distribution of list of electors that indicates whether elector cast ballot in election until day after date of election.

Bill #: [HB 2020](#) Title: Supervisory RatiosSubject: Labor  
Position: Staff: HS

Status: Chapter 603, (2011 Laws): Effective date July 6, 2011.

Directs Oregon Department of Administrative Services to report to Joint Committee on Ways and Means ratio of public employees to supervisory employees, ratio of public employees to managerial employees and number of positions for managerial employees who do not act in supervisory capacity. Directs department to develop plan for each state agency with more than 100 employees to attain ratio of public employees to supervisory or managerial employees of 11 to 1. First applies for biennium beginning July 1, 2013. Declares emergency, effective on passage.

Bill #: [HB 2021](#) Title: Session TimelinesSubject: General Government  
Position: Staff: HS

Status: Returned to Full Committee.

Authorizes State Board of Education to adopt fees for certain activities related to career schools. Declares emergency, effective July 1, 2011.

Bill #: [HB 2031](#) Title: Legislator Filing FeesSubject: Elections  
Position: Staff: ML

Status: Public Hearing held.

Increases filing fee for candidates for office of state Senator and state Representative. Provides that nominating

petition for office of state Senator or state Representative must contain at least 250 signatures or number of signatures at least equal to two percent of votes cast in electoral district for specified candidates, whichever is less.

**Bill #: HB 2035** Title: ULP Filings Subject: Labor Position: Staff: HS  
 Status: Referred to Judiciary.  
 Standardizes time limitations for filing civil actions for unlawful discrimination. Declares emergency, effective on passage.

**Bill #: HB 2036** Title: ULP Technical Changes Subject: Labor Position: Staff: HS  
 Status: Chapter 210, (2011 Laws): Effective date June 1, 2011.  
 Clarifies application of statutes related to unlawful discrimination against persons with disabilities. Gives Bureau of Labor and Industries authority to enforce provisions that allow employee to take leave to attend criminal proceeding. Removes conflicting provisions related to authority of Bureau of Labor and Industries to enforce laws related to discriminatory practices. Allows employer to make specified employment decisions based on credit history of certain applicants for public safety officer employment. Declares emergency, effective on passage.

**Bill #: HB 2037** Title: Attorney Fees Cease & Desist Subject: Labor Position: Staff: HS  
 Status: Referred to Judiciary.  
 Requires Commissioner of Bureau of Labor and Industries to award costs and reasonable attorney fees when complainant prevails for cease and desist order. Allows commissioner to award costs and reasonable attorney fees when respondent prevails for cease and desist order only if condition met.

**Bill #: HB 2038** Title: Breast Feeding in the Workplace Subject: Labor Position: Staff: HS  
 Status: Public Hearing held.  
 Conforms Oregon law related to expression of milk in workplace to federal law. Eliminates, for employers of 50 or more employees, exemption from providing rest periods for expression of milk in workplace if granting rest period creates undue hardship. Declares emergency, effective on passage.

**Bill #: HB 2039** Title: Dishonored Check Subject: Labor Position: Staff: HS  
 Status: Chapter 238, (2011 Laws): Effective date January 1, 2012.  
 Subjects employer that issues dishonored check for payment of wages to statutory damages and attorney fees. Creates exception. Authorizes Commissioner of Bureau of Labor and Industries to impose penalty for issuance of dishonored check in payment of wages. Requires penalties collected to be paid to employee.

**Bill #: HB 2040** Title: Unpaid Wages Subject: Labor Position: Staff: HS  
 Status: Chapter 348, (2011 Laws): Effective date January 1, 2012.  
 Removes firefighters from and adds boiler operators to types of employees exempt from provision limiting maximum working hours for certain industries. Requires inclusion of certain information in written notice of nonpayment. Modifies length of time unclaimed wages collected by Bureau of Labor and Industries must be held before wages are forfeited to state. Makes certain legal summaries available to employers from website of bureau or from bureau upon request.

**Bill #: HB 2041** Title: ULP Cease & Desist Subject: Labor Position: Staff: HS  
 Status: Referred to Business and Labor with subsequent referral to Judiciary.

Authorizes Commissioner of Bureau of Labor and Industries to issue temporary cease and desist order under certain circumstances.

**Bill #: HB 2044** Title: Federal Health Care Reform

Subject: Health Care  
Position: Staff: HS

Status: Referred to Health Care with subsequent referral to Ways and Means.

Requires Department of Human Services to report to Seventy-seventh Legislative Assembly on changes necessary to implement federal health care law. Declares emergency, effective on passage.

**Bill #: HB 2061** Title: Electronic Transactions

Subject: Public Records  
Position: Staff: ML

Status: Chapter 39, (2011 Laws): Effective date January 1, 2012.

Permits governmental agency to conduct transaction electronically or create or retain electronic record of transaction without individual's agreement or consent if agency creates, sends, accepts, generates, communicates, stores, processes, uses or relies on electronic records regularly and in course of ordinary agency business. Permits agency to convert written records or records in other forms into electronic records.

**Bill #: HB 2062** Title: Cost Analysis Feasibility

Subject: Public Contracting  
Position: Staff: ML

Status: Public Hearing held.

Requires public body on behalf of which contracting agency conducts procurement to perform required cost analysis or make required feasibility determination. Provides that contracting agency must determine whether contracting agency has sufficient information to conduct required cost analysis or feasibility determination before conducting procurement to establish price agreement. Allows contracting agency to establish price agreement if contracting agency conducts cost analysis or feasibility determination or if public body that procures services under price agreement will conduct cost analysis or feasibility determination. Provides that contracting agency shall consider contractor's profit in addition to contractor's costs when performing required cost analysis for procurement. Permits contracting agency to withhold disclosure of cost analysis, determination and supporting documentation until after contracting agency issues notice of intent to award contract. Declares emergency, effective on passage.

**Bill #: HB 2069** Title: Special Public Works Fund

Subject: Water  
Position: Staff: ML

Status: Chapter 47, (2011 Laws): Effective date January 1, 2012.

Extends terms of loans made from Special Public Works Fund.

**Bill #: HB 2070** Title: Infrastructure Finance Authority

Subject: General Government  
Position: Staff: ML

Status: Chapter 48, (2011 Laws): Effective date January 1, 2012.

Clarifies roles of Oregon Business Development Commission and Oregon Infrastructure Finance Authority Board with respect to Oregon Infrastructure Finance Authority.

**Bill #: HB 2074** Title: Emergency Preparedness Fund

Subject: Public Safety  
Position: Staff: HS

Status: Public Hearing held.

Changes name of Oregon Pre-Disaster Mitigation Fund to Oregon Emergency Preparedness Account. Changes name of Oregon Disaster Response Fund to Oregon Disaster Response Account. Changes name of Oregon Local Disaster Assistance Loan Account to Oregon Local Disaster Assistance Loan Subaccount. Changes each fund from fund established separate and distinct from General Fund to account established within General Fund. Changes Oregon Local Disaster Assistance Loan Account from account in Oregon Disaster Response Fund to subaccount of Oregon Disaster Response Account. Declares emergency, effective on passage.

**Bill #: HB 2075** Title: Prepaid Wireless

Subject: Finance & Tax  
Position: Support Staff: HS

Status: Work Session held.

Establishes alternative methods for telecommunications provider to satisfy requirement to collect and remit tax on customer access to 9-1-1 emergency reporting system from prepaid telecommunications service customers. Defines terms.

**Bill #:** [HB 2076](#)      **Title:** MLTS

**Subject:** Public Safety  
**Position:**                      **Staff:** HS

**Status:** In committee upon adjournment.

Clarifies obligation of providers of telecommunications services and equipment to comply with requirements for 9-1-1 emergency communications.

**Bill #:** [HB 2078](#)      **Title:** Fire Protection Water Supply

**Subject:** Public Safety  
**Position:**                      **Staff:** ML

**Status:** Chapter 97, (2011 Laws): Effective date January 1, 2012.

Repeals certain statutes regarding fire escapes and other fire safety requirements. Deletes statutory specifications regarding fire protection water supply availability for public buildings. Requires State Fire Marshal to establish fire protection water supply requirements by rule. Expands types of buildings and structures, or portions of buildings and structures, subject to closure for occupancy limit violations.

**Bill #:** [HB 2079](#)      **Title:** Smoke Detectors

**Subject:** Public Safety  
**Position:**                      **Staff:** GI

**Status:** Referred to Business and Labor.

Requires that smoke alarm or smoke detector in transferred property having dwelling unit or lodging house, and installation of alarm or detector, be in conformance with State Fire Marshal rules. Specifies that alarm or detector comply with state building code applicable on installation date. Clarifies reference to requirements established by smoke alarm feature statute. Removes exemption of used manufactured dwelling equipped with ionization smoke alarm from alarm feature requirement.

**Bill #:** [HB 2081](#)      **Title:** DEQ Rules

**Subject:** Wastewater  
**Position:**                      **Staff:** ML

**Status:** Chapter 349, (2011 Laws): Effective date January 1, 2012.

Creates offense of unlawfully idling primary engine of commercial vehicle. Punishes by \$180 fine. Creates exemptions.

**Bill #:** [HB 2082](#)      **Title:** Hazardous Substances

**Subject:** Wastewater  
**Position:**                      **Staff:** ML

**Status:** Public Hearing held.

Allows Director of the Department of Environmental Quality to approve certain settlements concerning releases of hazardous substances. Specifies that certain agreements to release parties from potential liability to state must be set forth in administrative agreements.

**Bill #:** [HB 2092](#)      **Title:** Work Comp Technical Cleanup

**Subject:** Work Comp  
**Position:**                      **Staff:** HS

**Status:** In Conference Committee upon adjournment.

Modifies manner in which notice of compliance is made available to subject employers. Eliminates requirement for consultation with certain professional licensing boards when rules are adopted concerning appropriateness of certain types of medical treatment. Increases length of time during which licensed nurse practitioner may provide temporary compensable medical services to worker seeking medical services from provider that is not member of managed care organization. Restores authority of Director of Department of Consumer and Business Services to extend temporary disability compensation paid to workers in vocational training.

**Bill #:** [HB 2093](#)      **Title:** MCO Regulation

**Subject:** Work Comp  
**Position:**                      **Staff:** HS

**Status:** Chapter 98, (2011 Laws): Effective date January 1, 2012.

Limits provision of managed care services for injured workers to certified managed care organizations. Creates

exceptions. Authorizes imposition of sanction that includes civil penalty for violation. Allows issuance of cease and desist order for repeated or willful violation.

**Bill #: HB 2094** Title: Recon in Claim Closure

Subject: Work Comp  
Position: Staff: HS

Status: Chapter 99, (2011 Laws): Effective date January 1, 2012.

Authorizes delay in reconsideration proceeding for notice of claim closure in workers' compensation claim under certain circumstances.

**Bill #: HB 2113** Title: PERS Technical Cleanup

Subject: PERS  
Position: Monitor Staff: HS

Status: Co-Speakers signed.

Modifies retirement plan options of persons elected or appointed as members of Legislative Assembly. Authorizes use of trustee-to-trustee transfers to fund specified retirement credit purchases under Public Employees Retirement System. Modifies vesting dates for pension program and individual account program of Oregon Public Service Retirement Plan. Amends law relating to crediting of earnings on PERS member accounts for purpose of conforming law to Supreme Court decision. Authorizes Public Employees Retirement Board to allow eligible state employee who is participating in state deferred compensation plan to defer compensation on after-tax basis. Specifies that inactive member of pension program who terminated membership in individual account program becomes member of individual account program upon reemployment in qualifying position. Increases, for biennium beginning July 1, 2011, limitation on expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by Public Employees Retirement System. Declares emergency, effective on passage.

**Bill #: HB 2114** Title: Inactive IAP Withdrawal

Subject: PERS  
Position: Monitor Staff: HS

Status: Referred to Ways and Means by prior reference.

Provides that inactive member of pension program of Oregon Public Service Retirement Plan who withdrew amounts in individual account program becomes member of individual account program immediately upon reemployment in qualifying position. Declares emergency, effective on passage.

**Bill #: HB 2115** Title: Data Verification

Subject: PERS  
Position: Monitor Staff: HS

Status: Referred to Business and Labor with subsequent referral to Ways and Means.

Modifies law that allows member of Public Employees Retirement System to request verification of retirement data before retirement. Eliminates provision that prohibits Public Employees Retirement Board from using creditable service, retirement credit, final average salary, member account balances or accumulated unused sick leave that is less than amount specified in verification for purposes of determining retirement benefits. Declares emergency, effective on passage.

**Bill #: HB 2121** Title: Water Pollution

Subject: Water  
Position: Staff: ML

Status: Public Hearing held.

Allows Environmental Quality Commission and State Department of Agriculture to enter into memorandum of understanding that provides for department to operate program for prevention of water pollution from chemical wastes and discharges of biological materials. Allows department to perform certain acts relating to prevention of water pollution from chemical wastes and discharges of biological materials. Prohibits allowing chemical wastes, and discharges of biological materials, from certain point sources without permit. Declares emergency, effective on passage.

**Bill #: HB 2123** Title: Firefighter Criminal Defense

Subject: Public Safety  
Position: Staff: GI

Status: Chapter 218, (2011 Laws): Effective date January 1, 2012.

Authorizes State Forester to authorize payment of costs and reasonable attorney fees of firefighter alleged to have committed misdemeanor or felony in course of fire suppression activities.

**Bill #: HB 2124** Title: Timber Tax Subject: Finance & Tax  
 Position: Staff: HS  
 Status: Chapter 594, (2011 Laws): Effective date September 29, 2011.

Extends and modifies privilege taxes on merchantable forest products harvested on forestlands. Eliminates temporary privilege tax for providing field administration of Oregon Forest Practices Act. Applies to forest products harvest tax reporting periods beginning on or after January 1, 2012. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 2129** Title: Comprehensive Plans Subject: Land Use  
 Position: Staff: ML  
 Status: Chapter 280, (2011 Laws): Effective date January 1, 2012.

Modifies process for local government to make post-acknowledgment changes to comprehensive plans and land use regulations.

**Bill #: HB 2130** Title: Changes to Periodic Review Subject: Land Use  
 Position: Staff: ML  
 Status: Chapter 469, (2011 Laws): Effective date June 23, 2011.

Modifies provisions regulating periodic review of comprehensive plans and regional framework plans. Modifies provisions regulating judicial review of orders of Land Conservation and Development Commission. Declares emergency, effective on passage.

**Bill #: HB 2133** Title: WRD Documents Subject: Water  
 Position: Staff: ML  
 Status: Chapter 51, (2011 Laws): Effective date January 1, 2012.

Allows Water Resources Department to adopt rules allowing receipt of documents by electronic means. Allows department to adopt rules allowing sending of documents by electronic means with consent of recipient. Allows department to reduce or waive fee for documents received or sent by electronic means.

**Bill #: HB 2134** Title: Ground Water Recharge Subject: Water  
 Position: Staff: ML  
 Status: Chapter 281, (2011 Laws): Effective date January 1, 2012.

Allows person applying for or holding ground water recharge permit within Umatilla Basin to apply for permission to exchange water for equal amount of water from another source. Requires application for such permission to be accompanied by evidence that exchange will result in no net loss of flow in Umatilla River.

**Bill #: HB 2135** Title: Water Notices Subject: Public Records  
 Position: Staff: ML  
 Status: Chapter 52, (2011 Laws): Effective date January 1, 2012.

Reduces required number of newspaper publications for certain notices pertaining to water.

**Bill #: HB 2138** Title: Commercial Driver's License Subject: General Government  
 Position: Staff: ML  
 Status: Chapter 470, (2011 Laws): Effective date January 1, 2012.

Modifies definition of 'commercial motor vehicle.' Requires person holding commercial driver license to maintain proof of medical qualification on file with Department of Transportation. Authorizes department to cancel commercial driver license upon expiration of proof of medical qualification. Modifies laws related to suspension of commercial driver licenses. Modifies duties of Road User Fee Task Force. Modifies definition of 'transportation project' within Oregon Innovative Partnerships Program.

**Bill #: HB 2160** Title: Standing on Land Use Appeal Subject: Land Use  
 Position: Staff: ML  
 Status: Referred to General Government and Consumer Protection.

Deletes limitation on government infrastructure services that can be provided by Oregon Department of Administrative Services. Clarifies that department may enter into agreements with any public body to provide administrative and other services. Establishes Oregon Department of Administrative Services Legal Review Task Force. Directs task force to review statutes and rules governing department for purpose of recommending changes necessary to allow department to use entrepreneurial management business model as basis for department's operations. Sunsets task force on date of convening of 2013 legislative session. Declares emergency, effective on passage.

**Bill #: HB 2161** Title: IAP Elimination Subject: PERS  
Position: Oppose Staff: HS  
Status: Referred to Business and Labor with subsequent referral to Ways and Means.

Eliminates employee contributions, employer contributions and rollover contributions to individual account program of Oregon Public Service Retirement Plan, effective January 1, 2012. Prohibits employee from becoming member of program on or after January 1, 2012. Declares emergency, effective on passage.

**Bill #: HB 2164** Title: Forest Patrol Assessments Subject: Public Safety  
Position: Staff: GI  
Status: Referred to Agriculture and Natural Resources with subsequent referral to Ways and Means.

Reduces limit on forest patrol assessment rates for lands located east of summit of Cascade Mountains and certain other areas. Changes permissible use of moneys in Oregon Forest Land Protection Fund. Alters and creates statutory limits on expenditures from fund. Deletes certain mandatory items from State Forester budget request. Changes required content of annual report by State Forester to Emergency Board. Declares emergency, effective July 1, 2011.

**Bill #: HB 2166** Title: Multi-Modal Lottery Subject: Transportation  
Position: Staff: ML  
Status: Public Hearing held.

Authorizes issuance of lottery bonds for transportation projects funded from Multimodal Transportation Fund. Specifies allocation of lottery bond proceeds. Declares emergency, effective July 1, 2011.

**Bill #: HB 2181** Title: Attorney fees on Land Use Decisions Subject: Land Use  
Position: Staff: ML  
Status: Public Hearing held.

Modifies attorney fees provision related to review of decision of local government before Land Use Board of Appeals. Directs board to award attorney fees and expenses to prevailing party if prevailing party was applicant before local government. Directs appellate courts to award attorney fees and expenses to prevailing party on review of decision of Land Use Board of Appeals if prevailing party was applicant before local government.

**Bill #: HB 2182** Title: Standing on Land Use Appeal Subject: Land Use  
Position: Staff: ML  
Status: Public Hearing held.

Modifies basis for petitioning Land Use Board of Appeals for review of land use decisions or limited land use decisions. Requires person that does not own real property adjacent to use or to real property that is subject of land use decision or limited land use decision to post deposit to cover attorney fees and costs of expert witnesses required by applicant to establish that use or change to real property meets applicable standards.

**Bill #: HB 2186** Title: Sewer Rates Subject: Wastewater  
Position: Staff: ML  
Status: Referred to Business and Labor.

Prohibits sewer utility not currently providing sewer service but proposing to provide sewer service from imposing service rates and charges above two percent of median household income in utility's service area. Makes exception for payment of bonded indebtedness incurred prior to effective date of Act.

**Bill #: HB 2187** Title: Product Stewardship Subject: General Government  
Position: Staff: ML  
Status: Referred to Energy, Environment and Water with subsequent referral to Business and Labor, then Ways and Means.

Requires Department of Environmental Quality to collaborate with certain parties to develop and implement statewide product stewardship system. Allows Environmental Quality Commission to adopt product-specific rules to implement product stewardship programs for rechargeable batteries and lighting that contains mercury. Specifies selection process for additional products to be covered by statewide product stewardship system. Requires producers of rechargeable batteries and lighting that contains mercury to establish product stewardship programs and product stewardship plans and to submit annual written report to department. Requires producers to establish annual performance goals and to submit product stewardship plans to department for review at least once every four years. Allows department to establish schedule of fees to be paid by producers. Establishes Product Stewardship Fund. Continuously appropriates moneys in fund to department to pay costs of implementing provisions related to rechargeable batteries and lighting that contains mercury. Imposes civil penalty for disposal of, or knowingly accepting for disposal, rechargeable batteries or lighting that contains mercury. Imposes civil penalties for other violations of provisions related to rechargeable batteries and lighting that contains mercury. Declares emergency, effective on passage.

**Bill #: HB 2188** Title: Pest Management Subject: General Government  
 Position: Staff: ML  
 Status: Public Hearing held.  
 Changes definition of integrated pest management for purposes of state agency practices.

**Bill #: HB 2189** Title: Surface Water Diversion Subject: Water  
 Position: Staff: ML  
 Status: Chapter 16, (2011 Laws): Effective date January 1, 2012.  
 Exempts certain changes in points of diversion for withdrawal of surface water from removal or fill permitting requirements.

**Bill #: HB 2190** Title: Ocean Plan Subject: Energy  
 Position: Staff: DR  
 Status: Referred to Energy, Environment and Water with subsequent referral to Ways and Means.  
 Creates Oregon Ocean Work Group for purpose of adopting Nearshore Strategic Plan. Creates Oregon Ocean Science Trust for purpose of funding activities related to plan. Establishes Oregon Ocean Science Fund and continuously appropriates moneys in fund to trust for specified purposes. Requires Ocean Policy Advisory Council to develop marine data management network. Prescribes duties for specified scientific and technical advisory committee and gives committee authority to select members. Declares emergency, effective on passage.

**Bill #: HB 2192** Title: USF for Broadband Subject: Finance & Tax  
 Position: Staff: HS  
 Status: Chapter 189, (2011 Laws): Effective date January 1, 2012.  
 Allows use of universal service fund moneys for determining availability of broadband services within state. Removes authorization for use of universal service fund moneys to facilitate availability of broadband at reasonable rates.

**Bill #: HB 2194** Title: School Power Purchase Subject: Energy  
 Position: Staff: DR  
 Status: Public Hearing held.  
 Authorizes school districts to enter into energy efficiency power purchase agreements. Allows school districts to issue certificates of participation based upon revenue generated under energy efficiency power purchase agreements.

**Bill #: HB 2195** Title: Externality Pricing Subject: Energy  
 Position: Staff: DR  
 Status: Referred to Energy, Environment and Water with subsequent referral to Ways and Means.  
 Requires Department of Environmental Quality to study externality pricing. Sunsets January 2, 2014.

**Bill #: HB 2196** Title: Relating Clause Energy Subject: Energy  
 Position: Staff: DR  
 Status: Referred to Ways and Means by order of the Co-Speaker.

Exempts from fuel excise tax, from January 1, 2012, to January 2, 2018, diesel fuel blended with minimum of 20 percent biodiesel derived from used cooking oil. Creates exception. Takes effect on 91st day following adjournment sine die.

**Bill #:** HB 2200      **Title:** USF Charges

**Subject:** Finance & Tax  
**Position:**                      **Staff:** HS

**Status:** Referred to Business and Labor with subsequent referral to Revenue.

Allows Public Utility Commission to modify method of collecting universal service charge to reflect potential future changes in federal policy and changing technology. Allows additional telecommunications carriers to receive support from fund if carriers meet certain conditions. Requires communications carriers receiving support from fund to provide broadband service after 2015. Directs Public Utility Commission to prepare plan to phase out universal service fund and replace it with broadband access program and submit plan to Legislative Assembly.

**Bill #:** HB 2201      **Title:** Environmental Impacts

**Subject:** General Government  
**Position:**                      **Staff:** ML

**Status:** Referred to Transportation and Economic Development with subsequent referral to Ways and Means.

Requires bills introduced before Legislative Assembly that relate to environmental matters to have economic impact analysis. Requires economic impact analysis to be kept by Secretary of Senate or Chief Clerk of House of Representatives and to be available to public.

**Bill #:** HB 2204      **Title:** Wave Energy

**Subject:** Energy  
**Position:** Oppose      **Staff:** DR

**Status:** Referred to Energy, Environment and Water.

Requires each electric company to maintain specified generating capacity from qualifying wave energy systems on or before January 1, 2020. Increases generating capacity requirement in five-year intervals until January 1, 2040. Allows electric companies to set rates to recover reasonable return on investment in systems. Allows electric companies to use systems to comply with renewable portfolio standard established by statute.

**Bill #:** HB 2206      **Title:** Removal Fill

**Subject:** Water  
**Position:**                      **Staff:** ML

**Status:** Referred to Transportation and Economic Development.

Expands definition of 'applicant' for purposes of removal-fill permitting program. Specifies procedures by which applicant that proposes removal or fill activity for construction of linear facility may receive and use removal-fill permit. Declares emergency, effective on passage.

**Bill #:** HB 2207      **Title:** Electric Vehicles

**Subject:** Energy  
**Position:**                      **Staff:** DR

**Status:** Public Hearing held.

Authorizes state agencies to provide electricity for electric motor vehicles.

**Bill #:** HB 2208      **Title:** EFSC For Single Energy

**Subject:** Energy  
**Position:**                      **Staff:** DR

**Status:** Referred to Revenue then to Tax Credits by order of the Co-Speakers.

Creates income and corporate excise tax credit for renewable energy production systems, defined as systems using biomass, solar, geothermal, hydroelectric or wave, tidal or ocean thermal energy technology to produce energy. Bases amount of tax credit on projected first year energy yield of system. Restricts availability of tax credits to projects with total system cost not in excess of \$20 million. Limits total tax credits available to all taxpayers to \$150 million for 12-month period beginning July 1, 2012. Reserves up to \$15 million of total tax credits for projects recommended by Oregon Innovation Council. Provides for certification of eligible systems by State Department of Energy. Directs department to establish eligibility standards and standards for allocating available credit amounts. Applies to applications for preliminary certification submitted after July 1, 2012, and to tax years beginning on or after January 1, 2012. Takes effect on 91st day following adjournment sine die.

**Bill #:** HB 2209      **Title:** Fund for Energy

**Subject:** Energy  
**Position:** Monitor      **Staff:** DR

**Status:** Referred to Transportation and Economic Development with subsequent referral to Ways and Means.

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Establishes Oregon Fund for Energy, Jobs and Innovation. Authorizes Oregon Innovation Council to make grants and loans from fund for clean energy economic development proposals. Establishes minimum proposal requirements. Requires nonprofit entity or signature research center to issue request for proposals and make recommendations for funding to council. Requires council to adopt rules. Permits council to determine eligibility of proposals for revenue bond financing. Requires Oregon Business Development Department to request issuance of revenue bonds by State Treasurer upon determination of eligibility. Authorizes Oregon Innovation Council to establish one or more signature research centers. Establishes clean energy economic development charge to be collected by public utilities for deposit in Oregon Fund for Energy, Jobs and Innovation to fund proposals for clean energy economic development. Declares emergency, effective on passage.

**Bill #: HB 2214** Title: Autism Coverage Subject: Health Care  
 Position: Oppose Staff: HS  
 Status: Public Hearing held.  
 Adds new definitions and requirements for health insurance coverage of autism spectrum disorders.

**Bill #: HB 2230** Title: Wage Payment Subject: Labor  
 Position: Staff: HS  
 Status: Public Hearing held.  
 Requires employer to offer first payment of wages to employee within 14 days of first day of employment. Makes failure to offer payment punishable by maximum fine of \$720.

**Bill #: HB 2239** Title: Contribution Limits Subject: Elections  
 Position: Staff: HS  
 Status: Public Hearing held.  
 Sets limits on amounts that may be contributed to candidates and political committees. Becomes operative if amendment to Oregon Constitution by House Joint Resolution 3 (2011) is approved by people at next regular general election.

**Bill #: HB 2241** Title: Military Leave Subject: Labor  
 Position: Staff: ML  
 Status: Chapter 18, (2011 Laws): Effective date April 14, 2011.  
 Expands definition of term 'uniformed service' for purpose of employment protections for members of uniformed service to match federal definition. Includes initial active duty for training as type of military leave for which public employee may take leave of absence. Declares emergency, effective on passage.

**Bill #: HB 2243** Title: Employment Discrimination Subject: Labor  
 Position: Staff: ML  
 Status: Work Session held.  
 Allows Attorney General or Commissioner of the Bureau of Labor and Industries to file civil action in relation to discrimination against person for service in uniformed service.

**Bill #: HB 2244** Title: Public Records Definition Subject: Public Records  
 Position: Monitor Staff: ML  
 Status: Co-Speakers signed.  
 Requires state agencies to adopt written policies regarding use, retention and ownership of public records. Requires policies to be submitted to State Archivist for approval before policies take effect. Becomes operative January 1, 2012. Modifies definition of 'public record' for purposes of laws related to archiving of public records. Exempts certain records of or submitted to domestic violence resource center from public disclosure laws. Declares emergency, effective on passage.

**Bill #: HB 2245** Title: Public Records Training Subject: Public Records  
 Position: Staff: ML  
 Status: Referred to General Government and Consumer Protection with subsequent referral to Ways and Means.

Directs State Archivist to provide certain assistance and training to political subdivisions relating to public records management, retention, long-term storage and disposition. Directs State Archivist to award grants to political subdivisions for programs related to public records management. Adds fee for filing or recording certain documents with county clerk. Creates Public Records Advisory Committee. Establishes Public Records Management Assistance Fund. Continuously appropriates moneys in fund to Secretary of State for use by State Archivist.

Bill #: [HB 2246](#) Title: Government Waste Hotlines

Subject: General Government  
Position: Staff: HS

Status: Chapter 221, (2011 Laws): Effective date January 1, 2012.

Allows persons making reports of waste, inefficiency or abuse through state Government Waste Hotline to waive confidentiality. Allows Secretary of State to convey substance of hotline report to relevant public body, unless person making report objects. Extends confidentiality to all callers of hotline, even if call does not constitute report of waste, inefficiency or abuse. Specifies that, following completion of investigation of report, all documents, information or other records related to investigation are disclosable public records. Authorizes local government bodies and local service districts to establish local government waste hotlines and establishes similar processes for investigation and disclosure of reports of waste, inefficiency or abuse occurring in local government bodies or local service districts that have established hotlines.

Bill #: [HB 2247](#) Title: Audit Disclosure

Subject: Public Records  
Position: Staff: ML

Status: Chapter 285, (2011 Laws): Effective date January 1, 2012.

Establishes that any document or other information related to audit of public body is not disclosable until final audit report is issued or audit is abandoned.

Bill #: [HB 2249](#) Title: Condidacy Filings

Subject: Elections  
Position: Staff: HS

Status: Public Hearing held.

Modifies time period for candidate to file nominating petition or declaration of candidacy.

Bill #: [HB 2255](#) Title: Campaign Finance

Subject: Elections  
Position: Staff: HS

Status: Public Hearing held.

Modifies liability of treasurers of political committees, petition committees or for candidate for performance of campaign finance obligations. Provides that successor be appointed no later than 14 days after death, resignation or removal of treasurer. Increases amount of contributions that candidates may receive and remain exempt from certain compliance measures. Increases amount of independent expenditures that may be made before person is required to file statement of independent expenditures. Subjects petition committees to discontinuance of statement of organization provisions and corporate filing requirements. Modifies requirement for preservation of written loan agreement. Modifies notice requirements in event of failure to file required statement or certificate. Repeals provisions relating to slate mailer organizations.

Bill #: [HB 2256](#) Title: Local Election Changes

Subject: Elections  
Position: Staff: HS

Status: Chapter 607, (2011 Laws): Effective date January 1, 2012.

Clarifies provisions governing nomination and election of nonpartisan county offices. Authorizes electronic publication of notice of certain local elections or ballot titles. Limits signature gathering period to two years for petition to initiate district measure. Requires that petition to initiate district measure be submitted not less than 90 days preceding election at which measure is to be voted on. Repeals provision requiring election to determine whether dogs may run at large. Makes other technical changes to election law. Allows election law complaints to be filed electronically.

Bill #: [HB 2257](#) Title: Voters Pamphlet

Subject: Elections  
Position: Staff: ML

Status: President signed.

Allows estimates, portraits, statements and arguments included in voters' pamphlet regarding statewide candidates or measures to be filed electronically with Secretary of State. Extends filing date for portraits and statements filed electronically for candidates. Makes portraits and statements filed electronically exempt from public inspection until fourth business day after final date for filing materials. Becomes operative January 1, 2012. Declares emergency, effective on passage.

**Bill #:** [HB 2259](#)      **Title:** C&E Filing Deadlines

**Subject:** Elections  
**Position:**                      **Staff:** HS

**Status:** Public Hearing held.

Changes filing deadline for campaign finance statements from seven days to 14 days after contribution is received or expenditure is made during certain periods. Requires statement to be filed within 48 hours when contribution or expenditure exceeds \$5,000.

**Bill #:** [HB 2267](#)      **Title:** Greenhouse Gas Emissions

**Subject:** Energy  
**Position:**                      **Staff:** DR

**Status:** Referred to Transportation and Economic Development.

Establishes certain requirements related to carbon dioxide emissions that must be met before applicant seeking to construct liquefied natural gas terminal may be issued specified permits and authorizations.

**Bill #:** [HB 2273](#)      **Title:** Self Serve Gas

**Subject:** Public Safety  
**Position:**                      **Staff:** GI

**Status:** Referred to Business and Labor.

Removes prohibition against self-service dispensing of Class 1 flammable liquids.

**Bill #:** [HB 2313](#)      **Title:** Independent Contractor Study

**Subject:** Labor  
**Position:**                      **Staff:** ML

**Status:** Referred to Business and Labor.

Instructs Bureau of Labor and Industries to study development of definition of 'independent contractor' by rule for purpose of determination of independent contractor status.

**Bill #:** [HB 2315](#)      **Title:** Transit Fees

**Subject:** Transportation  
**Position:**                      **Staff:** ML

**Status:** Public Hearing held.

Decreases transit system fee for elderly persons or persons with disabilities if mass transit district receives moneys from Elderly and Disabled Special Transportation Fund.

**Bill #:** [HB 2319](#)      **Title:** IME Limits

**Subject:** Work Comp  
**Position:**                      **Staff:** HS

**Status:** Referred to Business and Labor.

Establishes process for random external file review in certain workers' compensation claims. Limits independent medical examination requests in workers' compensation claim to one request by employer or self-insured employer and one request by worker. Authorizes Director of Department of Consumer and Business Services to adopt rules concerning random external file reviews.

**Bill #:** [HB 2321](#)      **Title:** Public Notice

**Subject:** Public Meetings  
**Position:** Oppose      **Staff:** ML

**Status:** Chapter 242, (2011 Laws): Effective date January 1, 2012.

Authorizes public body to send notice by electronic mail if person enters into agreement with public body to receive notice by electronic mail and certain other conditions are met.

**Bill #:** [HB 2327](#)      **Title:** Utility Inspection Fees

**Subject:** General Government  
**Position:** Oppose      **Staff:** ML

**Status:** Public Hearing held.

Allows county to charge permit and inspection fees for utility lines in county road right of way, not to exceed costs incurred to county.

**Bill #:** [HB 2339](#)      **Title:** Urban Reserves      **Subject:** Land Use  
**Position:**      **Staff:** ML  
**Status:** Public Hearing held.

Requires metropolitan service district, when including land within urban growth boundary, to use at least 50 percent of land designated urban reserve before using land of lower priority than urban reserve land.

**Bill #:** [HB 2343](#)      **Title:** 1039 Exemptions      **Subject:** PERS  
**Position:**      **Staff:** HS  
**Status:** Referred to Business and Labor with subsequent referral to Ways and Means.

Modifies law limiting number of hours that retired member of Public Employees Retirement System may work while still receiving retirement benefits. Eliminates limitation on reemployment of certain retired employees by or in certain cities and counties with specified populations. Declares emergency, effective on passage.

**Bill #:** [HB 2345](#)      **Title:** Tax Exempt Corporations      **Subject:** Finance & Tax  
**Position:**      **Staff:** HS  
**Status:** Public Hearing held.

For purposes of biomass income tax credit, limits Director of State Department of Energy rulemaking authority for minimum overall thermal conversion efficiency rating to 20 percent for facility placed in service prior to January 1, 2008. Applies to tax years beginning on or after January 1, 2010. Takes effect on 91st day following adjournment sine die.

**Bill #:** [HB 2346](#)      **Title:** Nonemergency Medical Care      **Subject:** Work Comp  
**Position:**      **Staff:** HS  
**Status:** Informational Meeting scheduled.

Prohibits employer or insurer from requiring injured worker to obtain nonemergency medical services from specific provider. Exempts employer or insurer that has managed care organization contract. Requires employer to provide injured worker with written notice of medical treatment rights in workers' compensation claim.

**Bill #:** [HB 2348](#)      **Title:** Supervisory Definition      **Subject:** Labor  
**Position:**      **Staff:** HS  
**Status:** Referred to Business and Labor.

Modifies definition of 'supervisory employee' for purposes of public employee collective bargaining law.

**Bill #:** [HB 2349](#)      **Title:** Hep C, MRSA & HIV Presumption      **Subject:** Work Comp  
**Position:**      **Staff:** HS  
**Status:** Referred to Business and Labor.

Establishes presumption that certain bloodborne diseases are compensable occupational diseases for public safety officers.

**Bill #:** [HB 2354](#)      **Title:** Low Income Housing      **Subject:** Finance & Tax  
**Position:** Monitor      **Staff:** HS  
**Status:** Chapter 191, (2011 Laws): Effective date January 1, 2012.

Extends sunset date for property tax exemption for tax-exempt corporation low income housing to tax years beginning before July 1, 2027.

**Bill #:** [HB 2355](#)      **Title:** Short Term Disability      **Subject:** Labor  
**Position:**      **Staff:** HS  
**Status:** Informational Meeting scheduled.

Establishes Short-Term Disability Insurance Program. Requires Bureau of Labor and Industries to administer program and adopt rules. Authorizes participation in voluntary plan if approved by bureau. Requires employers to withhold from employees' wages amounts necessary to pay premiums. Sets amount to be withheld for payment of premiums and authorizes Commissioner of Bureau of Labor and Industries to adjust rates. Sets benefit rates. Requires employers to file reports of hours worked by employees and amounts payable to bureau. Imposes penalties for certain violations. Establishes Short-Term Disability Benefit Fund. Appropriates moneys in fund to bureau for purposes of Short-Term Disability Insurance Program. Declares emergency, effective on passage.

Bill #: [HB 2358](#) Title: Buy America

Subject: Public Contracting  
Position: Oppose Staff: ML

Status: Referred to General Government and Consumer Protection.

Prohibits contracting agency from awarding contract for public improvement or public works unless iron, steel, wood products and manufactured goods, including equipment, used in public improvement or public works are produced within United States. Specifies exceptions. Becomes operative on January 1, 2012. Declares emergency, effective on passage.

Bill #: [HB 2360](#) Title: Reference Checks

Subject: Labor  
Position: Staff: ML

Status: Referred to Business and Labor with subsequent referral to Judiciary.

Provides that employer who discloses information about current or former employee's job performance to prospective employer of employee is presumed to be acting in good faith and immune from civil liability unless presumption is rebutted by clear and convincing evidence.

Bill #: [HB 2364](#) Title: E-Zone Procurement Plans

Subject: Finance & Tax  
Position: Staff: ML

Status: Referred to Transportation and Economic Development.

Requires authorized business firm to submit local procurement plan as condition of enterprise zone exemption from property taxation. Requires business firm benefited by eligible project in strategic investment zone to submit local procurement plan. Takes effect on 91st day following adjournment sine die.

Bill #: [HB 2370](#) Title: Public Property Sales

Subject: General Government  
Position: Staff: ML

Status: Chapter 446, (2011 Laws): Effective date January 1, 2012.

Requires political subdivision to give Department of Transportation at least 30 days' notice of intent to sell or transfer real property near rail infrastructure.

Bill #: [HB 2376](#) Title: Health Insurance Plans

Subject: Insurance  
Position: Monitor Staff: HS

Status: Referred to Business and Labor with subsequent referral to Health Care.

Authorizes Department of Consumer and Business Services to enforce health insurance requirements of federal law. Modifies definition of 'health benefit plan' and includes student health insurance within definition. Prohibits health insurer from canceling, rescinding or refusing to renew policy on or after September 23, 2010, except for fraud or intentional misrepresentation of material fact. Requires health insurers to notify covered persons and department regarding rescinded policies on or after September 23, 2010. Prohibits preexisting condition exclusion for insureds under 19 years of age who are enrolled in certain types of health insurance. Requires coverage of federally specified preventive health services and limited cost-sharing for preventive services in health benefit plans issued on or after September 23, 2010. Prohibits health insurers from offering rate differentials for highly compensated employees. Removes exception for association health plans from specified provisions of Insurance Code. Prohibits lifetime dollar limits on essential health benefits covered by health insurance. Imposes new requirements for internal and external review of adverse benefit determinations in health benefit plans offered or renewed on or after September 23, 2010. Allows enrollee to seek external review through Director of Department of Consumer and Business Services. Requires insurers to allow female enrollee access to obstetrical or gynecological care without referral or prior authorization. Abolishes Health Insurance Reform Advisory Committee. Declares emergency, effective on passage.

Bill #: [HB 2379](#) Title: Invitro Coverage

Subject: Health Care  
Position: Monitor Staff: HS

Status: Referred to Health Care.

Requires health benefit plan to cover in vitro fertilization.

**Bill #:** [HB 2390](#)      **Title:** Health Care Reform TF      **Subject:** Health Care  
**Position:**      **Staff:** HS

**Status:** Referred to Health Care Transformation by order of the Co-Speakers.

Establishes task force on health care reform. Declares emergency, effective on passage.

**Bill #:** [HB 2408](#)      **Title:** Veterans Preference      **Subject:** Labor  
**Position:**      **Staff:** ML

**Status:** Referred to Veterans Affairs.

Clarifies that veteran or disabled veteran who applies for vacant civil service position or who seeks promotion to civil service position with higher maximum salary rate is entitled to veterans' preference. Declares emergency, effective on passage.

**Bill #:** [HB 2414](#)      **Title:** Related to Energy      **Subject:** Energy  
**Position:**      **Staff:** DR

**Status:** Referred to Revenue by order of the Co-Speakers.

Creates income and corporate excise tax credit for new and retrofitted energy conservation projects located in Oregon. Bases amount of tax credit on increased energy savings beyond prevailing recognized standards. Limits tax credits to \$1 million for commercial use projects and to \$500,000 for industrial use projects. Provides incentives for projects that are certified as energy-efficient and environmentally sustainable buildings through Leadership in Energy and Environmental Design (LEED) rating system of U.S. Green Building Council. Limits total tax credits available to all taxpayers to \$50 million for 12-month period beginning July 1, 2012. Reserves up to 10 percent of total tax credits to projects that have obtained LEED certification and up to 10 percent to projects recommended by Oregon Innovation Council. Provides for certification of eligible taxpayers by State Department of Energy. Directs department to establish eligibility standards. Applies to applications for preliminary certification submitted after July 1, 2012, and to tax years beginning on or after January 1, 2012. Takes effect on 91st day following adjournment sine die.

**Bill #:** [HB 2417](#)      **Title:** District Elections Expenses      **Subject:** Elections  
**Position:**      **Staff:** ML

**Status:** Public Hearing held.

Exempts district from paying expenses for district election held on same date as date of primary or general election.

**Bill #:** [HB 2422](#)      **Title:** IP Postage      **Subject:** Elections  
**Position:**      **Staff:** HS

**Status:** Referred to Rules.

Prohibits providing postage prepaid for signature sheet for petition or prospective petition for state measure to be initiated. Declaring emergency, effective on passage.

**Bill #:** [HB 2425](#)      **Title:** Local Budget Law Rewrite      **Subject:** Finance & Tax  
**Position:** Support      **Staff:** HS

**Status:** Chapter 473, (2011 Laws): Effective date January 1, 2012.

Modifies provisions relating to local budget law.

**Bill #:** [HB 2426](#)      **Title:** Candidate Complaints      **Subject:** Elections  
**Position:**      **Staff:** HS

**Status:** Public Hearing held.

Prioritizes proceedings involving candidate alleged to have violated an election law or rule.

**Bill #:** [HB 2427](#)      **Title:** Ethics Complaints      **Subject:** Ethics  
**Position:** Monitor      **Staff:** GI

**Status:** Public Hearing held.

Requires Oregon Government Ethics Commission to proceed as expeditiously as possible in complaint and adjudicatory process when candidate for public office is alleged to have violated ethics law or rule.

**Bill #:** [HB 2429](#)      **Title:** Primary Election Date      **Subject:** Elections  
**Position:**      **Staff:** HS

**Status:** Public Hearing held.

Changes date of primary election from third Tuesday in May to second Tuesday in June.

**Bill #:** [HB 2430](#)      **Title:** Filing Deadlines      **Subject:** Elections  
**Position:**      **Staff:** HS

**Status:** Referred to Rules.

Modifies time period for candidate to file nominating petition or declaration of candidacy.

**Bill #:** [HB 2431](#)      **Title:** Electronic Filing Statements      **Subject:** Elections  
**Position:**      **Staff:** HS

**Status:** Public Hearing held.

Requires estimates, portraits, statements and arguments included in voters' pamphlet regarding statewide candidates or measures to be filed electronically with Secretary of State.

**Bill #:** [HB 2433](#)      **Title:** Vacancies      **Subject:** Elections  
**Position:**      **Staff:** ML

**Status:** President signed.

Extends deadline for filing nominating petition or declaration of nomination in event of untimely vacancy in partisan elective office. Also allows extension of deadline for filing candidate portrait and statement in voters' pamphlet. Repeals provisions from elections laws relating to slate mailing. Modifies provisions relating to appointment of treasurer by candidate or political committee. Applies those provisions to petition committees. Raises total amount of annual independent expenditures that require disclosure under elections laws from \$100 to \$750. Provides for discontinuance of statement of organization for petition committee if committee does not properly file statement of contributions received or expenditures made. Modifies length of time that candidate, political committee and petition committee must preserve written loan agreement to greater of two years or until repayment of loan. Modifies means by which Secretary of State provides certain notices under elections laws and allows for electronic submission of testimony and evidence for certain hearings under elections laws.

**Bill #:** [HB 2434](#)      **Title:** Redistricting      **Subject:** Elections  
**Position:**      **Staff:** HS

**Status:** Referred to Redistricting.

Modifies provisions relating to redistricting.

**Bill #:** [HB 2435](#)      **Title:** Redistricting      **Subject:** Elections  
**Position:**      **Staff:** HS

**Status:** Referred to Redistricting.

Modifies provisions relating to redistricting.

**Bill #:** [HB 2436](#)      **Title:** 3% Employer Increase Cap      **Subject:** PERS  
**Position:** Oppose      **Staff:** HS

**Status:** Referred to Business and Labor with subsequent referral to Ways and Means.

Provides that Public Employees Retirement Board may not require employer contributions during 2011-2013 biennium, 2013-2015 biennium or 2015-2017 biennium that would cause contribution rate of participating public employer to increase by more than three percent over average contribution rate during immediately preceding biennium. Provides that public employer that has side account by reason of lump sum payment to Public Employees Retirement Fund may elect to apply amounts in account to offset contributions to system that would otherwise be required during 2011-2013 biennium, 2013-2015 biennium and 2015-2017 biennium that are in excess of amounts determined by Public Employees Retirement Board.

Declares emergency, effective on passage.

**Bill #:** [HB 2440](#)      **Title:** Greenhouse Gas Rules      **Subject:** Energy  
**Position:**      **Staff:** DR  
**Status:** Public Hearing held.

Provides that certain air contamination sources are not subject to certain statutes and rules related to greenhouse gas emissions.

**Bill #:** [HB 2441](#)      **Title:** Voter Pamphlet Arguments      **Subject:** Elections  
**Position:**      **Staff:** HS  
**Status:** Referred to Rules.

Modifies provisions relating to inclusion of names or titles of persons or organizations in argument or statement in voters' pamphlet. Declares emergency, effective on passage.

**Bill #:** [HB 2444](#)      **Title:** COLA Limits      **Subject:** PERS  
**Position:** Monitor      **Staff:** HS  
**Status:** Referred to Business and Labor with subsequent referral to Ways and Means.

Limits cost-of-living adjustments for monthly benefits payable under Public Employees Retirement System to members of system who have at least 10 years of creditable service at time member retires, becomes disabled or dies. Applies only to members who retire, become disabled or die on or after effective date of Act. Declares emergency, effective on passage.

**Bill #:** [HB 2445](#)      **Title:** COLA Calculation      **Subject:** PERS  
**Position:** Monitor      **Staff:** HS  
**Status:** Referred to Business and Labor with subsequent referral to Ways and Means.

Modifies laws governing cost-of-living increases for benefits paid by Public Employees Retirement System. Provides that cost-of-living increase or decrease in excess of maximum annual retirement allowance adjustment of two percent does not accumulate from year to year and Public Employees Retirement Board may not include excess in computation of increases or decreases in subsequent years. Declares emergency, effective on passage.

**Bill #:** [HB 2446](#)      **Title:** SB 519 Revision      **Subject:** Labor  
**Position:**      **Staff:** HS  
**Status:** Referred to Business and Labor.

Modifies certain definitions and exceptions applicable to prohibition against employer taking adverse employment action against employee who declines to attend meeting or participate in communication concerning employer's opinion about religious or political matters. Modifies damages available to employee prevailing in civil action. Declare emergency, effective on passage.

**Bill #:** [HB 2447](#)      **Title:** Final Average Salary      **Subject:** PERS  
**Position:** Oppose      **Staff:** HS  
**Status:** Referred to Business and Labor with subsequent referral to Ways and Means.

Provides that, in computing final average salary for purpose of determining retirement benefit of members of Public Employees Retirement System, salary includes amounts attributable to hours of overtime only to extent that hours do not exceed average number of hours of overtime for same class of employees. Applies only to members who retire on or after effective date of Act. Declares emergency, effective on passage.

**Bill #:** [HB 2450](#)      **Title:** COLA Limits      **Subject:** PERS  
**Position:** Monitor      **Staff:** HS  
**Status:** Referred to Business and Labor with subsequent referral to Ways and Means.

Limits cost-of-living adjustments for monthly benefits payable under Public Employees Retirement System to members of system who have at least 10 years of creditable service at time member retires, becomes disabled or dies. Applies only to members who retire, become disabled or die on or after effective date of Act. Declares emergency, effective on

passage.

**Bill #:** [HB 2452](#)      **Title:** C & E Exemption Threshold      **Subject:** Elections  
**Position:**      **Staff:** HS  
**Status:** Public Hearing held.

Exempts candidates who serve as own treasurer and who expect neither contributions nor expenditures to be received or made to exceed \$3,000 from certain filing requirements.

**Bill #:** [HB 2453](#)      **Title:** COLA Limits      **Subject:** PERS  
**Position:** Oppose      **Staff:** HS  
**Status:** Referred to Business and Labor with subsequent referral to Ways and Means.

Modifies cost-of-living adjustment for retirement allowances, pensions and other benefits payable under Public Employees Retirement System. Limits application of adjustment to lesser of \$2,000 or amount of monthly retirement allowance, pension or other benefit. Declares emergency, effective on passage.

**Bill #:** [HB 2454](#)      **Title:** Sick Leave      **Subject:** PERS  
**Position:** Oppose      **Staff:** HS  
**Status:** Referred to Business and Labor with subsequent referral to Ways and Means.

Eliminates use of accumulated unused vacation leave and unused sick leave in computation of final average salary for purposes of determining retirement benefit of member of Public Employees Retirement System. Applies only to members who retire on or after effective date of Act. Declares emergency, effective on passage.

**Bill #:** [HB 2455](#)      **Title:** Retirement Maximums      **Subject:** PERS  
**Position:** Oppose      **Staff:** HS  
**Status:** Referred to Business and Labor with subsequent referral to Ways and Means.

Limits retirement allowance or pension payable to retired member of Public Employees Retirement System to final average salary of member. Applies only to members who retire on or after effective date of Act. Declares emergency, effective on passage.

**Bill #:** [HB 2456](#)      **Title:** Out of State Retirees      **Subject:** PERS  
**Position:** Support      **Staff:** HS  
**Status:** Co-Speakers signed.

Prohibits Public Employees Retirement Board from paying certain increased benefits by reason of state income taxation of payments made by board if person receiving payments does not pay Oregon income tax on retirement benefits. Provides procedures for enforcing prohibition. Imposes similar prohibition for certain public employers that provide retirement benefits for police officers and firefighters other than by participation in Public Employees Retirement System. Excludes recipients whose effective date of retirement is before, or who otherwise began receiving payments before, January 1, 2012. Provides for expedited review by Supreme Court upon petition by adversely affected party. Increases, for biennium beginning July 1, 2011, limitation on expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by Public Employees Retirement System. Declares emergency, effective on passage.

**Bill #:** [HB 2458](#)      **Title:** Judicial Review      **Subject:** Public Contracting  
**Position:**      **Staff:** ML  
**Status:** Referred to Judiciary.

Permits employee of contracting agency that allegedly violates provisions of Public Contracting Code or labor organization that is certified as exclusive representative of employee's bargaining unit to seek judicial review of alleged violation under certain conditions.

**Bill #:** [HB 2459](#)      **Title:** Mandatory Reporting of Child Abuse      **Subject:** Parks  
**Position:**      **Staff:** AR  
**Status:** Public Hearing held.

Adds employee or volunteer of organization providing child-related services or activities with temporary care and control of child to list of public and private officials required to report child abuse. Adds employee or volunteer of entity or organization providing prenatal or pregnancy care to pregnant child to list of public and private officials required to report child abuse.

**Bill #: HB 2465** Title: 72 Hour Notice Subject: Public Meetings  
Position: Staff: ML

Status: Referred to General Government and Consumer Protection.

Requires at least 72 hours' notice for conduct of public meetings, unless actual emergency warrants less notice. Requires emergency justification for public meetings held with less than 72 hours' notice to be described in minutes and to be affirmed by at least a three-fifths majority vote of governing body.

**Bill #: HB 2478** Title: Large Value Appeals Subject: Finance & Tax  
Position: Staff: HS

Status: Chapter 111, (2011 Laws): Effective date September 29, 2011.

Requires taxpayer to file appeal of assessed or specially assessed value of land or improvements of principal or secondary industrial property in tax court. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 2483** Title: Record Exemption Task Force Subject: Public Records  
Position: Monitor Staff: ML

Status: Referred to General Government and Consumer Protection with subsequent referral to Ways and Means.

Establishes task force to study and make recommendations on exemptions from public records and changes to public records laws to ensure consistent criteria and processes are applied in exempting public records from disclosure, in application of public records requirements to social media data and for other purposes. Directs task force to submit report to Legislative Assembly on or before September 1, 2012. Declares emergency, effective on passage.

**Bill #: HB 2484** Title: Group Health Benefits Subject: Health Care  
Position: Staff: HS

Status: Referred to Business and Labor with subsequent referral to Ways and Means.

Requires insurers to comply with coordination of benefits guidelines adopted by Director of Department of Consumer and Business Services by rule. Expands procedures covered under guidelines to include determination by insurers of amount of benefits payable and notification of amount determined to insured and provider. Requires director to resolve disputes between insurers regarding amount of benefits payable.

**Bill #: HB 2485** Title: Septic System Inspections Subject: Wastewater  
Position: Staff: ML

Status: Referred to General Government and Consumer Protection.

Requires seller of real property to obtain septic system inspection report and provide copies to Department of Environmental Quality and to each buyer that makes written offer to purchase. Allows buyer to withdraw buyer's offer within three days after receiving septic system inspection report or to revoke offer anytime before closing for failure or refusal of seller to provide septic system inspection report with seller's disclosure document.

**Bill #: HB 2487** Title: TSCC Mandatory Subject: Finance & Tax  
Position: Staff: HS

Status: Public Hearing held.

Requires county of 100,000 or more inhabitants to establish tax supervising and conservation commission or to require each municipal corporation within county to submit financial summary to county. Allows county of fewer than 100,000 inhabitants to establish tax supervising and conservation commission with approval of majority of voters. Allows county of 100,000 or more inhabitants to establish tax supervising and conservation commission with approval of majority of members of governing body. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 2490** Title: Statute of Limitations Subject: Public Contracting  
Position: Staff: ML

Status: Referred to Judiciary.

Changes statute of limitations for actions arising from provision of architectural or engineering services.

**Bill #:** [HB 2493](#)      **Title:** PUD Service Disruption

**Subject:** Energy  
**Position:** Oppose      **Staff:** DR

**Status:** Referred to Business and Labor.

Prohibits cable television provider, competitive telecommunications provider, consumer-owned utility, public utility or telecommunications utility from charging customer for repair related to disruption of service when disruption was not caused by customer.

**Bill #:** [HB 2500](#)      **Title:** Statute of Limitations

**Subject:** Public Contracting  
**Position:**                      **Staff:** ML

**Status:** Referred to Judiciary.

Removes certain statutes of limitation for actions brought by public bodies arising out of construction, alteration or repair of improvement to real property.

**Bill #:** [HB 2516](#)      **Title:** Solar Installation

**Subject:** Energy  
**Position:**                      **Staff:** DR

**Status:** Referred to Education with subsequent referral to Business and Labor.

Requires evaluation of teacher to determine effectiveness of teacher based on progress of individual students. Provides that school district is not required to make decisions related to teacher's compensation based on progress of individual students.

**Bill #:** [HB 2517](#)      **Title:** Tax Expenditure Statements

**Subject:** Finance & Tax  
**Position:**                      **Staff:** ML

**Status:** Referred to Revenue.

Requires goal statement, including administration plan, for measures that create or renew tax expenditures or provide connection to tax expenditures provided in federal law. Describes required content of statement. Applies to measures introduced on or after effective date of Act. Mandates sunset provision for tax expenditures that are not required under federal law or Oregon Constitution enacted by Legislative Assembly after January 1, 2011. Takes effect on 91st day following adjournment sine die.

**Bill #:** [HB 2518](#)      **Title:** RETT

**Subject:** Finance & Tax  
**Position:**                      **Staff:** ML

**Status:** Referred to Business and Labor with subsequent referral to Revenue.

Permits local governments to impose real estate transfer tax or fee, provided tax or fee is structured progressively based on consideration paid for property, transfers in which buyer is first-time homebuyer are exempt, and marginal rate of tax or fee decreases as length of ownership by seller increases.

**Bill #:** [HB 2519](#)      **Title:** Public Deposits

**Subject:** Finance & Tax  
**Position:**                      **Staff:** HS

**Status:** Referred to Ways and Means by prior reference.

Modifies conditions under which credit union depositories may act as depositories of public funds. Modifies conditions under which credit union depositories may hold uninsured public funds. Exempts certain collateralized funds from general provisions related to deposit of public funds. Establishes Oregon Economic Development Finance Authority for purposes related to economic development. Declares emergency, effective on passage.

**Bill #:** [HB 2521](#)      **Title:** Fish Screens

**Subject:** Water  
**Position:**                      **Staff:** ML

**Status:** Public Hearing held.

Extends sunset for tax credit for fish screening devices. Repeals previous repeal of tax credit. Takes effect on 91st day following adjournment sine die.

**Bill #:** [HB 2522](#)      **Title:** RETC Sunset Extension**Subject:** Energy  
**Position:****Staff:** DR**Status:** Public Hearing held.

Extends sunsets for tax credits for use of biofuel and fuel blends, for use of biodiesel in home heating and for construction or installation of alternative energy devices. Provides that tax credit for alternative energy device may be allowed only if device meets or exceeds all applicable government requirements for energy efficiency. Disallows credit for furnaces with electrically commutated motors with efficiency rating of 94 percent or less, air conditioning systems and boilers. Requires State Department of Energy to consider evolving market conditions when prescribing eligibility criteria for credit and determining credit amounts. Prescribes amounts of allowable credit for certain devices. Declares legislative intent to attain certain environmental, economic and job creation benefits and to assist taxpayers, through allowance of credits, to save energy and produce clean energy. Requires department to report annually to Legislative Assembly on utilization of credit. Sets limit on total amount of credits allowed and requires department to allocate available credit amounts. Applies to alternative energy devices certified by department on or after January 1, 2012, and to tax years beginning on or after January 1, 2012. Takes effect on 91st day following adjournment sine die.

**Bill #:** [HB 2523](#)      **Title:** Energy Tax Credits**Subject:** Energy  
**Position:****Staff:** DR**Status:** Chapter 474, (2011 Laws): Effective date September 29, 2011.

Transfers administration of income tax credit allowed for renewable energy resource equipment manufacturing facilities from State Department of Energy to Oregon Business Development Department. Becomes operative January 1, 2012. Takes effect on 91st day following adjournment sine die.

**Bill #:** [HB 2524](#)      **Title:** RETC Sunset Extension**Subject:** Energy  
**Position:****Staff:** DR**Status:** Public Hearing held.

Disallows tax credit for alternative fuel vehicles designed for electric plug-in charging once total purchases meet threshold percentage of all new motor vehicle purchases. Requires Director of Transportation to notify Director of State Department of Energy if threshold is met. Extends sunsets for tax credits for use of alternative fuel vehicles and for construction or installation of fueling stations for alternative fuel vehicles. Takes effect on 91st day following adjournment sine die.

**Bill #:** [HB 2534](#)      **Title:** Metro Special District**Subject:** General Government  
**Position:****Staff:** ML**Status:** Referred to Revenue.

Allows metropolitan service district to establish service district with taxing powers to provide local services.

**Bill #:** [HB 2543](#)      **Title:** Senior Deferral**Subject:** Finance & Tax  
**Position:****Staff:** HS**Status:** President signed.

Revises homestead property tax deferral program by imposing maximum net worth limit and minimum homestead residence requirement on claimants and maximum real market value limit on homestead. Denies deferral if deferred homestead taxes of any claimant have been deferred and are delinquent or have been canceled. Establishes maximum number of claims that may be granted annually to taxpayers who have not previously been granted deferral. Changes interest on deferred amounts to six percent compounded annually, for property tax years beginning on or after July 1, 2011. Makes Department of Revenue's obligation to pay deferred amounts subject to available funds. Eliminates limit on lien for deferred amounts owed by person with disability. Discontinues deferral for assessment year if disqualifying circumstance occurs before September 1. Requires claimants to certify eligibility every second year. Eliminates graduated reduction in deferral for year in which claimant income exceeds eligibility limits. Eliminates department's responsibility to determine claimant income for purposes of deferral program limits. Eliminates extension of repayment by transferees of homestead. Makes certain transferees jointly and severally liable for deferred amounts to extent of real market value of homestead. Authorizes department to enter into intergovernmental agreement to offset deferred amounts payable by transferees against federal tax refunds. Authorizes department to issue warrants for overdue amounts payable by transferees. Prohibits homestead on which deferred amounts remain outstanding to be pledged as security for reverse mortgage. Eliminates annual payments to Oregon Project Independence Fund of certain excess amounts in Senior Property Tax Deferral Revolving Account. Prohibits claims for deferral for property tax years beginning after July 1, 2021. Prohibits new claims for deferral of special assessment for local improvements on or after effective date of Act. Takes effect on 91st

day following adjournment sine die.

**Bill #:** [HB 2546](#)      **Title:** Exemption Claims

**Subject:** Finance & Tax  
**Position:**                      **Staff:** HS

**Status:** President signed.

Allows, for certain claimants, late filing of claim for exemption from property taxation for five tax years prior to current tax year. Requires late filing fee of greater of \$200, or one-tenth of one percent of real market value of property to which claim pertains, multiplied by number of prior tax years for which exemption is claimed. Provides tax to be refunded without interest for exempt property for which claim is filed late. Takes effect on 91st day following adjournment sine die.

**Bill #:** [HB 2552](#)      **Title:** Tax Compliance

**Subject:** Public Contracting  
**Position:** Oppose      **Staff:** ML

**Status:** Public Hearing held.

Requires contracting agency to verify that person that enters into public contract with contracting agency has paid all taxes due and otherwise complied with tax laws of this state. Prohibits contracting agency from entering into public contract with person that has not paid taxes due or complied with tax laws of this state. Requires contracting agency to require person that enters into public contract with contracting agency to represent and warrant in public contract that person has paid taxes due and complied with tax laws of this state. Requires Department of Revenue to provide means to respond to inquiries from contracting agencies and to respond within one business day. Declares emergency, effective on passage.

**Bill #:** [HB 2561](#)      **Title:** Public Deposits

**Subject:** Finance & Tax  
**Position:**                      **Staff:** HS

**Status:** Referred to General Government and Consumer Protection with subsequent referral to Revenue.

Directs public officials to deposit public funds in certain community banks. Directs public officials, to extent practicable, to transfer deposited public funds to community banks not later than January 1, 2013.

**Bill #:** [HB 2563](#)      **Title:** Tax Exemption Sunsets

**Subject:** Finance and Tax  
**Position:**                      **Staff:** HS

**Status:** President signed.

Extends sunset date for first year of exemption from ad valorem property taxation for qualified machinery and equipment of food processor. Allows late filing for exemption for tax year beginning on July 1, 2011, upon submission of application, required information and late filing fee. Authorizes abatement of tax and interest if tax on exempt value is unpaid at time of late filing and refund without interest if tax on exempt value is paid at time of late filing. Exempts from ad valorem property taxation certain alternative energy systems and real property that is otherwise exempt to which exempt alternative energy system is affixed. Applies to tax years beginning on or after July 1, 2011, and before July 1, 2018. Eliminates sunset dates for property tax exemption for certain types of logging equipment. Takes effect on 91st day following adjournment sine die.

**Bill #:** [HB 2564](#)      **Title:** Volunteer FF Checkoff

**Subject:** Finance & Tax  
**Position:**                      **Staff:** GI

**Status:** Public Hearing held.

Adds Oregon Volunteer Firefighters Association to list of entities eligible for individual income tax return checkoff contribution. Applies to individual income tax returns for tax years beginning on or after January 1, 2012. Takes effect on 91st day following adjournment sine die.

**Bill #:** [HB 2566](#)      **Title:** Tribe Exemption

**Subject:** Finance & Tax  
**Position:**                      **Staff:** HS

**Status:** Public Hearing held.

Exempts from taxation property owned, acquired or possessed by Indian tribe in Oregon or by entity owned by Indian tribe in Oregon if property is used for government services. Applies to tax years beginning on or after July 1, 2011. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 2568** Title: Property Tax Interest Subject: Finance & Tax  
 Position: Staff: HS  
 Status: Referred to Revenue.

Decreases rate of interest payable on overdue property taxes to \_\_\_\_\_ percent. Decreases rate of interest payable on property tax refunds to \_\_\_\_\_ percent. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 2569** Title: Tax Appeal Credit Subject: Finance & Tax  
 Position: Support Staff: HS  
 Status: Chapter 112, (2011 Laws): Effective date September 29, 2011.

Authorizes county assessor to order deferred billing credit to taxpayer if dollar amount in dispute in property tax appeal exceeds \$1 million. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 2573** Title: SEIs Ethics Subject: Ethics  
 Position: Staff: GI  
 Status: Public Hearing held.

Requires investment officers and assistant investment officers in Investment Division of office of State Treasurer to file statement of economic interest.

**Bill #: HB 2574** Title: Income Tax Withholding Subject: Labor  
 Position: Staff: ML  
 Status: Referred to Business and Labor with subsequent referral to Revenue.

Requires employer to withhold at least \_\_\_ percent of employee wages, regardless of withholding exemptions claimed by employee. Applies to wages paid on or after January 1, 2012. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 2579** Title: Wig Coverage Subject: Health Care  
 Position: Support Staff: HS  
 Status: Public Hearing held.

Requires health benefit plan coverage of wigs for insureds who are 25 years of age and younger and who have baldness resulting from specified causes.

**Bill #: HB 2584** Title: Temp Employees Subject: Labor  
 Position: Staff: HS  
 Status: Referred to Business and Labor.

Limits period for which certain public employers may employ temporary employees. Declares emergency, effective on passage.

**Bill #: HB 2586** Title: E-Zone Prevailing Wage Subject: Finance & Tax  
 Position: Staff: ML  
 Status: Referred to Business and Labor with subsequent referral to Revenue.

Classifies exemption from ad valorem property taxation as funds of public agency for purpose of requiring payment of prevailing rate of wage. Requires city, county or other sponsor of enterprise zone to notify Commissioner of Bureau of Labor and Industries of exemption from ad valorem property taxation connected with public works project located in sponsor's enterprise zone. Requires sponsor of enterprise zone in which public works project is located to pay specified fee. Creates procedures by which multiple public agencies that award public works contract or multiple sponsors that designate enterprise zone in which public works project is located must apportion fees and apportion receipt of certified statements from contractors and subcontractors. Declares emergency, effective on passage.

**Bill #: HB 2587** Title: Nuclear & Hydro to RPS Subject: Energy  
 Position: Support Staff: DR  
 Status: Referred to Energy, Environment and Water.

Repeals provisions requiring that before issuing site certificate for nuclear-fueled thermal power plant, Energy

Facility Siting Council must find that repository for disposal of waste produced by plant is licensed to operate by federal government. Repeals provisions requiring that proposal by council to issue site certificate must be approved by voters. Provides that electricity generated utilizing nuclear fission may be used to comply with renewable portfolio standard. Provides that electricity generated by run-of-the-river hydroelectric facility may be used to comply with renewable portfolio standard. Declares emergency, effective on passage.

**Bill #:** [HB 2589](#)      **Title:** Removal Fill      **Subject:** Water      **Staff:** ML  
**Position:**

**Status:** Referred to Business and Labor.

Deletes definition of 'applicant' for purposes of certain provisions related to removal-fill permitting program. Declares emergency, effective on passage.

**Bill #:** [HB 2591](#)      **Title:** Boardman Exclusion      **Subject:** Energy      **Staff:** DR  
**Position:**

**Status:** Referred to Energy, Environment and Water.

Provides that any statute administered by Department of Environmental Quality or any rule adopted by Environmental Quality Commission that imposes requirements, standards or any other limitation that exceeds requirements, standards or any other limitation imposed under federal law does not apply to Boardman coal-fired power plant.

**Bill #:** [HB 2596](#)      **Title:** Irrigation Discharges      **Subject:** Water      **Staff:** ML  
**Position:**

**Status:** Referred to Energy, Environment and Water.

Modifies requirements for tapping water out of or discharging water into irrigation canal or drainage ditch.

**Bill #:** [HB 2603](#)      **Title:** Related to Power      **Subject:** Energy      **Staff:** DR  
**Position:**

**Status:** Referred to Transportation and Economic Development.

Declares state policy regarding development, generation and use of power.

**Bill #:** [HB 2604](#)      **Title:** Prevailing Wage Claims      **Subject:** Public Contracting      **Staff:** ML  
**Position:**

**Status:** Referred to Business and Labor.

Permits worker with claim to unpaid wages and fringe benefits under prevailing wage law to commence and maintain independent action to recover wages and fringe benefits in circuit court of state and to obtain award of attorney fees and costs if worker prevails in action.

**Bill #:** [HB 2607](#)      **Title:** Expedited Bargaining      **Subject:** Labor      **Staff:** HS  
**Position:**

**Status:** Referred to Business and Labor.

Repeals expedited bargaining process in collective bargaining between public employers and employees.

**Bill #:** [HB 2608](#)      **Title:** Strike Rehire      **Subject:** Labor      **Staff:** HS  
**Position:**

**Status:** Referred to Business and Labor.

Prohibits public employer from hiring replacement workers for public employees engaged in lawful strike.

**Bill #:** [HB 2612](#)      **Title:** Public Deposits      **Subject:** Finance & Tax      **Staff:** HS  
**Position:**

**Status:** Chapter 25, (2011 Laws): Effective date January 1, 2012.

Specifies that limit on aggregate amount of public funds deposits that may be held by depository applies only to

uninsured public funds.

**Bill #:** [HB 2613](#)      **Title:** Public Funds Deposits

**Subject:** Finance & Tax  
**Position:**                      **Staff:** HS

**Status:** Chapter 477, (2011 Laws): Effective date January 1, 2012.

Allows deposit of public funds in Oregon depository in amount in excess of statutory limit if Oregon depository redeposits funds into insured deposit accounts in other financial institutions, redeposited funds are federally insured and Oregon depository receives amount of deposits from other financial institutions in at least equal amount.

**Bill #:** [HB 2619](#)      **Title:** Bidder Responsibility

**Subject:** Public Contracting  
**Position:**                      **Staff:** ML

**Status:** Referred to General Government and Consumer Protection.

Permits contracting agency to consider bidder's record of relations with subcontractors in evaluating bidder's responsibility for purposes of awarding public contract. Permits contracting agency or Construction Contractors Board to disqualify person from consideration for award of contracting agency's contracts if person violates provisions of law regulating conduct between contractor and subcontractor. Requires contractor to provide and use specific form and administrative procedures for processing payments due to subcontractors and prohibits contractor from delaying, withholding or denying payment on basis of change in form or administrative procedures. Declares emergency, effective on passage.

**Bill #:** [HB 2621](#)      **Title:** Small Scale Energy Projects

**Subject:** Energy  
**Position:**                      **Staff:** DR

**Status:** Referred to Transportation and Economic Development with subsequent referral to Revenue.

Establishes additional amount authorized for issuance of general obligation bonds for energy conservation measures for public and Indian tribe buildings for 2011-2013 biennium. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 2622](#)      **Title:** Conservation Under RPS

**Subject:** Energy  
**Position:**                      **Staff:** DR

**Status:** Chapter 225, (2011 Laws): Effective date January 1, 2012.

Specifies that, when facility that burned coal as fuel source completely ceases to burn coal and converts to generating electricity from renewable energy source after effective date of Act, facility may use electricity from renewable energy source to comply with renewable portfolio standard.

**Bill #:** [HB 2623](#)      **Title:** Contractor Responsibility

**Subject:** Public Contracting  
**Position:** Oppose      **Staff:** ML

**Status:** Referred to General Government and Consumer Protection.

Requires contracting agency to base determination of contractor's responsibility for public improvement contract on contractor's demonstrating that contractor has provided health insurance to contractor's employees for period of two years before contractor submitted bid for public improvement contract. Specifies exemptions for certain bidders.

**Bill #:** [HB 2624](#)      **Title:** Prevailing Wages

**Subject:** Public Contracting  
**Position:**                      **Staff:** ML

**Status:** Referred to Revenue by prior reference.

Modifies definition of 'public works.' Classifies exemption from ad valorem property taxation as funds of public agency for purpose of requiring payment of prevailing wage. Requires public agency that procured contract for public works or sponsor of enterprise zone in which public works is located, as appropriate, to receive certified statements. Specifies, for enterprise zone in which public works project is or will be located, fee to be paid by sponsor or sponsors of enterprise zone and notification procedures for sponsor that approves application to have qualified property exempted from ad valorem property taxation. Specifies, for such enterprise zones, payment procedure for fees where more than one public agency or sponsor is involved in awarding contract or designating enterprise zone. Declares emergency, effective on passage.

**Bill #:** [HB 2626](#)      **Title:** Multi-Modal Lottery

**Subject:** Transportation  
**Position:**                      **Staff:** ML

**Status:** Referred to Transportation and Economic Development with subsequent referral to Ways and Means.

This GRS document is confidential and may be legally privileged.

Authorizes issuance of lottery bonds for transportation projects funded from Multimodal Transportation Fund. Specifies allocation of lottery bond proceeds. Declares emergency, effective July 1, 2011.

**Bill #: HB 2628** Title: Prevailing Wages Subject: Public Contracting  
Position: Staff: ML

Status: Referred to Business and Labor with subsequent referral to Revenue.

Defines 'funds of a public agency,' for purposes of applying prevailing rate of wage to projects for public works, to include tax credits or tax abatements that contractor engaged in project for public works receives from state in connection with project. Declares emergency, effective on passage.

**Bill #: HB 2631** Title: In-Kind Public Contracts Subject: Public Contracting  
Position: Staff: ML

Status: Public Hearing held.

Prohibits contracting agency from considering monetary donation or in-kind contribution in evaluating responsiveness of bid or proposal or responsibility of bidder or proposer. Prohibits contracting agency from using amount or value of monetary donation or in-kind contribution to offset, reduce or otherwise modify amount of bidder's bid or cost of proposer's proposal. Prohibits contracting agency from using monetary donation or in-kind contribution as factor in determining which bid or proposal complies with least-cost policy set forth for constructing public improvements. Permits contracting agency to accept and consider in-kind contribution from bidder or proposer as part of bidder's or proposer's bid or proposal if contracting agency affirmatively states in solicitation documents and in advertisement for procurement that contracting agency will accept and consider in-kind contribution as part of bid or proposal. Becomes operative on January 1, 2012. Declares emergency, effective on passage.

**Bill #: HB 2634** Title: Citizen Initiative Review Subject: Elections  
Position: Staff: HS

Status: Chapter 365, (2011 Laws): Effective date June 16, 2011.

Creates Citizens' Initiative Review Commission to oversee review of state initiative measures by citizen panels. Directs panels to review state initiative measures and prepare statements to be included in voters' pamphlet. Specifies procedures for appointment of commission, panels and moderators of panels. Sets terms of office. Limits biennial expenditures from moneys appropriated for expenses incurred in initial appointment and organization of Citizens' Initiative Review Commission and for payment of expenses from Citizens' Initiative Review Fund. Declares emergency, effective on passage.

**Bill #: HB 2643** Title: Citizens Review Commission Subject: Elections  
Position: Staff: HS

Status: Public Hearing held.

Includes cousins in definition of 'members of the same family' for purposes of family business exclusion from definition of 'employment' in unemployment insurance statutes. Declares emergency, effective on passage.

**Bill #: HB 2644** Title: PopTax Subject: Parks  
Position: Staff: AR

Status: Referred to Revenue.

Imposes excise tax on sale of sugar-sweetened beverages and concentrates. Allows local governments to impose taxes on sugar-sweetened beverages or concentrates and provides for agreements between local governments and Department of Revenue for implementation of taxes. Establishes Sugar-Sweetened Beverage Tax Fund for purpose of distributing proceeds of tax. Establishes Health Promotion Fund to support programs designed to reduce and prevent obesity. Transfers proceeds of tax to Health Promotion Fund, Department of Human Services, Department of Education and General Fund. Applies to sugar-sweetened beverages and concentrates sold on or after January 1, 2012. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 2645** Title: Tri County Consolidation Subject: General Government  
Position: Staff: ML

Status: Referred to General Government and Consumer Protection.

Creates task force to recommend changes to Oregon laws to allow consolidation of Clackamas, Multnomah and Washington

Counties and Metro. Directs task force to report on fiscal and revenue impacts of consolidation and recommend election date for voters to approve or reject consolidation and new charter. Sunsets task force on date of convening of 2013 legislative session. Takes effect only if constitutional revision proposed by House Joint Resolution 6 (2011) is approved by people at next primary election. Takes effect on effective date of constitutional revision proposed by House Joint Resolution 6 (2011).

**Bill #: HB 2649** Title: School Libraries Subject: General Government  
Position: Staff: ML

Status: Public Hearing held.

Establishes Task Force on School Libraries. Charges task force with making evaluations and developing recommendations to provide quality school libraries. Sunsets task force on February 4, 2013. Declares emergency, effective on passage.

**Bill #: HB 2654** Title: Water Quality Report Subject: Water  
Position: Staff: ML

Status: Referred to Energy, Environment and Water with subsequent referral to Ways and Means.

Requires Department of Environmental Quality to submit annual environmental report relating to air quality, water quality and forest fire emissions to Legislative Assembly.

**Bill #: HB 2668** Title: Noneconomic Damages Subject: Insurance  
Position: Drop Staff: HS

Status: Referred to General Government and Consumer Protection with subsequent referral to Judiciary.

Increases amount of noneconomic damages that may be awarded in civil action seeking damages arising out of bodily injury. Corrects inaccurate reference for definition.

**Bill #: HB 2676** Title: Public Employee Investigation Subject: Public Records  
Position: Staff: ML

Status: Referred to General Government and Consumer Protection.

Prohibits public body from disclosing recording of public employee made during investigation of employee's conduct unless employee consents in writing. Removes exception to disciplinary action statutes for public safety officers under collective bargaining agreement. Declares emergency, effective on passage.

**Bill #: HB 2688** Title: Urban Reserves Subject: Land Use  
Position: Staff: ML

Status: Chapter 150, (2011 Laws): Effective date January 1, 2012.

Adjusts statutory references related to review of local government land reserve designations.

**Bill #: HB 2696** Title: Metal Subject: Energy  
Position: Staff: DR

Status: Chapter 450, (2011 Laws): Effective date June 21, 2011.

Adds nonprofit corporation to definition of 'commercial seller' for purpose of selling scrap metal to scrap metal business. Requires scrap metal business to mail check in payment for scrap metal to nonprofit corporation's business address. Authorizes scrap metal business to release check directly to individual or nonprofit corporation with written approval of law enforcement agency if check is returned undelivered. Declares emergency, effective on passage.

**Bill #: HB 2700** Title: Removal Fill Subject: Water  
Position: Staff: ML

Status: Chapter 370, (2011 Laws): Effective date June 16, 2011.

Allows person that proposes removal or fill activity for construction or maintenance of linear facility to apply for removal or fill permit. Restricts use of permit. Declares emergency, effective on passage.

**Bill #: HB 2727** Title: Oregon Energy Fund Subject: Energy  
Position: Monitor Staff: DR

Status: Referred to Revenue by order of Speaker.

This GRS document is confidential and may be legally privileged.

Establishes Oregon Fund for Energy, Jobs and Innovation. Authorizes Oregon Innovation Council to make grants and loans from fund for clean energy economic development . Authorizes Oregon Innovation Council to establish one or more signature research centers. Authorizes signature research centers to receive grants and loans from funds administered by council.

**Bill #: HB 2729** Title: Educational Development Zones Subject: Finance & Tax  
Position: Staff: ML

Status: Public Hearing held.

Authorizes counties to designate educational development zones in which graduates of Oregon post-secondary institutions may defer payment of property taxes on newly purchased homes. Directs Director of Oregon Business Development Department to adopt rules directing counties in designating zones and establishing criteria for eligibility. Directs Director of Department of Revenue to adopt rules establishing terms of and procedures for claiming tax deferral. Applies to tax years beginning on or after July 1, 2012. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 2735** Title: Boone ESA Bill Subject: Energy  
Position: Support Staff: DR

Status: Public Hearing held.

Clarifies provisions related to State Department of Energy Account and uses of moneys in account. Modifies provisions related to energy resource supplier assessment. Makes conforming amendments. Declares emergency, effective on passage.

**Bill #: HB 2741** Title: 911 Dedicated Tax Subject: Finance & Tax  
Position: Support Staff: HS

Status: Public Hearing held.

Designates Emergency Communications Account as trust account exclusively for emergency communication purposes. Declares legislative intent to create contractual obligation of state to use moneys only for emergency communication purposes and to not transfer moneys out of account for other uses. Declares emergency, effective on passage.

**Bill #: HB 2743** Title: Podiatrists as Attending Physicians Subject: Work Comp  
Position: Staff: HS

Status: Chapter 117, (2011 Laws): Effective date January 1, 2012.

Adds podiatric physician and surgeon to definition of ' attending physician' for purposes of workers' compensation law.

**Bill #: HB 2748** Title: Boone Wave Energy Subject: Energy  
Position: Staff: DR

Status: Chapter 152, (2011 Laws): Effective date May 27, 2011.

Allows additional types of wave energy projects to qualify for exemption from provisions related to hydroelectric projects. Authorizes Water Resources Commission to adopt rules relating to additional wave energy projects. Sunsets January 2, 2022. Declares emergency, effective on passage.

**Bill #: HB 2757** Title: Closure of Land to Specific Activities Subject: General Government  
Position: Staff: ML

Status: Referred to Judiciary.

Allows owner of land to receive liquidated damages in amount not to exceed \$1,000 in action in which owner establishes that owner closed land to specific activities and defendant entered upon land and engaged in prohibited activities without permission of owner.

**Bill #: HB 2759** Title: Native Fish Definition Subject: Water  
Position: Staff: ML

Status: Referred to Energy, Environment and Water with subsequent referral to Ways and Means.

Modifies definition of 'native fish' for purposes of salmon and trout enhancement program.

**Bill #:** [HB 2763](#)      **Title:** Amber Alert      **Subject:** Public Safety  
**Position:**      **Staff:** HS  
**Status:** Referred to Judiciary.

Modifies crime of disorderly conduct in second degree to expressly include intentionally making false report that results in Amber Plan alert.

**Bill #:** [HB 2771](#)      **Title:** SB 519 (2009) Repeal      **Subject:** Labor  
**Position:**      **Staff:** HS  
**Status:** Referred to Business and Labor.

Repeals statutes related to mandatory workplace communication of employer's opinions about religious and political matters.

**Bill #:** [HB 2776](#)      **Title:** Initiative Signatures      **Subject:** Elections  
**Position:**      **Staff:** HS  
**Status:** Referred to Rules.

Requires Secretary of State or county clerk to send list of invalid signatures on state initiative or referendum petition to chief petitioners. Allows person whose signature is invalid to contact Secretary of State or county clerk to verify signature. Exempts from disclosure name, home address and home telephone number of public safety officer on certain initiative, referendum and recall petitions. Becomes operative January 1, 2012. Declares emergency, effective on passage.

**Bill #:** [HB 2777](#)      **Title:** Environmental Ed Standards      **Subject:** General Government  
**Position:**      **Staff:** AR  
**Status:** Referred to Education.

Specifies content standards for environmental education. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 2779](#)      **Title:** Environmental Economic Impacts      **Subject:** General Government  
**Position:**      **Staff:** ML  
**Status:** Referred to Energy, Environment and Water.

Requires agencies to prepare economic impact statements for rules related to energy and environmental issues. Requires agencies to give notice about and to receive certain data on rules. Prohibits agencies from filing adopted rules related to energy and environmental issues with Secretary of State until after adjournment sine die of regular session during which rules were submitted for review. Requires agencies to submit rules related to energy and environmental issues to President of Senate and Speaker of House of Representatives. Requires President and Speaker to submit rules to appropriate legislative committee. Specifies contents of economic impact statement. Makes legislative findings regarding climate accountability. Requires agencies to provide certain information regarding reduction of greenhouse gas emissions. Requires Secretary of State to audit agencies regarding reduction of greenhouse gas emissions.

**Bill #:** [HB 2784](#)      **Title:** ERB Certifications      **Subject:** Labor  
**Position:**      **Staff:** HS  
**Status:** Referred to Business and Labor.

Prohibits Employment Relations Board from giving preference to largest possible groupings of public employees when designating appropriate bargaining unit for purposes of public employee collective bargaining.

**Bill #:** [HB 2807](#)      **Title:** Debt Distribution Plans      **Subject:** Finance & Tax  
**Position:** Support      **Staff:** HS  
**Status:** Chapter 369, (2011 Laws): 90 days after Sine Die.

Authorizes annexation of territory of dissolved district by district formed under same principal Act. Allows for allocation of indebtedness between annexing district and territory annexed. Subjects territory annexed to permanent rate limit and local option taxes of annexing district. Takes effect on 91st day following adjournment sine die.

**Bill #:** [HB 2808](#)      **Title:** Multi-Purpose Service District      **Subject:** General Government  
**Position:** Support      **Staff:** ML  
**Status:** Referred to General Government and Consumer Protection.

Authorizes organization of service district with elected board of directors in urbanized areas of unincorporated territory of counties. Requires service district to establish master plans to provide urban services unless service already provided to contiguous or overlapping territory by existing local service district. Authorizes service district, by majority vote of directors, to establish optional master plans and services.

**Bill #: HB 2809** Title: Contract Signing

Subject: General Government  
Position: Staff: HS

Status: Chapter 292, (2011 Laws): Effective date January 1, 2012.

Eliminates requirement for certain special districts to sign and countersign contracts, deeds, warrants, releases, receipts and other documents.

**Bill #: HB 2810** Title: Point of Diversion Change

Subject: Water  
Position: Staff: ML

Status: Public Hearing held.

Requires Water Resources Commission, upon finding that proposed change in point of diversion will injure existing water rights, to allow applicant reasonable opportunity to obtain and submit affidavits from affected water right holders consenting to change. Requires commission to grant proposed change upon applicant obtaining and submitting affidavits unless change would injure in-stream water right.

**Bill #: HB 2811** Title: IME Physician Training Exemption

Subject: Work Comp  
Position: Staff: HS

Status: Referred to Business and Labor.

Eliminates requirement for Director of Department of Consumer and Business Services to adopt rules specifying training requirements for physicians conducting independent medical examinations in workers' compensation claims.

**Bill #: HB 2814** Title: 1039 Exemption Expansion

Subject: PERS  
Position: Staff: HS

Status: Referred to Business and Labor.

Modifies law limiting number of hours that may be worked by retired member of Public Employees Retirement System while still receiving retirement benefits. Eliminates limitation on reemployment of certain public safety officers by or in certain small cities and counties, based on population under 2000 federal decennial census instead of latest federal decennial census. Declares emergency, effective on passage.

**Bill #: HB 2818** Title: Transferability of Energy Tax Credits

Subject: Energy  
Position: Staff: DR

Status: Referred to Energy, Environment and Water with subsequent referral to Revenue.

Prohibits transfer of tax credits allowed for certain energy facilities. Applies to certification and revocation decisions after January 1, 2012, transfer of tax credits after January 1, 2012, and tax years beginning on or after January 1, 2012. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 2828** Title: Juror Health Coverage

Subject: Labor  
Position: Staff: HS

Status: Chapter 118, (2011 Laws): Effective date January 1, 2012.

Creates unlawful employment practice if employer who employs 10 or more persons ceases to provide health, disability, life or other insurance during period employee is serving or is scheduled to serve as juror and employee notified employer of election to have coverage continue. Provides that employer commits unlawful employment practice if employer discharges, threatens to discharge, intimidates or coerces employee by reason of employee's service or scheduled service as juror.

**Bill #: HB 2831** Title: Large Woody Debris

Subject: Water  
Position: Staff: ML

Status: Work Session held.

Adds large woody debris to definition of 'material' for purposes of removal-fill provisions.

**Bill #: HB 2834** Title: Employee Definition Subject: Labor Position: Staff: HS  
 Status: Referred to Business and Labor.  
 Standardizes definitions of 'employ,' 'employee,' ' employer' and 'wages' for purposes of statutes relating to hours, wages, wage claims, employment conditions, employment agencies, farm labor contractors and construction contractors.

**Bill #: HB 2839** Title: Energy Audits Subject: Energy Position: Staff: DR  
 Status: Referred to Business and Labor.  
 Requires seller of real property to obtain energy audit and provide copy to each buyer that makes written offer to purchase. Allows buyer to withdraw buyer's offer within three days after receiving energy audit or to revoke offer anytime before closing for failure or refusal of seller to provide energy audit.

**Bill #: HB 2844** Title: Search & Rescue Leave of Absence Subject: Labor Position: Staff: HS  
 Status: Referred to Business and Labor.  
 Makes violation by employer of statute providing for leave of absence by employee who is search and rescue volunteer unlawful employment practice. Authorizes employee to file complaint for violation with Commissioner of Bureau of Labor and Industries or to file civil action.

**Bill #: HB 2846** Title: Public Contracting Out of Country Subject: Public Contracting Position: Monitor Staff: ML  
 Status: Referred to General Government and Consumer Protection.  
 Prohibits contracting agency from entering into public contract for services with contractor that uses contact center located outside United States to perform all or part of services that are basis of public contract.

**Bill #: HB 2850** Title: Family Leave Sibling Subject: Labor Position: Staff: HS  
 Status: Referred to Human Services with subsequent referral to Business and Labor.  
 Includes siblings as family members for purposes of family leave.

**Bill #: HB 2854** Title: Disposal of Fleet Vehicles Subject: General Government Position: Staff: ML  
 Status: Chapter 453, (2011 Laws): Effective date January 1, 2012.  
 Requires Oregon Department of Administrative Services, in cooperation with other state agencies and certain public agencies, to establish policies, methods and means by which department, other state agencies and public agencies can acquire, share, maintain, use, repair and dispose of motor pool resources cost-effectively and efficiently.

**Bill #: HB 2855** Title: Government Efficiency Task Force Subject: General Government Position: Staff: ML  
 Status: Chapter 435, (2011 Laws): Effective date June 17, 2011.  
 Creates State and Local Government Efficiency Task Force. Directs task force to appoint technical advisers to aid and advise task force and establish subcommittees to work on specified subject areas. Sunsets task force on February 4, 2013. Declares emergency, effective on passage.

**Bill #: HB 2861** Title: Protected Classes Subject: Labor Position: Staff: ML  
 Status: Public Hearing held.

Prohibits discrimination against members of certain protected classes in payment of wages for work of comparable character that requires comparable skills to perform.

**Bill #: HB 2863** Title: Public Accomodations Subject: Labor Position: Staff: ML  
 Status: Public Hearing held.

Expands definition of 'place of public accommodation' to include places owned or maintained by public body and services provided by public body.

**Bill #: HB 2864** Title: N Wasco RPS Subject: Energy Position: Support Staff: DR  
 Status: Public Hearing held.

Allows small hydroelectric facilities that are owned by consumer-owned utilities and that became operational before 1995 to qualify for renewable portfolio standard.

**Bill #: HB 2865** Title: Recreational Immunity Subject: General Government Position: Staff: ML  
 Status: Chapter 528, (2011 Laws): Effective date January 1, 2012.

Extends immunity to owner of land, city of population of 500,000 or more or city's officers, employees or agents, or nonprofit corporation and its volunteers providing certain services in such city, for personal injury or property damage resulting from specified uses of certain publicly accessible trails or structures. Authorizes city with population under 500,000 or county to adopt ordinance or resolution that provides for such immunity. Limits grant of immunity.

**Bill #: HB 2867** Title: Groundwater Mitigation Subject: Water Position: Staff: ML  
 Status: Public Hearing held.

Eliminates requirement that Water Resources Commission repeal certain rules regarding ground water mitigation in Deschutes Basin ground water study area. Allocates lottery moneys to Water Resources Department for purpose of issuing grants to organizations that create, operate or build capacity of ground water mitigation banks in Deschutes Basin ground water study area. Requires Water Resources Department to conduct review at least once every five years to determine whether to impose, remove or adjust limitations on ground water appropriation in Deschutes Basin ground water study area. Declares emergency, effective July 1, 2011.

**Bill #: HB 2871** Title: Urban Reserves Subject: Land Use Position: Staff: ML  
 Status: Public Hearing held.

Requires metropolitan service district, when including land within urban growth boundary, to use at least 50 percent of land designated urban reserve before using land of lower priority than urban reserve land.

**Bill #: HB 2873** Title: Fish Passage Subject: Water Position: Monitor Staff: ML  
 Status: In committee upon adjournment.

Provides that hydroelectric projects exempted from federal regulation and located within existing artificial delivery systems are not subject to additional requirements for fish screens, by-pass devices or fish passages if projects do not create change in stream conditions that adversely affects fish. Limits additional requirements for fish screens, by-pass devices or fish passages for other hydroelectric projects exempted from federal regulation and located within existing artificial delivery systems. Declares emergency, effective on passage.

**Bill #: HB 2875** Title: Recreational Lands for Hunting Subject: General Government Position: Staff: ML  
 Status: Chapter 454, (2011 Laws): Effective date January 1, 2012.

Specifies that public lands currently accessible for hunting must remain accessible for hunting unless state agency restricts access for reason of public safety or wildlife management. Directs state agencies to avoid making determinations that result in net loss of access. Requires notice of restriction. Directs State Fish and Wildlife Director to report to Legislative Assembly on acreage of public lands accessible for hunting.

**Bill #:** [HB 2876](#)      **Title:** Fish Habitat      **Subject:** Water  
**Position:**      **Staff:** ML  
**Status:** Work Session held.

Directs State Department of Fish and Wildlife to conduct feasibility study regarding development of zone to improve fish habitat in specified areas. Directs department to report on study to Seventy-seventh Legislative Assembly on or before February 1, 2013. Sunsets January 2, 2014.

**Bill #:** [HB 2881](#)      **Title:** Nuisance Ordinances      **Subject:** Finance & Tax  
**Position:**      **Staff:** HS  
**Status:** Referred to Judiciary with subsequent referral to Revenue.

Authorizes local government that imposes fines or penalties for violation of nuisance ordinances to certify delinquent nuisance fines or penalties to county assessor to be collected in same manner as ad valorem property taxes on property to which delinquent nuisance fines or penalties relate. Applies to property tax years beginning after July 1, 2011. Takes effect on 91st day following adjournment sine die.

**Bill #:** [HB 2886](#)      **Title:** Voter Roll Purge      **Subject:** Elections  
**Position:**      **Staff:** HS  
**Status:** Public Hearing held.

Directs Department of Transportation and designated voter registration agency to provide Secretary of State each month with list of individuals who have changed address. Requires Secretary of State to provide change of address information received from department or agency to county clerk. Requires county clerk to send notice to elector. Becomes operative on January 1, 2012. Declares emergency, effective on passage.

**Bill #:** [HB 2888](#)      **Title:** ODOE Grants to Public Schools      **Subject:** Energy  
**Position:**      **Staff:** DR  
**Status:** Public Hearing held.

Directs State Department of Energy, in consultation with Superintendent of Public Instruction, to establish and administer program to provide matching grants or loans to public schools for energy efficient and sustainable construction, remodeling and renovation. Authorizes issuance of Article XI-P bonds for capital costs of school districts. Establishes Cool Schools Capital Matching Fund. Establishes Article XI-P Cool Schools Bond Fund and Article XI-P Cool Schools Bond Administration Fund. Continuously appropriates moneys from funds to State Department of Energy to administer cool schools program and to administer and pay bonds. Declares emergency, effective on passage.

**Bill #:** [HB 2894](#)      **Title:** Campaign Contribution Limits      **Subject:** Elections  
**Position:**      **Staff:** HS  
**Status:** Public Hearing held.

Sets limits on amounts that may be contributed to political candidates by certain political committees. Provides civil penalties. Takes effect only if amendment to Oregon Constitution by House Joint Resolution 11 (2011) allowing regulation of campaign contributions is approved by people at next regular general election. Takes effect on effective date of constitutional amendment proposed in House Joint Resolution 11 (2011).

**Bill #:** [HB 2896](#)      **Title:** Campaign Lies      **Subject:** Elections  
**Position:**      **Staff:** HS  
**Status:** Public Hearing held.

Directs court to award certain damages in action involving false statement of material fact relating to candidate, political committee or measure.

**Bill #:** [HB 2900](#)      **Title:** Abolish ODOE      **Subject:** Energy  
**Position:** Monitor      **Staff:** DR  
**Status:** Work Session held.

Abolishes State Department of Energy. Establishes Oregon Office of Energy Planning and Siting. Transfers duties, functions and powers relating to energy research and regulation and siting of energy facilities and certain other duties, functions and powers from State Department of Energy to office. Transfers duties, functions and powers relating to administration of alternative energy device and renewable energy resource tax relief programs, Small Scale Local Energy Project Loan program and energy efficiency and sustainable technology loan program and certain other duties, functions and powers from State Department of Energy to Oregon Business Development Department. Transfers duties, functions and powers relating to administration of utilities and energy conservation programs and certain other duties, functions and powers from State Department of Energy to Public Utility Commission. Establishes Renewable Energy Resource and Alternative Energy Device Tax Relief Fund. Continuously appropriates moneys in fund to Oregon Business Development Department for purpose of administering specified tax relief programs. Becomes operative January 1, 2012. Declares emergency, effective on passage.

**Bill #: HB 2905** Title: Family Leave Academic Subject: Labor Position: Staff: HS  
 Status: Public Hearing held.

Requires granting family leave to employee for academic activities of employee's child in manner provided for other family leave. Requires granting 18 hours of family leave for academic activities within any one-year period. Requires employee to give notice of leave to employer. Creates exceptions.

**Bill #: HB 2906** Title: Strike Replacements Subject: Labor Position: Staff: HS  
 Status: Referred to Business and Labor.

Includes class size in definition of 'employment relations ' for school district collective bargaining. Prohibits public employer from hiring permanent replacements for public employees engaged in lawful strike. Authorizes public employer to hire temporary replacements for striking public employees.

**Bill #: HB 2911** Title: Disability Contracting Subject: Public Contracting Position: Staff: ML  
 Status: Referred to Human Services with subsequent referral to Ways and Means.

Makes optional current requirement for public agencies to procure certain products or services from qualified nonprofit agency for individuals with disabilities.

**Bill #: HB 2912** Title: Recounts Subject: Elections Position: Staff: HS  
 Status: Chapter 479, (2011 Laws): Effective date January 1, 2012.

Requires automatic full recount of votes cast for nomination of candidate, or election of certain candidates, to nonpartisan office at nominating election when candidate receives close to majority of votes cast for office.

**Bill #: HB 2914** Title: TF on One Local Government Subject: General Government Position: Staff: ML  
 Status: Referred to General Government and Consumer Protection with subsequent referral to Ways and Means.

Creates Task Force on One Local Government to study consolidation of local government entities. Sunsets task force on date of convening of 2013 legislative session. Declares emergency, effective on passage.

**Bill #: HB 2917** Title: Urban Growth Boundary Self Certification Subject: Land Use Position: Staff: ML  
 Status: Referred to General Government and Consumer Protection.

Allows local government required to have urban growth boundary to establish process by which local government self-certifies amendments to urban growth boundary for compliance with applicable requirements of statewide land use planning goals, statutes and rules.

**Bill #: HB 2929** Title: EPUD Holvey Elections Subject: Energy Position: Oppose Staff: DR  
 Status: Referred to Rules.

Grants voting rights to electors of areas not within people's utility district boundaries who are served by district. Includes areas outside district boundaries that are served by district when dividing district into electoral subdivisions. Becomes operative only if House Joint Resolution 12 (2011) is approved by people at next regular general election. Becomes operative on operative date of constitutional amendment proposed by House Joint Resolution 12 (2011).

**Bill #: HB 2935** Title: Cleft Palate

Subject: Health Care  
Position: Staff: HS

Status: Public Hearing held.

Requires group and individual health insurance policies covering hospital, surgical or dental services to cover medically necessary cleft palate reconstructive surgery. Requires coverage of medically necessary presurgical and post-surgical orthodontic care.

**Bill #: HB 2936** Title: Tax Credits for Waste Material

Subject: Energy  
Position: Staff: DR

Status: Public Hearing held.

Establishes tax credit for transportation of woody biomass from forest management operations to biofuel producer. Applies to tax years beginning on or after January 1, 2011. Extends tax credit for purchases of qualifying fuel blends, biofuel or home heating fuel partly composed of biodiesel to January 1, 2019. Establishes Task Force on Biomass Facility Siting for purposes related to siting biomass facilities. Requires task force to submit report to interim committee related to revenue no later than October 1, 2012. Sunsets on date of convening of 2013 regular session of Legislative Assembly. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 2938** Title: Public Info Security

Subject: Public Records  
Position: Oppose Staff: ML

Status: Public Hearing held.

Requires that public bodies develop and implement policies for securely removing personal information from digital data storage devices and other electronic data storage devices before selling, donating, recycling or otherwise disposing of device. Prohibits public body from using photocopiers and scanners not owned by public body for purpose of making copies of documents that contain personal information. Requires that business that offers photocopiers or scanners for use by public for fee must post clearly visible notice that informs customers that information from documents photocopied or scanned on premises may be stored in digital form on devices and that customer may request and receive copies of policy on removal of digital information from photocopiers and scanners provided on premises. Provides that violation of requirement is unlawful trade practice.

**Bill #: HB 2944** Title: Cancellation Requirements

Subject: Health Care  
Position: Monitor Staff: HS

Status: Work Session held.

Requires insurers to provide notice by certified mail prior to cancellation, rescission or nonrenewal of individual health insurance policy or cancellation of health benefit plan. Specifies grounds for rescission of individual health insurance policy. Prohibits seller of individual health insurance policy from denying claim based on cancellation, rescission or renewal of policy if insurer has failed to comply with stated requirements. Requires group health insurer to continue coverage until notice requirements are met.

**Bill #: HB 2945** Title: Forced Annexation

Subject: Land Use  
Position: Staff: ML

Status: Referred to Rules by order of Speaker.

Prohibits city or district from requiring consent by landowner to eventual annexation in exchange for providing extraterritorial service when city or district is providing service on behalf of another local government pursuant to intergovernmental agreement. Declares consent by landowner to annexation obtained by city or district prior to effective date of Act void if consent was demanded for service provided outside boundaries of city or district on behalf of another local government pursuant to intergovernmental agreement. Clarifies language authorizing city or district to require consent to eventual annexation in exchange for providing extraterritorial service to landowner.

**Bill #: HB 2946** Title: Single Majority Annexation

Subject: Land Use  
Position: Staff: ML

Status: Work Session held.

Requires that, in election proposing annexation, votes from city and territory to be annexed be counted separately to determine separate majorities if acreage to be annexed is 20 acres or more. Requires that votes from city and territory be combined to determine single majority if acreage to be annexed is less than 20 acres.

**Bill #: HB 2950** Title: Hazardous Substances

Subject: General Government  
Position: Staff: ML

Status: Public Hearing held.

Allows Director of the Department of Environmental Quality to enter into certain agreements related to releases of hazardous substances.

**Bill #: HB 2960** Title: Weatherization for Schools

Subject: Energy  
Position: Monitor Staff: DR

Status: Chapter 467, (2011 Laws): Effective date June 23, 2011.

Directs State Department of Energy to establish clean energy deployment program to provide grants and loans to support energy efficiency or clean energy projects, including projects to weatherize, upgrade or retrofit public schools. Provides for establishment of pilot program within clean energy deployment program. Sunsets pilot program on June 30, 2015. Establishes Clean Energy Deployment Fund. Continuously appropriates moneys in fund to department for purpose of establishing clean energy deployment program. Changes name of Loan Offset Grant Fund to Jobs, Energy and Schools Fund. Authorizes using moneys in fund to make, as part of program, loans or grants to school districts. Requires Public Utility Commission to submit report on energy efficiency agreements and investments to appropriate interim committee on or before December 1, 2012. Lists energy-related qualifications for use of Article XI-P bonds by school districts. Changes, from education service districts to school districts, recipient of moneys derived from public purpose charge on retail electricity consumers. Declares emergency, effective on passage.

**Bill #: HB 2966** Title: Outside US Public Contracting

Subject: Public Contracting  
Position: Staff: ML

Status: Referred to Business and Labor.

Prohibits contracting agency from awarding public contract for services to bidder or proposer that performs services outside United States. Requires contracting agency to state prohibition in solicitation documents and to provide in contract that contractor covenants to perform services within United States. Provides exceptions. Becomes operative January 1, 2012. Declares emergency, effective on passage.

**Bill #: HB 2969** Title: Umatilla Basin Advisor

Subject: Water  
Position: Staff: ML

Status: Referred to Energy, Environment and Water.

Requires Water Resources Director to designate Water Resources Department employee as policy advisor to perform certain duties with regard to Umatilla Basin and other basins. Declares emergency, effective July 1, 2011.

**Bill #: HB 2970** Title: Public Depositories

Subject: Finance & Tax  
Position: Staff: HS

Status: President signed.

Modifies conditions under which credit union depositories may act as depositories of public funds. Modifies conditions under which credit union depositories may hold uninsured public funds. Exempts certain collateralized funds from general provisions related to deposit of public funds. Declares emergency, effective on passage.

**Bill #: HB 2973** Title: E-Verify

Subject: Labor  
Position: Staff: ML

Status: Referred to Judiciary with subsequent referral to Ways and Means.

Requires employer to verify legal status of employee to be employed in United States through federal E-Verify program prior to deducting expenses related to worker's employment from Oregon taxable income. Prohibits deduction of wages paid to unverified employee as business expense for purposes of Oregon taxation. Declares emergency, effective on passage.

**Bill #: HB 2977** Title: Insurance Code Exemption

Subject: Insurance  
Position: Monitor Staff: HS

Status: Public Hearing held.

This GRS document is confidential and may be legally privileged.

Exempts from application of Insurance Code sale of policies or certificates of health insurance in this state by insurers licensed to transact insurance in another state.

**Bill #: HB 2979** Title: Public Purpose Subject: Energy Position: Staff: DR  
 Status: Referred to Energy, Environment and Water.  
 Provides public purpose charge funds to compensate electric company for certain pilot program costs resulting from payment of incentive rates greater than general schedule of rates approved for electric company by Public Utility Commission.

**Bill #: HB 2983** Title: In-Stream Lease Fee Subject: Water Position: Staff: ML  
 Status: In committee upon adjournment.  
 Prohibits collection of fee to renew in-stream water right lease except upon occurrence of certain events. Requires person seeking exemption to provide sworn statement that person is not receiving compensation under lease. Requires person having in-stream water right lease that is exempt from fee collection to give notice to Water Resources Department no later than one year before permanent or temporary change in lease. Extends sunset date on provision allowing split use of water between existing water right and in-stream water right under certain conditions.

**Bill #: HB 2984** Title: 6% Pick Up Subject: PERS Position: Staff: HS  
 Status: Referred to Business and Labor with subsequent referral to Ways and Means.  
 Eliminates employer pick-up of six percent employee contribution required of members of individual account program of Public Employees Retirement System. Requires employee contributions to individual account program only if elected by employee. Requires that employee contributions be percentage of salary, be not less than one percent of salary or more than six percent of salary, and be whole number. Eliminates ability of public employer to make employer contributions to individual account program. Declares emergency, effective on passage.

**Bill #: HB 2985** Title: 6% Pick Up Subject: PERS Position: Monitor Staff: HS  
 Status: Referred to Business and Labor with subsequent referral to Ways and Means.  
 Eliminates employer pick-up of six percent employee contribution required of members of Public Employees Retirement System. Eliminates ability of public employer to make employer contributions to individual account program of system. Declares emergency, effective on passage.

**Bill #: HB 2986** Title: Tier 3 Subject: PERS Position: Monitor Staff: HS  
 Status: Referred to Business and Labor with subsequent referral to Ways and Means.  
 Eliminates Oregon Public Service Retirement Plan and substitutes Tier 3 level of benefits under Public Employees Retirement System. Specifies benefits payable to Tier 1 PERS members, Tier 2 PERS members and Tier 3 PERS members.

**Bill #: HB 2987** Title: Legislator PERS Subject: PERS Position: Staff: HS  
 Status: Referred to Business and Labor with subsequent referral to Ways and Means.  
 Provides that person appointed or elected as member of Legislative Assembly may not become member of Public Employees Retirement System. Retains provision allowing person appointed or elected as member of Legislative Assembly to elect to become legislator member of state deferred compensation plan. Requires that Legislative Assembly make employer contributions to state deferred compensation plan on behalf of legislative member in amount that is equal to six percent of member's salary or amount that is equal to legislator member's contribution, whichever is less. Applies only to service as member of the Legislative Assembly that is attributable to election or appointment that occurs on or after effective date of Act. Confers jurisdiction on Supreme Court to review petition of any person aggrieved by Act. Declares emergency, effective on passage.

**Bill #: HB 2989** Title: Legislator PERS Subject: PERS  
 Position: Staff: HS  
 Status: Public Hearing held.  
 Provides that person appointed or elected as member of Legislative Assembly may not become member of Public Employees Retirement System or participate in state deferred compensation plan as legislator member. Applies to members of Legislative Assembly who are first appointed or elected on or after effective date of Act. Declares emergency, effective on passage.

**Bill #: HB 2990** Title: Tier 4 Subject: PERS  
 Position: Oppose Staff: HS  
 Status: Referred to Business and Labor with subsequent referral to Ways and Means.  
 Establishes Fair Retirement Plan for persons hired on or after July 1, 2011, who have not established membership in Public Employees Retirement System before July 1, 2011. Specifies that Fair Retirement Plan be part of Public Employees Retirement System administered by Public Employees Retirement Board. Provides that Fair Retirement Plan be defined contribution plan. Declares emergency, effective on passage.

**Bill #: HB 2991** Title: PERS Benefits Subject: PERS  
 Position: Support Staff: HS  
 Status: Referred to Business and Labor.  
 Prohibits Public Employees Retirement Board from paying increased benefit by reason of state income taxation of payments made by board if person receiving payments does not pay Oregon income tax on retirement benefits. Provides procedures for enforcing prohibition. Imposes similar prohibition for certain public employers that provide retirement benefits for police officers and firefighters other than by participation in Public Employees Retirement System. Provides for expedited review by Supreme Court upon petition by adversely affected party. Declares emergency, effective on passage.

**Bill #: HB 2992** Title: RPS Hydro Subject: Energy  
 Position: Support Staff: DR  
 Status: Public Hearing held.  
 Removes all restrictions on use of hydroelectric power to qualify for renewable portfolio standard.

**Bill #: HB 2997** Title: Regional Planning Commissions Subject: Land Use  
 Position: Staff: ML  
 Status: Referred to Transportation and Economic Development.  
 Establishes five regional land use planning commissions. Prescribes duties and powers of regional commissions. Provides that chairs of regional commissions constitute Land Conservation and Development Commission. Modifies duties and powers of Land Conservation and Development Commission. Becomes operative on January 2, 2012. Declares emergency, effective on passage.

**Bill #: HB 2998** Title: Voter Registration Subject: Elections  
 Position: Staff: HS  
 Status: In committee upon adjournment.  
 Requires that voter registration cards be made available to eligible persons at offices where person employed by State Fish and Wildlife Commission issues licenses, tags or permits.

**Bill #: HB 3000** Title: Personnel Deployment Subject: Public Contracting  
 Position: Oppose Staff: ML  
 Status: Chapter 237, (2011 Laws): Effective date June 7, 2011.  
 Authorizes contracting agency, when procuring goods or services for public use, to give preference to goods that are fabricated or processed, or services that are performed, entirely within Oregon if cost of goods or services is not more than specified amount. Becomes operative January 1, 2012. Declares emergency, effective on passage.

**Bill #: HB 3005** Title: Insurance Certificates Subject: Health Care  
 Position: Staff: HS  
 Status: Public Hearing held.

Sets standards for certificates of insurance. Authorizes Director of Department of Consumer and Business Services to make rules regulating issuance of certificates of insurance. Makes misuse of certificate of insurance violation of Insurance Code.

**Bill #: HB 3007** Title: Statewide Ballot Titles Subject: Elections  
 Position: Staff: HS  
 Status: Public Hearing held.

Modifies requirements for ballot title of state measure referred to people by referendum petition. Declares emergency, effective on passage.

**Bill #: HB 3008** Title: Expenditure Commission Subject: Finance & Tax  
 Position: Staff: ML  
 Status: Public Hearing held.

Sunsetts all income or corporate excise tax credits and all income or corporate excise tax deductions, subtractions or exemptions created by state law. Retains tax expenditures required by federal law, by Oregon Constitution or to avoid double taxation. Establishes Tax Expenditure Review Commission. Directs commission to review all income or corporate excise tax expenditures, report to Legislative Assembly and make recommendations for proposed legislation. Sunsetts commission on date of convening of 2013 legislative session. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 3009** Title: Expenditure Reductions Subject: Finance & Tax  
 Position: Staff: ML  
 Status: Public Hearing held.

Reduces state tax expenditures in tax year by same percentage that Oregon Department of Administrative Services and Governor reduce allotments to state agencies for same tax year.

**Bill #: HB 3010** Title: Expenditure Referral Subject: Finance & Tax  
 Position: Staff: ML  
 Status: Referred to Revenue.

Directs President of Senate and Speaker of House of Representatives to refer bills containing tax expenditures to Joint Committee on Ways and Means.

**Bill #: HB 3017** Title: E-Zone Sunset Date Subject: Finance & Tax  
 Position: Oppose Staff: ML  
 Status: Chapter 375, (2011 Laws): Effective date January 1, 2012.

Extends, except for purpose of specified corporate excise or income tax credit, sunset date of enterprise zone program.

**Bill #: HB 3018** Title: Cessation Plans Subject: Health Care  
 Position: Staff: HS  
 Status: Public Hearing held.

Requires that health benefit plan must reimburse enrollee for tobacco use cessation program only after enrollee has completed program and ceased use of tobacco products for 12 months.

**Bill #: HB 3019** Title: Volunteer Immunity Subject: Insurance  
 Position: Staff: HS  
 Status: Work Session held.

Expands immunity from liability for health care providers who volunteer for charitable organizations.

**Bill #: HB 3020** Title: PERS Taxation Subject: PERS  
Position: Staff: HS

Status: Referred to Business and Labor with subsequent referral to Revenue.

Prohibits Public Employees Retirement Board from paying increased benefit by reason of state income taxation of payments made by board if person receiving payments does not pay Oregon income tax on retirement benefits. Provides procedures for enforcing prohibition. Imposes similar prohibition for certain public employers that provide retirement benefits for police officers and firefighters other than by participation in Public Employees Retirement System. Provides for expedited review by Supreme Court upon petition by adversely affected party. Declares emergency, effective on passage.

**Bill #: HB 3023** Title: Benefit Exclusion Subject: Health Care  
Position: Staff: HS

Status: Referred to Business and Labor.

Requires Director of Department of Consumer and Business Services to adopt rules allowing insurers to offer health insurance policies or certificates that limit benefits otherwise required by Insurance Code to be covered.

**Bill #: HB 3028** Title: Rate Discrimination Subject: Health Care  
Position: Staff: HS

Status: Public Hearing held.

Prohibits discrimination in rates of insurance reimbursement paid to specified providers.

**Bill #: HB 3029** Title: Transportation Subject: Transportation  
Position: Staff: ML

Status: In committee upon adjournment.

Prohibits Department of Land Conservation and Development from requiring area within urban growth boundary with population of 10,000 or less to have transportation financing program.

**Bill #: HB 3030** Title: Golf Course Marshals Subject: Work Comp  
Position: Staff: HS

Status: Chapter 376, (2011 Laws): Effective date January 1, 2012.

Exempts certain individuals providing volunteer golf course marshal services from minimum wage standards .

**Bill #: HB 3033** Title: OMIP Reinsurer Subject: Health Care  
Position: Staff: HS

Status: Referred to Ways and Means by order of Speaker.

Reduces Oregon Medical Insurance Pool assessment for reinsurers.

**Bill #: HB 3038** Title: Fire Sprinklers/SDCs Subject: Water  
Position: Staff: ML

Status: Referred to Rules by order of Speaker.

Prohibits assessment of system development charge or standby charge for water meter of higher capacity installed to accommodate fire sprinkler system in one or two family dwelling.

**Bill #: HB 3043** Title: E-Zone Employment Requirements Subject: Finance & Tax  
Position: Oppose Staff: ML

Status: Referred to Transportation and Economic Development.

Authorizes enterprise zone sponsor to suspend employment requirements for exemption from property taxation for qualified business firm under certain economic conditions. Repeals alternative requirements for qualifying reconditioned, refurbished, retrofitted or upgraded property for enterprise zone tax exemption. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 3044** Title: Annual Audits Subject: Insurance  
Position: Staff: HS

Status: Referred to General Government and Consumer Protection.

Requires self-insurance programs established by multiple public bodies to make independently audited financial statement available to Director of Department of Consumer and Business Services. Requires program to make statement available to program participants and director not later than six months after close of program's fiscal year.

**Bill #: HB 3045** Title: E-Verify Subject: Labor  
Position: Staff: ML

Status: Referred to Judiciary.

Requires employer to verify legal status of employee to be employed in United States through federal E-Verify program prior to deducting expenses related to worker's employment from Oregon taxable income. Prohibits deduction of wages paid to unverified employee as business expense for purposes of Oregon taxation. Declares emergency, effective on passage.

**Bill #: HB 3047** Title: EFU Subject: Land Use  
Position: Staff: ML

Status: Work Session held.

Expands definition of 'farm use' to include facilities for training dogs in canine skills on land zoned for exclusive farm use.

**Bill #: HB 3048** Title: OSFM Structural Changes Subject: Public Safety  
Position: Staff: GI

Status: Referred to General Government and Consumer Protection.

Prohibits State Fire Marshal from requiring structural changes to building constructed to standard used by building official for building approval. Provides that building official has exclusive authority to approve building design and construction, including but not limited to determining compliance with fire and life safety requirements and issuance of certificate of occupancy.

**Bill #: HB 3049** Title: Wage Withholding Subject: Labor  
Position: Staff: HS

Status: Referred to Business and Labor with subsequent referral to Revenue.

Requires public employers to withhold from wages and salaries of public employees percentage of employer contribution to benefit plan for which no employee contribution is required. Specifies that amount withheld is considered salary for purposes of retirement and pension benefits but is not taxable under state income tax or, as permitted by federal law, Social Security and federal income tax. Applies prospectively to collective bargaining agreements.

**Bill #: HB 3051** Title: Rainy Day Fund Subject: Finance & Tax  
Position: Staff: ML

Status: Referred to Revenue.

Modifies circumstances under which moneys in Oregon Rainy Day Fund may be appropriated. Requires that after May revenue forecast in odd-numbered year, specified percentage of projected General Fund revenues for next biennium be transferred to Oregon Rainy Day Fund. Establishes Education Capital Construction Account. Specifies that moneys in account be used only for capital construction projects for public education. Requires that if sum of moneys in Oregon Rainy Day Fund and moneys in Education Stability Fund equals 10 percent of General Fund revenues projected for biennium, moneys that would otherwise be transferred to Oregon Rainy Day Fund be transferred to Education Capital Construction Account. Declares emergency, effective on passage.

**Bill #: HB 3056** Title: Annexation votes Subject: Land Use  
Position: Staff: ML

Status: Public Hearing held.

Requires that, in election proposing annexation, votes from city and territory to be annexed be counted separately to determine separate majorities if acreage to be annexed is 20 acres or more. Requires that votes from city and territory be combined to determine single majority if acreage to be annexed is less than 20 acres.

**Bill #: HB 3060** Title: Replacement Ballots Subject: Elections Position: Staff: HS  
 Status: Public Hearing held.  
 Requires county clerk to send replacement ballot to forwardable address of elector in certain circumstance.

**Bill #: HB 3061** Title: DMV Voter Registrations Subject: Elections Position: Staff: HS  
 Status: Public Hearing held.  
 Provides for automatic voter registration of person who applies for issuance or renewal of driver license, state identification card or change of address, unless person declines to register to vote. Allows county clerk to make official ballot available to persons automatically registered to vote by mail or at office of county clerk or other designated location. Becomes operative on January 1, 2012. Declares emergency, effective on passage.

**Bill #: HB 3062** Title: DMV Voter Registration Subject: Elections Position: Staff: HS  
 Status: Public Hearing held.  
 Provides for automatic voter registration of person who applies for issuance or renewal of driver license, state identification card or change of address, unless person declines to register to vote. Becomes operative on January 1, 2012. Declares emergency, effective on passage.

**Bill #: HB 3065** Title: Official Misconduct Subject: Labor Position: Staff: ML  
 Status: Public Hearing held.  
 Increases maximum penalty for crime of official misconduct in first degree to maximum of five years' imprisonment, \$125,000 fine, or both. Includes commission of certain criminal offenses in course of official duties as official misconduct in first degree. Directs Oregon Criminal Justice Commission to classify crime as level 8 on sentencing guidelines grid if offense results in financial gain of \$10,000 or more or constitutes felony person crime, otherwise as level 6. Increases maximum penalty for official misconduct in second degree to maximum of one year's imprisonment, \$6,250 fine, or both. Declares emergency, effective on passage.

**Bill #: HB 3067** Title: Lyme Disease Subject: Health Care Position: Staff: HS  
 Status: Public Hearing held.  
 Requires health benefit plans to cover diagnosis and treatment of Lyme disease.

**Bill #: HB 3069** Title: Health Care Prices Subject: Health Care Position: Staff: HS  
 Status: Referred to Health Care.  
 Requires health care provider to publicly disclose prices for health care related services, products, items or equipment. Excepts emergency treatments and instances in which disclosure is not in best interest of consumer. Permits Oregon Health Authority to impose civil penalty for violation of disclosure requirements.

**Bill #: HB 3070** Title: Caller ID Subject: General Government Position: Staff: HS  
 Status: Referred to General Government and Consumer Protection.  
 Prohibits public bodies from using methods to block caller identification service. Imposes penalty for noncompliance.

**Bill #: HB 3076** Title: Surviving District Annexation Subject: Land Use Position: Staff: ML  
 Status: Referred to General Government and Consumer Protection.  
 Allows petitioners seeking annexation of entire territory of specified special district into jurisdiction of city to

specify whether district is extinguished or authorized to continue to operate.

**Bill #:** [HB 3079](#)      **Title:** Low Carbon Preference      **Subject:** Public Contracting  
**Position:** Oppose      **Staff:** ML  
**Status:** Referred to Transportation and Economic Development.

Requires contracting agency to give preference to bidder or proposer that releases smaller total amount of atmospheric carbon dioxide, methane and ozone during or as result of manufacturing, transporting and disposing of goods or while providing services that are subject of procurement. Requires Oregon Department of Administrative Services, in consultation with Attorney General and Department of Transportation, to evaluate and select system that contracting agency may use to estimate or calculate and to compare bidders and proposers on the basis of total output of atmospheric carbon dioxide, methane and ozone. Requires Oregon Department of Administrative Services and Attorney General to adopt model rules. Becomes operative January 1, 2012. Declares emergency, effective on passage.

**Bill #:** [HB 3081](#)      **Title:** Contacting Discrimination      **Subject:** Public Contracting  
**Position:** Oppose      **Staff:** ML  
**Status:** Referred to Business and Labor.

Prohibits contracting agency from awarding public contract to prospective contractor that discriminates in providing employee benefit between employee that has domestic partner and employee that has spouse. Provides exceptions. Requires contracting agency to provide in public contract that contractor may not discriminate in providing employee benefit between employee that has domestic partner and employee that has spouse. Provides that contracting agency may terminate contract for failure to comply and permits contracting agency to debar or disqualify prospective contractor from obtaining contracting agency's contracts. Becomes operative on January 1, 2012. Declares emergency, effective on passage.

**Bill #:** [HB 3083](#)      **Title:** Hydro Qualifications RPS      **Subject:** Energy  
**Position:** Support      **Staff:** DR  
**Status:** Referred to Energy, Environment and Water.

Removes all restrictions on use of hydroelectric power to qualify for renewable portfolio standard.

**Bill #:** [HB 3084](#)      **Title:** Bonus Benefit Check      **Subject:** PERS  
**Position:**      **Staff:** HS  
**Status:** Referred to Business and Labor.

Directs Public Employees Retirement Board to issue 13th monthly benefit check for calendar year 2011 to specified retired members of Public Employees Retirement System and specified beneficiaries of retired members. Provides that check be in amount equal to monthly check payable to retired member or beneficiary for month of November 2011. Limits benefit to retired members, and beneficiaries of retired members, who retired before 1993 with no less than 25 years of creditable service. Declares emergency, effective on passage.

**Bill #:** [HB 3087](#)      **Title:** IWRS      **Subject:** Water  
**Position:**      **Staff:** ML  
**Status:** Referred to Energy, Environment and Water.

Eliminates requirement for development of integrated state water resources strategy. Declares emergency, effective on passage.

**Bill #:** [HB 3089](#)      **Title:** Central Assessment Correction      **Subject:** Finance & Tax  
**Position:**      **Staff:** HS  
**Status:** Referred to Revenue.

Reschedules to earlier in year Department of Revenue's process for completing examination, review, correction and apportionment of assessment roll for centrally assessed property. Establishes right of local jurisdiction to conference and mediation with department regarding modification of tentative assessment of property located in local jurisdiction. Takes effect on 91st day following adjournment sine die.

**Bill #:** [HB 3091](#)      **Title:** Impeachment Evidence      **Subject:** Ethics  
**Position:**      **Staff:** GI  
**Status:** Referred to Rules.

Modifies reference to constitutional provision for which finding by Oregon Government Ethics Commission that appointed public official has violated certain statutes or rules constitutes prima facie evidence of unfitness for office. Takes effect only if House Joint Resolution 22 (2011) (LC 3037) is approved by people at next regular general election. Takes effect on effective date of constitutional amendment proposed in House Joint Resolution 22 (2011) (LC 3037).

**Bill #:** [HB 3092](#)      **Title:** Recount Trigger

**Subject:** Elections  
**Position:**                      **Staff:** HS

**Status:** Referred to Rules.

Provides that if nominating petition or declaration of candidacy is filed by no more than two candidates for nonpartisan office, candidate or candidates shall be nominee or nominees for office without election. Requires automatic full recount of votes cast for nomination or election of candidate for nonpartisan office at nominating election when number of votes cast for one candidate differs from majority of votes cast for office by not more than one-fifth of one percent of total votes cast for that office.

**Bill #:** [HB 3107](#)      **Title:** Stop Loss

**Subject:** Insurance  
**Position:**                      **Staff:** HS

**Status:** Referred to General Government and Consumer Protection.

Modifies unallocated reserve account requirements for self-insurance program established by three or more public bodies. Provides that if program has acquired excess insurance or reinsurance, account must be in amount adequate to cover claims not covered by excess insurance or reinsurance. Declares emergency, effective on passage.

**Bill #:** [HB 3109](#)      **Title:** Ecosystem Services

**Subject:** General Government  
**Position:**                      **Staff:** ML

**Status:** Referred to Ways and Means by order of Speaker.

Expands state policy relating to ecosystems. Adds ecosystem services to principles guiding state water quality program and state fill-removal program. Directs Governor's office to facilitate review of state conservation plans. Directs Institute for Natural Resources to provide information to specified entities in order to assist in development of integrated ecosystem services methodologies. Authorizes state agencies and local governments to allow use of credits for ecosystem services as compensatory mitigation. Specifies circumstances under which state agency may purchase or receive credits for ecosystem services. Declares emergency, effective on passage.

**Bill #:** [HB 3112](#)      **Title:** \$5k C&E Exemption

**Subject:** Elections  
**Position:**                      **Staff:** HS

**Status:** Chapter 481, (2011 Laws): Effective date January 1, 2012.

Requires candidate or treasurer of political committee or petition committee who expects neither aggregate contributions nor aggregate expenditures to exceed \$3,000 to file certificate with Secretary of State.

**Bill #:** [HB 3113](#)      **Title:** Farm Products Exemption

**Subject:** Finance & Tax  
**Position:**                      **Staff:** HS

**Status:** Public Hearing held.

Exempts from property taxation items of tangible personal property used exclusively on owner's farm parcel primarily to promote sale of products produced on parcel and on other local farm parcels. Excludes retail equipment from exemption. Applies to property tax years beginning on or after July 1, 2012. Takes effect on 91st day following adjournment sine die.

**Bill #:** [HB 3116](#)      **Title:** 1039 PERS Elimination

**Subject:** PERS  
**Position:**                      **Staff:** HS

**Status:** Public Hearing held.

Prohibits public employer that participates in Public Employees Retirement System from reemploying retired member of system for period of one year after retirement. Applies only to members who retire on or after effective date of Act. Declares emergency, effective on passage.

**Bill #:** [HB 3120](#)      **Title:** False Statements

**Subject:** Elections  
**Position:**                      **Staff:** HS

**Status:** Referred to Rules.

This GRS document is confidential and may be legally privileged.

Directs Secretary of State to notify candidates for public office of legal action and remedies available for publishing false statement of material fact relating to any candidate, political committee or measure.

**Bill #: HB 3122** Title: FMLA Position Restoration Subject: Labor Position: Staff: ML  
 Status: Referred to Business and Labor.

Establishes that employee who returns to work after taking family leave is entitled to be restored to available equivalent position instead of being restored to same position of employment held by employee before taking leave.

**Bill #: HB 3137** Title: Health Exchange Subject: Health Care Position: Monitor Staff: HS  
 Status: Work Session held.

Requires Oregon Health Authority to establish Oregon Health Insurance Exchange as public corporation to be governed by board of directors. Specifies functions and duties. Appropriates moneys from General Fund to Oregon Health Authority for purpose of developing and implementing Oregon Health Insurance Exchange. Declares emergency, effective on passage.

**Bill #: HB 3140** Title: Disciplinary Actions Subject: Labor Position: Staff: HS  
 Status: Chapter 202, (2011 Laws): Effective date June 1, 2011.

Modifies exception to disciplinary action statutes for public safety officers under collective bargaining agreement. Declares emergency, effective on passage.

**Bill #: HB 3141** Title: Motorcycle Helmets Subject: Public Safety Position: Staff: GI  
 Status: Public Hearing held.

Requires only persons under 21 years of age to wear motorcycle helmet while riding on or operating motorcycle. Declares emergency, effective on passage.

**Bill #: HB 3144** Title: Annexation Consent Subject: Land Use Position: Staff: ML  
 Status: Referred to General Government and Consumer Protection.

Prohibits city or district from requiring landowner to consent to eventual annexation in exchange for continuation of extraterritorial service originally provided to landowner or predecessor in interest of landowner without requiring consent to annexation.

**Bill #: HB 3146** Title: Condemnation Compensation Subject: Land Use Position: Staff: ML  
 Status: Referred to General Government and Consumer Protection with subsequent referral to Revenue.

Provides that offer of just compensation for condemned property may not be less than real market value of property as determined by county assessor or Department of Revenue. Declares emergency, effective on passage.

**Bill #: HB 3148** Title: VP Signatures Subject: Elections Position: Staff: HS  
 Status: Chapter 482, (2011 Laws): Effective date January 1, 2012.

Adjusts signature requirements related to materials to be included in voters' pamphlet.

**Bill #: HB 3155** Title: Urban Renewal Subject: Finance & Tax Position: Staff: ML  
 Status: Public Hearing held.

Requires public notice and hearing before governing body of municipality may activate urban renewal agency. Requires

ordinance activating urban renewal agency to include determinations and findings that particularize nature of blighted areas in municipality. Declares emergency, effective on passage.

**Bill #: HB 3157** Title: Invasive Species Subject: Water  
 Position: Staff: ML  
 Status: Chapter 63, (2011 Laws): Effective date January 1, 2012.  
 Permits removal of invasive species under Oregon Adopt-a-River Program.

**Bill #: HB 3159** Title: Local Preference Subject: Public Contracting  
 Position: Oppose Staff: ML  
 Status: Referred to Business and Labor.

Permits contracting agency that uses public funds to procure goods or services under Public Contracting Code to give preference to bidder or proposer that is headquartered or owned locally, will obtain equipment, material and supplies locally or will employ workers locally. Permits contracting agency to give preference if difference in price between bid or proposal that is eligible for preference and bid or proposal that would not be eligible for preference is not more than five percent. Becomes operative on January 1, 2012. Declares emergency, effective on passage.

**Bill #: HB 3164** Title: Counseling Mandates Subject: Health Care  
 Position: Oppose Staff: HS  
 Status: Work Session held.

Expands required health insurance coverage of professional counselor or marriage and family therapist services to include services provided by counselor or therapist authorized to practice without license. Modifies requirements for coverage of mental health treatment.

**Bill #: HB 3165** Title: Willamette Base Change of Use Subject: Water  
 Position: Support Staff: ML  
 Status: Public Hearing held.

Requires work group review of water right transfer application to change purpose for which water is stored within Willamette River Basin Project. Makes work group assembly contingent on funding. Allows processing of applications without work group review until cumulative total amount of stored water affected by applications exceeds specified limit. Declares emergency, effective on passage.

**Bill #: HB 3166** Title: Land Use Decision Subject: Land Use  
 Position: Staff: ML  
 Status: Chapter 483, (2011 Laws): Effective date June 23, 2011.

Establishes statutory limit of 10 years after date of decision for person to file request with Land Use Board of Appeals for review of land use decision or limited land use decision. Declares emergency, effective on passage.

**Bill #: HB 3167** Title: Property Tax Discount Subject: Finance & Tax  
 Position: Staff: HS  
 Status: Public Hearing held.

Eliminates discounts for partial or full payment of property taxes on or before November 15. Requires payment of one-half of taxes and other charges due on or before November 15 and remaining one-half on or before May 15 next following. Applies to property tax years beginning on or after July 1, 2011. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 3172** Title: E Commerce Tax Credit Subject: Finance & Tax  
 Position: Staff: ML  
 Status: Public Hearing held.

Adjusts sunset for tax credit for electronic commerce in enterprise zone or city designated for electronic commerce. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 3173** Title: Long-term E-ZoneSubject: Finance & Tax  
Position: Staff: ML

Status: Public Hearing held.

Adjusts sunset for long term tax credit for rural enterprise zone. Adjusts sunset for certain designations and authorizations related to enterprise zones. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 3178** Title: Transit Benefit DistrictSubject: Transportation  
Position: Staff: ML

Status: Public Hearing held.

Authorizes local governments to propose transit benefit districts covering area within quarter-mile radius of rail stations. Provides that transit benefit districts are eligible for public works projects that support transit-oriented development, to be funded by property taxes assessed on increase in land value directly attributable to benefit derived by property from presence of rail station.

**Bill #: HB 3184** Title: Public Notice BroadcastersSubject: Public Meetings  
Position: Monitor Staff: ML

Status: Public Hearing held.

Provides that public notices required by law to be published by public body may be published in newspaper, broadcast by radio or television station or posted on website maintained by statewide association of stations or broadcasters. Specifies requirements for notices that are broadcast or posted on website.

**Bill #: HB 3186** Title: Texting While DrivingSubject: Public Safety  
Position: Staff: GI

Status: Chapter 530, (2011 Laws): Effective date January 1, 2012.

Removes exception for person operating motor vehicle in scope of person's employment from offense of operating motor vehicle while using mobile communication device. Provides exception for person operating tow vehicle, roadside assistance vehicle or vehicle owned or contracted by utility from offense of operating motor vehicle while using mobile communication device. Removes volunteer requirement from exception to offense for person who is providing public safety services or emergency services. Prohibits text communication while operating motor vehicle.

**Bill #: HB 3190** Title: Property RepurchaseSubject: General Government  
Position: Staff: ML

Status: Referred to General Government and Consumer Protection.

Requires that certain agreements for acquisition of real property by condemner contain provision relating to repurchase of property in event property is not used for public purpose. Provides that if agreement does not contain required provision, owner may repurchase property, or any portion of property, if 10 years have expired since transfer and condemner has not used property for public purpose. Declares emergency, effective on passage.

**Bill #: HB 3195** Title: Electronic RecordsSubject: Public Records  
Position: Staff: ML

Status: Chapter 386, (2011 Laws): Effective date June 16, 2011.

Authorizes county clerk to record instruments presented as electronic image or by electronic means, including recordings made before effective date of Act. Declares emergency, effective on passage.

**Bill #: HB 3201** Title: Estuarine ResourcesSubject: General Government  
Position: Staff: ML

Status: Referred to Business and Labor.

Requires Land Conservation and Development Commission to review and amend statewide land use goals and guidelines related to protection of estuarine resources and to conservation, protection and development of coastal shorelands to modify balance between protection of estuarine resources and development of economic activity in coastal communities that is not water-dependent or water-related. Declares emergency, effective July 1, 2011.

**Bill #: HB 3203** Title: Efficient Environment Law Subject: Water  
 Position: Staff: ML  
 Status: Public Hearing held.  
 Requires Department of Environmental Quality to study efficiency issues related to implementation and enforcement of state and federal environmental laws. Sunsets January 2, 2013. Declares emergency, effective on passage.

**Bill #: HB 3207** Title: Civil Service Subject: Labor  
 Position: Staff: ML  
 Status: Chapter 484, (2011 Laws): Effective date January 1, 2012.  
 Requires public employer to interview each veteran who applies for civil service position or eligibility list and who has obtained through military education or experience skills that substantially relate to civil service position. Provides exception. Makes violation unlawful employment practice.

**Bill #: HB 3212** Title: Nurse Practitioners Subject: Work Comp  
 Position: Staff: HS  
 Status: Referred to Business and Labor.  
 Extends period in which nurse practitioner is authorized to provide compensable medical services in workers' compensation claim from 90 days to 180 days.

**Bill #: HB 3218** Title: 3% IAP Subject: PERS  
 Position: Monitor Staff: HS  
 Status: Public Hearing held.  
 Reduces amount of employee contribution to individual account program of Public Employees Retirement System that public employer may agree to pay from six percent to three percent. Specifies that reduction does not apply to existing collective bargaining agreements. Declares emergency, effective on passage.

**Bill #: HB 3224** Title: Nutritional Public Food Subject: General Government  
 Position: Staff: HS  
 Status: Referred to Health Care with subsequent referral to Business and Labor.  
 Establishes nutritional requirements for food items sold in public buildings.

**Bill #: HB 3225** Title: Urban Reserves Subject: Land Use  
 Position: Staff: ML  
 Status: President signed.  
 Specifies conditions under which city street or county road may be constructed or extended on land designated as urban reserve by metropolitan service district.

**Bill #: HB 3226** Title: Required Health Care Subject: Health Care  
 Position: Monitor Staff: HS  
 Status: Public Hearing held.  
 Prohibits public body from requiring persons to participate in health care systems or prohibiting persons from paying health care providers directly for health care services.

**Bill #: HB 3231** Title: Fair Share Contributions Subject: Labor  
 Position: Staff: HS  
 Status: Public Hearing held.  
 Allows state officer or employee who authorizes payment of moneys to labor organization through payroll deduction to designate political party to which moneys from deduction expended by organization for political purposes may be donated.

**Bill #: HB 3233** Title: Wash Co Special District Subject: General Government  
Position: Oppose Staff: HS

Status: Referred to General Government and Consumer Protection.

Authorizes county service district to provide development review and code enforcement services that implement plans adopted by same district.

**Bill #: HB 3245** Title: Standing on Land Use Appeal Subject: Land Use  
Position: Staff: ML

Status: Referred to Judiciary.

Requires that person seeking to appeal land use decision or limited land use decision to Land Use Board of Appeals must be adversely affected by decision. Declares emergency, effective on passage.

**Bill #: HB 3246** Title: Insurer Plans Subject: Health Care  
Position: Oppose Staff: HS

Status: Public Hearing held.

Prohibits specified state agencies from contracting with health insurers until Oregon Health Policy Board approves insurer's five-year plan to increase primary care reimbursement rates by lowering reimbursement rates paid to providers of specialty care. Sunsets January 2, 2017.

**Bill #: HB 3251** Title: Internal Investigation Materials Subject: Public Records  
Position: Staff: ML

Status: Chapter 485, (2011 Laws): Effective date January 1, 2012.

Prohibits disclosure of audio or video records of internal investigation interviews of public safety officers. Provides exceptions.

**Bill #: HB 3253** Title: Local Option Levies Subject: Finance & Tax  
Position: Staff: HS

Status: Public Hearing held.

Requires assessor in county authorized to levy local option tax to compute average effective rate of tax and submit average effective rate to governing body of county for purposes of determining estimated tax revenues and certifying property tax rate for subsequent property tax year. Applies to local option taxes first levied on or after effective date of Act. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 3254** Title: OSHA Compliance Subject: Public Contracting  
Position: Staff: ML

Status: Referred to Business and Labor.

Requires bidder or proposer for public contract to demonstrate that bidder or proposer complied in previous contracts with applicable state and federal health and safety standards and applicable building codes. Declares emergency, effective on passage.

**Bill #: HB 3257** Title: Toxics Reduction Subject: Wastewater  
Position: Staff: ML

Status: Referred to Energy, Environment and Water with subsequent referral to Ways and Means.

Establishes Oregon Interagency Toxic Chemicals Reduction Team. Requires team to develop toxic chemicals reduction strategy. Specifies elements of strategy. Requires team to evaluate list of toxic chemicals of concern every four years. Requires team to report to Legislative Assembly on implementation of strategy. Declares emergency, effective on passage.

**Bill #: HB 3268** Title: Holvey Carbon Tax Subject: Energy  
Position: Oppose Staff: DR

Status: Referred to Energy, Environment and Water with subsequent referral to Revenue.

Imposes tax on each fuel supplier and utility based on amount of carbon in carbon-based fuel that is sold by fuel supplier to consumers in state or that is used to produce carbon-generated electricity supplied by utility to consumers in state. Continuously appropriates moneys from tax revenues for purpose of reducing carbon emissions and use of carbon-based fuels. Applies to carbon-based fuel sold to consumers or used to produce carbon-generated electricity on or after effective date of Act. Takes effect only if House Joint Resolution 33 (2011) is approved by people at next regular general election. Takes effect on effective date of constitutional amendment proposed in House Joint Resolution 33 (2011).

**Bill #:** [HB 3271](#)      **Title:** Pesticides      **Subject:** Water  
**Position:**      **Staff:** ML

**Status:** Referred to Agriculture and Natural Resources.

Creates exemption from state preemption for local laws designed to prevent or control presence of pesticides in potable water.

**Bill #:** [HB 3278](#)      **Title:** Condemnation for Electricity      **Subject:** General Government  
**Position:**      **Staff:** ML

**Status:** Referred to Energy, Environment and Water.

Requires that condemner seeking part of lot or parcel for purpose of electrical transmission line, or seeking easement for purpose of electrical transmission line, must offer owner of land, in lieu of lump sum payment, option of 30-year lease of condemned property with title to vest in condemner at end of lease period. Provides that lease must require payment to owner of annual amount equal to \$\_\_ per square foot of condemned property or easement. Declares emergency, effective on passage.

**Bill #:** [HB 3293](#)      **Title:** Local Government Benefit Board      **Subject:** Labor  
**Position:**      **Staff:** HS

**Status:** Referred to Business and Labor.

Creates Local Government Benefit Board. Requires Governor to appoint members of board for four-year terms. Directs board to contract for health benefit plans for officials, officers and employees of local governments. Requires board to adopt rules. Permits payroll officers to deduct amounts for benefit plans from eligible enrollee's wages. Creates Local Government Benefit Account and Local Government Benefit Board Revolving Fund. Requires amount not to exceed two percent of monthly employer and eligible enrollee contributions for benefit plans to be deposited in Local Government Benefit Account. Appropriates to board moneys from account and fund to cover administrative expenses. Prohibits local governments, on and after October 1, 2012, from offering health benefit plans other than health benefit plans provided by board. Provides exceptions. Requires board, before October 1, 2012, to enter into contracts for health benefit plans. Requires board to offer range of health benefit plan designs sufficient to ensure that, when health benefit plans are first provided to local government, local government and eligible enrollees can choose health benefit plans that are comparable in design to, and are not more expensive than, health benefit plans provided by local government immediately before purchase of health benefit plans provided by board. Declares emergency, effective on passage.

**Bill #:** [HB 3294](#)      **Title:** Audio/Video Public Meetings      **Subject:** Public Meetings  
**Position:**      **Staff:** ML

**Status:** Public Hearing held.

Requires certain governing bodies of public bodies to make audio, audio-video or digital recording of public meetings. Requires written record of meetings and specifies content of written record. Requires recordings and related written records to be available within seven working days of meeting or within one working day of request to review or inspect, whichever is later. Requires Attorney General to develop training materials to educate public employees on public meetings law requirements. Declares emergency, effective on passage.

**Bill #:** [HB 3297](#)      **Title:** Attorney Fees      **Subject:** Insurance  
**Position:**      **Staff:** HS

**Status:** Referred to Judiciary.

Modifies law that requires that statutes authorizing or mandating award of attorney fees to parties in civil proceeding be construed as authorizing or mandating that award on appeal. Extends law to statutes that authorize or require award of attorney fees in administrative proceedings.

**Bill #: HB 3298** Title: District Boundary Board

Subject: Land Use

Position:

Staff: ML

Status: Chapter 391, (2011 Laws): Effective date January 1, 2012.

Provides that governing body of county is district boundary board for purposes of boundary changes and mergers of school districts.

**Bill #: HB 3299** Title: OEM Parks

Subject: Public Safety

Position:

Staff: HS

Status: Public Hearing held.

Directs Office of Emergency Management and State Parks and Recreation Department jointly to develop State Emergency Preparedness Parks System. Requires system to include 36 parks providing statewide coverage. Requires development of parks system to focus on establishment of multipurpose, self-contained facilities that are suitable for variety of uses involved in emergency and disaster response and for recreational uses at other times. Appropriates moneys from General Fund to office and department for implementation of parks system.

**Bill #: HB 3305** Title: A & T Funding

Subject: Finance &amp; Tax

Position:

Staff: HS

Status: Referred to Revenue.

Directs counties to recover costs of property assessment and tax collection from taxing districts. Sets limit of two percent of tax distribution greater than amount of tax distribution for 2011-2012 fiscal year that counties can withhold. Prohibits withholding from tax distribution for bonded indebtedness.

**Bill #: HB 3316** Title: Photogrammetry

Subject: Public Contracting

Position:

Staff: ML

Status: Chapter 458, (2011 Laws): Effective date June 21, 2011.

Adds photogrammetric mapping and transportation planning to list of services subject to procurement procedures for contracting with architects, engineers, photogrammetrists, transportation planners and land surveyors. Requires contracting agency to use procedure to select consultant that is based initially only on qualifications of consultant. Exempts projects for which costs of consultant services do not exceed \$100,000. Allows direct appointment of consultant in emergency. Allows contracting agency to enter into contract with consultant directly if project has been previously described, planned, studied or rendered in previous contract and contract is continuation of project. Declares emergency, effective on passage.

**Bill #: HB 3318** Title: Firefighter Definition

Subject: Labor

Position:

Staff: HS

Status: Public Hearing held.

Clarifies meaning of 'firefighter' for purposes of maximum working hours and overtime wages paid to employees in certain occupations.

**Bill #: HB 3319** Title: Public Records Requests

Subject: Public Records

Position:

Staff: ML

Status: Referred to Rules.

Establishes deadlines by which public bodies must respond to public records requests. Provides exceptions. Delays application of deadlines to local governments until July 1, 2013. Provides exceptions. Limits amount of fees public bodies may charge for responding to public records requests. Provides exceptions. Establishes jurisdiction of Attorney General to hear petitions for review of public records in custody of certain elected officials by persons denied right to inspect records. Reorganizes exemptions from disclosure of public records. Modifies exemptions from disclosure of certain public records related to business, reports of government waste, fraud or abuse made to Secretary of State, personnel discipline records, records of Oregon Corrections Enterprises, records of State Treasurer with respect to privately placed investments, and certain enterprise zone qualification records. Eliminates exemptions from disclosure for milk marketing records, marine accident reports, Governor disability evaluation panel records and records obtained by Attorney General through subpoena in criminal investigations. Eliminates sunset on exemption from disclosure for personal and professional information of persons conducting certain medical research for Oregon Health and Science University. Requires disclosure of public records to which exemption applies, in cases where public interest clearly requires disclosure in particular instance. Provides exceptions. Declares emergency, effective on passage.

**Bill #: HB 3325** Title: Environmental Crimes

Subject: General Government  
Position: Staff: ML

Status: Chapter 487, (2011 Laws): Effective date January 1, 2012.

Modifies application of provision under which Department of Environmental Quality may enter into agreement with prospective purchaser of land under which purchaser is released from potential liability for certain releases, threatened releases or spills of hazardous substances or oil. Specifies conditions of release from potential liability.

**Bill #: HB 3328** Title: ODOE Report on RPS

Subject: Energy  
Position: Staff: DR

Status: Referred to Energy, Environment and Water.

Directs State Department of Energy to prepare and submit report to Legislative Assembly on renewable portfolio standards. Sunsets on date of convening of 2013 regular session of Legislative Assembly.

**Bill #: HB 3330** Title: TDB

Subject: Work Comp  
Position: Staff: HS

Status: Referred to Business and Labor.

Limits retroactivity of release of injured worker to regular employment or declaration of medically stationary status for termination of payment of temporary disability benefits and creation of overpayment of benefits. Prohibits insurer or self-insured employer from recovering overpayment during period in which insurer or self-insured employer did not unilaterally suspend payment of compensation when authorized to do so. Modifies circumstances under which insurer or self-insured employer may cease paying temporary total disability benefits and commence payment of temporary partial disability benefits. Limits termination of payment of benefits for misconduct to period of claim opening in which termination occurs. Requires written notification to worker of reasons for termination of payment of benefits and of appeal rights.

**Bill #: HB 3339** Title: 2009-2011 Budget Rebalance

Subject: Finance & Tax  
Position: Staff: HS

Status: Chapter 3, (2011 Laws): Effective date March 8, 2011.

Specifies that certain allotment reductions shall remain in effect for biennium ending June 30, 2011. Transfers moneys from specified accounts and funds to General Fund, Department of Human Services Account and Judicial System Surcharge Account. Specifies that Supplemental School District and School Program Subaccount may consist of moneys allocated to subaccount by Emergency Board. Declares emergency, effective on passage.

**Bill #: HB 3345** Title: Tax Credit Time Frames

Subject: Energy  
Position: Staff: DR

Status: Public Hearing held.

Modifies time frame for allowance of tax credits for energy facilities for credits that must be claimed over multiple tax years. Applies to tax credits first claimed in tax years beginning on or after January 1, 2011. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 3349** Title: Buy America

Subject: Public Contracting  
Position: Oppose Staff: ML

Status: Public Hearing held.

Prohibits contracting agency from awarding contract for public improvement or public works unless iron, steel, wood products and manufactured goods, including equipment, used in public improvement or public works are produced within United States. Specifies exceptions. Becomes operative on January 1, 2012. Declares emergency, effective on passage.

**Bill #: HB 3351** Title: Nuclear Power Taskforce

Subject: Energy  
Position: Staff: DR

Status: Referred to Energy, Environment and Water with subsequent referral to Ways and Means.

Creates Task Force on Nuclear Power. Directs task force to study use of nuclear energy technologies to contribute to energy needs of state. Sunsets February 4, 2013. Declares emergency, effective on passage.

**Bill #: HB 3357** Title: Election Rules Subject: Elections  
 Position: Staff: ML  
 Status: In committee upon adjournment.  
 Requires Secretary of State to adopt rule related to upcoming election expeditiously.

**Bill #: HB 3358** Title: Noxious Weed Grants Subject: General Government  
 Position: Staff: ML  
 Status: Chapter 392, (2011 Laws): Effective date June 16, 2011.  
 Requires State Department of Agriculture to establish program for issuing grants to counties for noxious weed control. Declares emergency, effective on passage.

**Bill #: HB 3360** Title: Vacant Positions Subject: General Government  
 Position: Staff: HS  
 Status: Referred to Ways and Means by prior reference.

**Bill #: HB 3363** Title: Public Records Revision Subject: Public Records  
 Position: Staff: ML  
 Status: Referred to Rules with subsequent referral to Ways and Means.  
 Revises public records law. Revises procedures for requesting and responding to public records requests. Limits fees that may be charged for copies of public records. Modifies process for appeal following denial of public records request. Establishes Public Records Exemptions Accountability Commission. Directs commission to review exemptions from disclosure of public records and make recommendations to Legislative Assembly on exemptions. Modifies or eliminates certain exemptions from disclosure of public records.

**Bill #: HB 3364** Title: 1039 Elimination Subject: PERS  
 Position: Staff: HS  
 Status: Referred to Business and Labor with subsequent referral to Ways and Means.  
 Allows retired member of Public Employees Retirement System to be employed without limitation on number of hours in two calendar years after retirement. Provides that calendar years may include year in which member retires, or any of immediately following four calendar years. Sunsets December 31, 2015. Declares emergency, effective on passage.

**Bill #: HB 3375** Title: 2-1-1 Subject: Public Safety  
 Position: Staff: HS  
 Status: Chapter 205, (2011 Laws): Effective date January 1, 2012.  
 Modifies provisions for development and maintenance of telephone service that provides referral information regarding services after emergency and health and human services.

**Bill #: HB 3378** Title: Permit Conditions Subject: Water  
 Position: Staff: ML  
 Status: Referred to Energy, Environment and Water with subsequent referral to Ways and Means.  
 Requires Department of Environmental Quality to study issues related to compliance with terms and conditions of permits issued by department. Sunsets January 2, 2014.

**Bill #: HB 3389** Title: Health Insurance Code Exemption Subject: Insurance  
 Position: Staff: HS  
 Status: Referred to Health Care.  
 Exempts from application of insurance code sale of policies or certificates of health insurance in this state by insurers licensed to transact insurance in another state.

**Bill #: HB 3396** Title: Deployment Disclosure Subject: Public Contracting  
 Position: Staff: ML  
 Status: Referred to General Government and Consumer Protection.

Requires proposal for public contract for services to include personnel deployment disclosure. Specifies contents of personnel deployment disclosure. Requires contracting agency to state in request for proposals that proposer must submit personnel deployment disclosure and that contracting agency will apply preferences in awarding contract in part on basis of information in personnel deployment disclosure. Requires contracting agency to apply certain preferences in awarding contract. Requires contracting agency to reject proposal submitted without personnel deployment disclosure unless contracting agency makes certain findings. Declares emergency, effective on passage.

**Bill #: HB 3399** Title: Invasive Species Subject: Water Position: Staff: ML  
 Status: President signed.

Authorizes State Department of Fish and Wildlife, State Marine Board and State Department of Agriculture to require person to stop and submit recreational or commercial watercraft to inspection for aquatic invasive species. Specifies investigatory procedures. Creates violation of failure to stop and submit to inspection. Punishes by \$90 fine. Declares emergency, effective on passage.

**Bill #: HB 3400** Title: Energy Ratings In Buildings Subject: Energy Position: Staff: DR  
 Status: Referred to Energy, Environment and Water with subsequent referral to Ways and Means.

Requires State Department of Energy to analyze commercial buildings and residential buildings in this state to report energy performance and assign energy performance score. Directs department to make energy performance reports and scores available in publicly accessible database. Appropriates moneys to department to compile, report and post energy performance ratings.

**Bill #: HB 3407** Title: 600 Hours Subject: PERS Position: Staff: SH  
 Status: Referred to Business and Labor.

Modifies number of hours that member of Public Employees Retirement System may work after retirement without loss of benefits. Eliminates exceptions to limitations on number of hours that member of system may work after retirement without loss of benefits. Allows retired member of Public Employees Retirement System to be employed without limitation on number of hours in two calendar years after retirement. Provides that allowed calendar years may include only year in which member retires, or any of immediately following four calendar years. Allows retired member to be employed without limitation on number of hours in any position that pays less than \$2,500 per month. Applies to calendar year 2012 and subsequent calendar years. Applies only to members with effective retirement date on or after effective date of Act.

**Bill #: HB 3408** Title: Permitted Outright Use Subject: Land Use Position: Staff: ML  
 Status: Chapter 462, (2011 Laws): Effective date January 1, 2012.

Modifies provision authorizing placement of irrigation property by certain special districts or corporations as outright permitted use on land zoned for exclusive farm use. Affects irrigation property of irrigation districts, drainage districts, water improvement districts, water control districts and specified corporations.

**Bill #: HB 3412** Title: Competition Bidding Exemption Subject: Public Contracting Position: Staff: ML  
 Status: Public Hearing held.

Prohibits contracting agency from using alternative contracting method to award public improvement contract in which single contractor provides services as construction manager and general contractor unless value of contract is \$5 million or more. Requires that findings be specific to contract or class of contract and that contracting agency or state agency publish or make findings available before hearing. Prohibits contracting agency or state agency from making findings unless certain conditions are met. Specifies that Act becomes operative on 91st day following effective date. Declares emergency, effective on passage.

**Bill #: HB 3413** Title: URD Maximum Indebtedness Subject: Finance & Tax Position: Staff: ML  
 Status: Referred to Revenue by prior reference.

Requires urban renewal agency to determine every year whether maximum indebtedness of urban renewal plan will be fully paid or whether deposits in special fund will be sufficient to fully pay principal and interest on maximum indebtedness within subsequent 12-month period and, if so, to notify county assessor.

**Bill #: HB 3415** Title: Contracting Audits

Subject: Public Contracting  
Position: Staff: ML

Status: Public Hearing held.

Requires contracting agency to pay fee to Secretary of State in amount of one-tenth of one percent of contract price for public improvement contract. Requires Secretary of State to use proceeds of fee to conduct or enter into contract with person to conduct, without notice, financial, performance and compliance audits of public contracts in accordance with certain standards. Establishes Public Contracting Audit Account in General Fund of State Treasury. Continuously appropriates moneys in account to Secretary of State for purpose of conducting audits of public contracts. Declares emergency, effective on passage.

**Bill #: HB 3419** Title: Energy Efficient Buildings/Fixtures

Subject: Energy  
Position: Staff: DR

Status: Referred to Transportation and Economic Development with subsequent referral to Revenue.

Establishes exemption from property taxation for buildings and fixtures that meet specified criteria relating to energy efficiency. Applies to tax years beginning on or after July 1, 2011, and before July 1, 2021. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 3429** Title: Wood Construction

Subject: Public Contracting  
Position: Staff: ML

Status: Public Hearing held.

Requires Oregon Department of Administrative Services to adopt rules regarding use of wood in buildings constructed by public body using state funding. Prohibits use of state funding for buildings not conforming with rules. Requires department to consult with representatives of local government, building trades, wood products industry and other parties before adoption or modification of rules. Makes rules applicable to buildings for which initial disbursement of state funding occurs on or after July 1, 2012. Declares emergency, effective on passage.

**Bill #: HB 3438** Title: Metro UGB

Subject: Land Use  
Position: Staff: ML

Status: Public Hearing held.

Eliminates authority for metropolitan service district to establish urban growth boundary. Eliminates authority for district to undertake coordinative role for land within district that is otherwise undertaken by county for land within county. Eliminates authority for district to review comprehensive plans of local governments within district for compliance with regional goals.

**Bill #: HB 3445** Title: Minimum Deductibles

Subject: Health Care  
Position: Oppose Staff: HS

Status: Referred to Health Care.

Requires health benefit plans and health benefit coverage provided by public employers to include certain minimum deductibles. Limits deductibles required on or after January 2, 2014, to amounts allowable under federal health care law.

**Bill #: HB 3446** Title: Revolving Door

Subject: General Government  
Position: Staff: HS

Status: In committee upon adjournment.

Prohibits former member of Legislative Assembly from taking position as public official in state government and receiving salary for performance of duties as public official within one year after ceasing to be member. Creates exceptions. Exempts certain positions. Declares emergency, effective on passage.

**Bill #: HB 3450** Title: Arbitration Agreement

Subject: Labor  
Position: Staff: ML

Status: Chapter 489, (2011 Laws): Effective date January 1, 2012.

This GRS document is confidential and may be legally privileged.

Reduces to 72 hours minimum time before first day of employment that employer is required to notify employee in written employment offer that arbitration agreement is required as condition of employment. Requires acknowledgment by employee of condition.

**Bill #: HB 3451** Title: McKenzie River Subject: Water Position: Staff: ML  
 Status: Chapter 534, (2011 Laws): Effective date June 28, 2011.  
 Creates Task Force on McKenzie River Subbasin. Establishes McKenzie River Subbasin Fund. Continuously appropriates moneys in fund to Legislative Administration Committee for purpose of supporting task force. Sunsets January 2, 2014. Declares emergency, effective on passage.

**Bill #: HB 3458** Title: Backflow Repair Subject: Water Position: Staff: ML  
 Status: Public Hearing held.  
 Directs Oregon Health Authority to establish program to certify persons to service, maintain and perform in-line repairs of backflow assemblies.

**Bill #: HB 3459** Title: Change of Use Subject: Water Position: Staff: ML  
 Status: Assigned to Subcommittee On Natural Resources.  
 Allows qualifying district holding water right to change place of use for water to other lands within district without seeking transfer of water right. Terminates pilot program temporarily creating similar right in limited areas.

**Bill #: HB 3460** Title: Federal Fund Apportionment Subject: General Government Position: Staff: ML  
 Status: Referred to General Government and Consumer Protection with subsequent referral to Ways and Means.  
 Directs Secretary of State to divide state into 36 contiguous regions of equal population for purpose of statewide distribution to local governments of federal funds and other funds directed to State of Oregon to alleviate economic distress. Requires state agencies to distribute such funds on basis of secretary's apportionment.

**Bill #: HB 3461** Title: Klamath Dams Subject: Water Position: Staff: ML  
 Status: Chapter 394, (2011 Laws): Effective date January 1, 2012.  
 Requires Public Utility Commission to account for actual and expected changes in energy usage over collection period and for actual and expected changes in interest rates on collected funds when setting rate for surcharges imposed under Klamath River dam agreement. Allows commission to establish with State Treasurer trust accounts for amounts generated by surcharges.

**Bill #: HB 3462** Title: ICNU Taxes Subject: Energy Position: Staff: DR  
 Status: Referred to Revenue.  
 Requires Public Utility Commission to ensure that taxes included in public utility rates are based on taxes that public utility expects to pay to state or federal government by reason of revenues generated in state. Requires public utility disclosure of tax information to parties to general rate case that have executed confidentiality agreement.

**Bill #: HB 3466** Title: OWIN Intent Subject: Public Safety Position: Staff: HS  
 Status: Chapter 402, (2011 Laws): Effective date January 1, 2012.  
 Finds that communications infrastructure of State Forestry Department is compatible with communications infrastructure of primary partners in responding to wildland fire emergencies and meets mandate of Federal Communications Commission. Declares policy of this state that immediate conversion of department's infrastructure is not necessary due to investment made, costs of conversion and incompatibilities that would be introduced with

communications infrastructure of primary partnering entities.

**Bill #:** [HB 3468](#)      **Title:** Public Records Study

**Subject:** Public Records  
**Position:**                      **Staff:** ML

**Status:** Referred to General Government and Consumer Protection.

Directs Oregon Department of Administrative Services to conduct study of public records containing personal information and exemptions from disclosure of public records containing personal information. Directs department to make specified recommendations to House and Senate Committees on Judiciary during 2012 regular session concerning management of public records containing personal information. Declares emergency, effective on passage.

**Bill #:** [HB 3476](#)      **Title:** Public Safety Scholarships

**Subject:** Public Safety  
**Position:**                      **Staff:** GI

**Status:** Referred to Judiciary.

Expands scholarships for children of public safety officers killed or injured in line of duty to include children of reserve police officers and volunteer firefighters killed or injured in line of duty.

**Bill #:** [HB 3479](#)      **Title:** WCB Authority

**Subject:** Work Comp  
**Position:**                      **Staff:** HS

**Status:** Referred to Business and Labor.

Modifies authority of Workers' Compensation Board and of board chairperson. Limits term of employment of certain employees of Workers' Compensation Board. Requires Employment Relations Board to make determination if Administrative Law Judge employed by Workers' Compensation Board may be terminated.

**Bill #:** [HB 3482](#)      **Title:** Harassment Leave

**Subject:** Labor  
**Position:**                      **Staff:** ML

**Status:** President signed.

Requires certain employers to allow eligible employees to take unpaid leave to address issues arising from harassment . Prohibits employer from taking certain employment actions toward individual who is victim of harassment . Requires employer to make reasonable safety accommodation requested by employee who is victim of harassment . Makes violation unlawful employment practice. Modifies definition of 'victim of stalking ' for application of such statutorily created rights. Allows certain state employees in unclassified or exempt service to be accompanied by individual selected by employee to be present during any interview with employee requested by employer. Declares emergency, effective on passage.

**Bill #:** [HB 3484](#)      **Title:** Government Privatization

**Subject:** General Government  
**Position:**                      **Staff:** HS

**Status:** Referred to General Government and Consumer Protection with subsequent referral to Ways and Means.

Establishes Council on Efficient Government. Directs council to review whether goods or services provided by state agencies should be privatized, review solicitations for public contracts, issue annual report and create inventory of activities of state agencies to determine whether activities are inherently governmental activities or activities that could be performed by private entity. Becomes operative January 1, 2012. Declares emergency, effective on passage.

**Bill #:** [HB 3485](#)      **Title:** Privatization Taskforce

**Subject:** General Government  
**Position:**                      **Staff:** HS

**Status:** Referred to General Government and Consumer Protection with subsequent referral to Ways and Means.

Creates Task Force on Privatization. Directs task force to review and recommend opportunities for privatizing functions performed by or services provided by state or local governments and to report recommendations to Legislative Assembly and Governor. Sunsets task force on date of convening of 2013 regular session of Legislative Assembly. Declares emergency, effective on passage.

**Bill #:** [HB 3487](#)      **Title:** Fee Increases

**Subject:** Finance & Tax  
**Position:**                      **Staff:** HS

**Status:** President signed.

Specifies that new or increased state agency fees adopted following adjournment sine die of regular legislative session are rescinded unless approved by Legislative Assembly at next regular legislative session. Declares emergency, effective on passage.

**Bill #: HB 3488** Title: Cost Analysis Subject: Public Contracting  
Position: Staff: ML  
Status: Public Hearing held.

Raises threshold for requiring cost analysis for procurement from \$250,000 to \$2 million. Requires contracting agency to include overhead costs in estimation of costs contracting agency would incur in performing services subject to procurement. Removes prohibition on proceeding with procurement if contractor's costs are lower solely because contractor pays employees less. Removes requirement for state contracting agency to prepare request for appropriation to obtain resources necessary to perform service that state contracting agency determines would cost less for state contracting agency to perform but for which state contracting agency lacks necessary personnel and resources. Becomes operative 91 days after effective date of Act. Declares emergency, effective on passage.

**Bill #: HB 3490** Title: Search & Rescue Coverage Subject: Work Comp  
Position: Staff: HS  
Status: Chapter 403, (2011 Laws): Effective date June 17, 2011.

Clarifies responsibility of counties to provide workers' compensation coverage to qualified search and rescue volunteers. Declares emergency, effective on passage.

**Bill #: HB 3491** Title: State VP Statements Subject: Elections  
Position: Staff: HS  
Status: Referred to Rules.

Modifies provisions relating to inclusion of names or titles of persons or organizations in argument or statement in voters' pamphlet. Declares emergency, effective on passage.

**Bill #: HB 3494** Title: E-Zone Extension Subject: Finance & Tax  
Position: Staff: ML  
Status: Public Hearing held.

Extends sunset of enterprise zone program to June 30, 2023.

**Bill #: HB 3497** Title: Prevailing Wages Subject: Public Contracting  
Position: Staff: ML  
Status: Referred to Business and Labor.

Provides that state laws related to prevailing rates of wage are not operative on and after January 1, 2012, and until January 1, 2016. Provides that other provisions that incorporate, rely upon, implement or depend upon state laws are not operative to extent of incorporation, reliance, implementation or dependence. Requires Commissioner of Bureau of Labor and Industries to determine prevailing rate of wage by means of survey. Requires contracting agencies to pay fee to pay costs of survey and determination. Requires agency that conducts procurement for public works project to compare contract price that would result from paying prevailing rate of wage with contract price that would result from not paying prevailing wage and to report results to Legislative Assembly. Requires agency to segregate from appropriation for project amount equivalent to 25 percent of difference, for transfer to Oregon Rainy Day Fund. Becomes operative January 1, 2012. Sunsets January 1, 2016. Declares emergency, effective on passage.

**Bill #: HB 3505** Title: Gift Definition Subject: Ethics  
Position: Staff: GI  
Status: Public Hearing held.

Creates exception to definition of 'gift' for purposes of government ethics laws.

**Bill #: HB 3507** Title: Read/Bailey Innovation Council Subject: Energy  
Position: Staff: DR  
Status: Chapter 610, (2011 Laws): Effective date July 6, 2011.

Authorizes Oregon Innovation Council to make grants and loans from Oregon Innovation Fund to Oregon growth businesses that further innovation-based economic development in this state. Permits council to determine eligibility of proposals for revenue bond financing. Requires Oregon Business Development Department to request issuance of revenue bonds by State Treasurer upon determination of eligibility. Authorizes Oregon Innovation Council to establish one or more signature research centers. Declares emergency, effective on passage.

**Bill #:** [HB 3508](#)      **Title:** Firearm Regulation      **Subject:** General Government  
**Status:** Referred to Judiciary.      **Position:**      **Staff:** HS

Repeals provisions authorizing local governments to regulate certain activities related to firearms.

**Bill #:** [HB 3509](#)      **Title:** Umatilla Basin      **Subject:** Water  
**Status:** Referred to Energy, Environment and Water.      **Position:**      **Staff:** ML

Declares certain withdrawals of Columbia River water for use by critical ground water storage projects within Umatilla Basin to be authorized use under Water Resources Commission programs for carrying out basin plan and to be beneficial use not impairing or detrimental to public interest.

**Bill #:** [HB 3510](#)      **Title:** Single Payer      **Subject:** Health Care  
**Status:** Public Hearing held.      **Position:** Oppose      **Staff:** HS

Establishes Affordable Health Care for All Oregon Plan, operated by Oregon Health Authority according to policies established by Affordable Health Care for All Oregon Board. Provides comprehensive health care coverage to all individuals residing or working in Oregon. Supplants coverage by private insurers for health services covered by plan. Requires public employees to be covered by plan. Creates Affordable Health Care for All Oregon Fund. Continuously appropriates moneys in fund to authority. Provides for implementation of plan on January 2, 2014. Requires board to establish policies and approve administrative rules for certificate of need process. Expands certificate of need to include both new and existing health care facilities. Repeals Oregon Health Insurance Exchange, Oregon Medical Insurance Pool Board, Oregon Medical Insurance Pool, Office of Private Health Partnerships, Family Health Insurance Assistance Program and private health option under Health Care for All Oregon Children program on January 2, 2014. Appropriates moneys from General Fund to authority for purposes of plan.

**Bill #:** [HB 3511](#)      **Title:** ESA Impact      **Subject:** Water  
**Status:** Work Session held.      **Position:**      **Staff:** ML

Requires State Fish and Wildlife Commission to consult with cities and counties on impact to local economies from additions to lists of threatened or endangered species. Requires commission to work with cities and counties to mitigate adverse economic impact on local economies after species listed as threatened or endangered.

**Bill #:** [HB 3535](#)      **Title:** Energy Efficiency COU Mandates      **Subject:** Energy  
**Status:** Public Hearing held.      **Position:**      **Staff:** DR

Requires State Department of Energy to adopt energy performance rating system. Requires landlords and sellers to disclose energy performance of buildings and units for rent or sale to prospective tenants and buyers. Requires utilities to transfer energy consumption data for commercial buildings to Environmental Protection Agency and department. Requires owners of commercial buildings to annually report energy performance of commercial buildings to department. Becomes operative January 1, 2012. Makes violation of disclosure and reporting requirements subject to civil penalty. Continuously appropriates moneys collected as penalties to department for purposes of administration of Act. Establishes exemption from property taxation for buildings, structures and improvements that meet specified criteria relating to energy efficiency. Applies to tax years beginning on or after July 1, 2011, and before July 1, 2021. Requires electric and natural gas utilities to prioritize measures that increase energy efficiency and develop integrated resource plans for the purpose of developing those measures. Takes effect on 91st day following adjournment sine die.

**Bill #:** [HB 3537](#)      **Title:** Contribution Limits      **Subject:** Elections  
**Status:** Referred to Rules.      **Position:**      **Staff:** HS

Limits amount that individual may contribute to candidate for public office. Becomes operative only if amendment to Oregon Constitution allowing regulation of campaign contributions is approved by people at next regular general election.

**Bill #:** [HB 3538](#)      **Title:** GHG Emissions      **Subject:** Energy  
**Position:**      **Staff:** DR  
**Status:** Chapter 298, (2011 Laws): Effective date June 9, 2011.

Requires Energy Facility Siting Council to establish global warming potential of certain greenhouse gases for purposes of determining net carbon dioxide emissions. Declares emergency, effective on passage.

**Bill #:** [HB 3540](#)      **Title:** Retirement Benefits      **Subject:** PERS  
**Position:**      **Staff:** HS  
**Status:** Referred to Business and Labor.

Prohibits public employer from agreeing to pay or provide retirement benefit to member of Public Employees Retirement System other than payments required or provided for in statutes governing retirement benefits of members of system. Declares emergency, effective on passage.

**Bill #:** [HB 3544](#)      **Title:** Collective Bargaining      **Subject:** Labor  
**Position:**      **Staff:** HS  
**Status:** Referred to Business and Labor.

Requires collective bargaining agreement between certain local public employers and employees of public employer to provide for suspension of implementation of certain increases in employee compensation during period of fiscal emergency. Authorizes Governor to declare fiscal emergency under certain circumstances. Declares emergency, effective on passage.

**Bill #:** [HB 3548](#)      **Title:** Tier 4      **Subject:** PERS  
**Position:**      **Staff:** HS  
**Status:** Referred to Business and Labor.

Establishes retirement benefits payable under Oregon Public Service Retirement Plan to persons who establish membership in Public Employees Retirement System on or after effective date of Act. Provides that such persons do not become members of pension program of plan. Allows such persons to contribute up to 10 percent of salary to individual account program of plan. Requires employer match of contributions up to maximum of 10 percent of salary. Provides break in service rules for persons who established membership in system before effective date of Act. Declares emergency, effective on passage.

**Bill #:** [HB 3556](#)      **Title:** Contracting Violations      **Subject:** Public Contracting  
**Position:**      **Staff:** ML  
**Status:** Referred to Business and Labor.

Permits assignee of person that submitted bid or proposal for, but did not obtain, certain public contracts to commence action against successful bidder or proposer if assignee can prove certain violations of Public Contracting Code by preponderance of evidence. Becomes operative 91 days after effective date of Act. Declares emergency, effective on passage.

**Bill #:** [HB 3557](#)      **Title:** WRD Title      **Subject:** Water  
**Position:**      **Staff:** ML  
**Status:** Referred to Energy, Environment and Water.

Clarifies statutory references by substituting official titles of Water Resources Director and Water Resources Department.

**Bill #:** [HB 3571](#)      **Title:** RECs      **Subject:** Energy  
**Position:**      **Staff:** DR  
**Status:** Chapter 248, (2011 Laws): Effective date June 7, 2011.

Assigns ownership of certain renewable energy certificates to owner of facility generating renewable energy resulting in certificate. Declares emergency, effective on passage.

**Bill #: HB 3574** Title: Energy Savings Contracts Subject: Energy Position: Staff: DR  
 Status: Public Hearing held.

Requires contracting agency to use alternative contracting method to award energy savings performance contract. Specifies methods contracting agency must use. Becomes operative 91 days after effective date of Act. Declares emergency, effective on passage.

**Bill #: HB 3576** Title: Resident Voter Definition Subject: Elections Position: Staff: HS  
 Status: President signed.

Authorizes elections official to consider addresses and locales related to candidate for office of state Representative or state Senator for purpose of determining whether candidate is inhabitant of district as required by Oregon Constitution.

**Bill #: HB 3578** Title: Large Public Improvements Subject: Public Contracting Position: Staff: ML  
 Status: Referred to General Government and Consumer Protection with subsequent referral to Ways and Means.

Establishes Task Force on Oversight of Large Public Improvement Projects and specifies membership. Requires task force to study extent to which State of Oregon provides adequate oversight over how contracting agencies procure construction services for large public improvements and to recommend solutions to identified problems. Requires task force to report to Legislative Assembly. Sunsets task force on date of convening of 2013 regular session of Legislative Assembly. Declares emergency, effective on passage.

**Bill #: HB 3580** Title: EMT Mobile Training Subject: Public Safety Position: Staff: GI  
 Status: Referred to Ways and Means by prior reference.

Appropriates moneys from General Fund to Oregon Health Authority for purposes of operating mobile training unit for emergency medical technicians. Declares emergency, effective on passage.

**Bill #: HB 3581** Title: Warning Lights Subject: Public Safety Position: Staff: GI  
 Status: Referred to Transportation and Economic Development.

Permits certain individuals to use warning lights on vehicle. Permits certain individuals to use more than one spotlight on vehicle.

**Bill #: HB 3589** Title: Mobile Home Parks Subject: Land Use Position: Staff: ML  
 Status: Referred to General Government and Consumer Protection.

Authorizes establishment of manufactured dwelling park with 50 or fewer lots as conditional use in any zone. Creates refundable credit against personal income tax for full-year resident of manufactured dwelling park. Establishes subtraction for capital gains for purpose of income and excise taxation for owner or operator of manufactured dwelling park. Reduces income and excise tax rates and corporate minimum tax for owner or operator of manufactured dwelling park. Applies to tax years beginning on or after January 1, 2012.

**Bill #: HB 3591** Title: NPDES Variances Subject: Wastewater Position: Staff: ML  
 Status: Chapter 405, (2011 Laws): Effective date January 1, 2012.

Requires Department of Environmental Quality to consult with applicant regarding Federal Water Pollution Control Act variances in order to seek to minimize negative economic impacts of variances. Requires department to submit report

regarding certain variances to Legislative Assembly.

**Bill #:** [HB 3592](#)      **Title:** One Year Decision      **Subject:** Land Use  
**Position:**      **Staff:** ML

**Status:** Referred to General Government and Consumer Protection.

Establishes one year from date of completion of application as absolute deadline for city or county to take final action on application for permit, limited land use decision or zone change.

**Bill #:** [HB 3596](#)      **Title:** Coos Bay Rail Line      **Subject:** General Government  
**Position:**      **Staff:** ML

**Status:** Chapter 437, (2011 Laws): Effective date January 1, 2012.

Empowers Oregon International Port of Coos Bay to own and operate rail line connecting station of Danebo in Lane County to station of Coquille in Coos County. Authorizes port to annex, only at request of landowner, territory that is within rail line right-of-way or industrial lands contiguous to right-of-way. Extends port's annexation authority to such territory that is also within boundaries of another port.

**Bill #:** [HB 3603](#)      **Title:** Franchise Fees      **Subject:** Finance & Tax  
**Position:**      **Staff:** ML

**Status:** Referred to Revenue.

Prohibits cities from imposing franchise fees or privilege taxes on certain districts for occupancy of public streets or roads.

**Bill #:** [HB 3605](#)      **Title:** Benefit Funding      **Subject:** Labor  
**Position:**      **Staff:** HS

**Status:** Public Hearing held.

Provides that if public body agrees to pay or provide benefit to retired employees other than payments required or provided for in statutes, public body must create separate account for funding of those benefits and make annual contributions to account in amounts necessary to amortize liability for benefits in 25 years or less.

**Bill #:** [HB 3608](#)      **Title:** Apprenticeship Funding      **Subject:** Public Contracting  
**Position:**      **Staff:** ML

**Status:** Public Hearing held.

Establishes State Apprenticeship Education and Training Fund and continuously appropriates moneys in fund to State Apprenticeship and Training Council for specified purposes. Requires contracting agency to pay into State Apprenticeship Education and Training Fund amount equivalent to \$500 for each \$1 million of public improvement contract price. Declares emergency, effective on passage.

**Bill #:** [HB 3609](#)      **Title:** Religious Practices      **Subject:** General Government  
**Position:**      **Staff:** ML

**Status:** Public Hearing held.

Prohibits public body from burdening person's free exercise of religion even if burden results from application of rule of general applicability. Allows public body to burden person's free exercise of religion if public body demonstrates that application of burden is essential to further compelling governmental interest and is least restrictive means of furthering that compelling governmental interest. Prohibits public body from imposing or implementing land use regulation in manner that imposes unreasonable burden on person's exercise of religion, regardless of compelling governmental interest. Specifies exemptions.

**Bill #:** [HB 3613](#)      **Title:** Non-Point Pollution      **Subject:** Wastewater  
**Position:**      **Staff:** ML

**Status:** In committee upon adjournment.

Provides that State Department of Agriculture water quality management plans and supporting rules and programs of department are exclusive public body means to protect and improve water quality through agricultural activity

regulations regarding nonpoint sources of pollution on lands located outside urban growth boundary.

**Bill #: HB 3614** Title: Annexation Subject: Land Use  
Position: Staff: ML  
Status: Public Hearing held.

Prohibits city or district from requiring landowner to consent to eventual annexation in exchange for continuation of extraterritorial service originally provided to landowner or predecessor in interest of landowner without requiring consent to annexation. Declares emergency, effective on passage.

**Bill #: HB 3616** Title: Mastectomy Subject: Health Care  
Position: Staff: HS  
Status: Chapter 208, (2011 Laws): Effective date January 1, 2012.

Defines 'mastectomy' for purposes of statute requiring health benefit plan coverage of mastectomy and services related to mastectomy.

**Bill #: HB 3617** Title: Revenue Forecast Subject: Finance & Tax  
Position: Staff: ML  
Status: Referred to Revenue.

Abolishes Office of Economic Analysis in Oregon Department of Administrative Services. Transfers responsibility for certain revenue estimates to Legislative Revenue Officer. Transfers responsibility for preparation of economic forecasts to institution of higher education designated by Governor. Transfers responsibility for preparation of corrections population estimates, including Oregon Youth Authority population estimates, to Portland State University Population Research Center. Directs Oregon Department of Administrative Services to prepare revenue estimates for purposes of preparation of Governor's budget and calculation of kicker. Sets January 1, 2012, operative date. Declares emergency, effective on passage.

**Bill #: HB 3618** Title: Transit Bonds Subject: Transportation  
Position: Staff: ML  
Status: Referred to Revenue.

Requires mass transit district to obtain elector approval for issuance of revenue bonds secured by moneys from specified sources, including payroll taxes and federal flexible funds.

**Bill #: HB 3619** Title: Insurance Adjusters Subject: Insurance  
Position: Staff: HS  
Status: Chapter 408, (2011 Laws): Effective date January 1, 2012.

Exempts individuals collecting and furnishing claim information and conducting data entry under supervision of licensed adjuster or insurance producer from requirement to obtain adjuster's license.

**Bill #: HB 3623** Title: Ground Water Subject: Water  
Position: Staff: ML  
Status: President signed.

Postpones requirement that Water Resources Commission repeal certain rules regarding ground water mitigation in Deschutes Basin ground water study area. Directs Water Resources Department to periodically review program for Deschutes Basin ground water study area and to report to Legislative Assembly every five years. Declares emergency, effective July 1, 2011.

**Bill #: HB 3626** Title: Farm Special Assessment Subject: Finance & Tax  
Position: Staff: HS  
Status: Public Hearing held.

Allows person to claim special assessment for farmland used in farming less than five years if person makes sufficient farming-related investments in property. Applies to property tax years beginning on or after July 1, 2012. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 3637** Title: Nonpartisan Elections Subject: Elections Position: Staff: HS  
 Status: Referred to Rules.

Designates any elective county or city office as nonpartisan.

**Bill #: HB 3638** Title: Nonpartisan Elections Subject: Elections Position: Staff: HS  
 Status: Referred to Rules.

Designates any elective county or city office as nonpartisan.

**Bill #: HB 3643** Title: Initiative Appropriations Subject: Elections Position: Staff: HS  
 Status: Referred to Rules.

Modifies certain provisions relating to state initiative measures that require appropriation or expenditure of public moneys. Takes effect only if House Joint Resolution 40 (2011) is approved by people at next regular general election. Takes effect on effective date of constitutional amendment proposed in House Joint Resolution 40 (2011).

**Bill #: HB 3647** Title: Public Accommodations Subject: General Government Position: Staff: ML  
 Status: Referred to Rules.

Expands definition of 'place of public accommodation' to include places owned or maintained by public body and services provided by public body.

**Bill #: HB 3648** Title: Employee Protection Subject: Work Comp Position: Staff: HS  
 Status: Referred to Rules.

Extends certain employee protections to persons performing work for educational purposes. Declares emergency, effective on passage.

**Bill #: HB 3650** Title: Health Transformation Subject: Health Care Position: Staff: HS  
 Status: Chapter 602, (2011 Laws): Effective date July 1, 2011.

Establishes Oregon Integrated and Coordinated Health Care Delivery System to replace managed care systems for recipients of medical assistance by January 1, 2014. Requires Oregon Health Authority to develop proposal for consideration by Legislative Assembly for coordinated care organization qualification criteria, global budgeting process and other processes related to coordinated care organizations. Requires Oregon Health Authority to seek federal approval to allow enrollment of individuals who are dually eligible for Medicare and Medicaid into coordinated care organizations. Requires coordinated care organizations to report outcome and quality measures developed by authority. Requires coordinated care organizations to use patient centered primary care homes to extent practicable. Establishes consumer protections for members of and providers in coordinated care organizations. Allows sharing of confidential information within coordinated care organization. Creates exemption from antitrust laws for activities under Oregon Integrated and Coordinated Health Care Delivery System. Requires Oregon Health Authority to conduct study and make recommendations to Legislative Assembly for reducing health care costs attributable to defensive medicine. Increases, for biennium beginning July 1, 2011, General Fund appropriations made to Oregon Health Authority and Department of Human Services. Increases, for biennium beginning July 1, 2011, limitation on expenditures from certain federal funds collected or received by Oregon Health Authority. Declares emergency, effective on passage.

**Bill #: HB 3656** Title: Endangered Species Subject: General Government Position: Staff: ML  
 Status: In committee upon adjournment.

Requires State Fish and Wildlife Commission and State Department of Fish and Wildlife to advise, consult and cooperate with other state agencies, political subdivisions, other states, the federal government and private landowners regarding fish and wildlife management. Specifies that before commission makes determination that species is threatened or

endangered, commission shall consult with federal agencies, other interested state agencies and affected cities and counties. Requires commission to work with affected cities and counties to mitigate adverse impact on local economies when commission adds species to list of threatened species or endangered species.

**Bill #: HB 3663** Title: Mortgage Deduction

Subject: Finance & Tax  
Position: Staff: HS

Status: Referred to Revenue.

Requires, for Oregon income tax purposes, addition to federal taxable income of home mortgage interest amounts that exceed \$15,000 for tax year. Creates subtraction from taxable income for net capital gain that is invested in certain businesses. Applies to tax years beginning on or after January 1, 2011. Takes effect on 91st day following adjournment sine die.

**Bill #: HB 3667** Title: EMS Rewrite

Subject: Public Safety  
Position: Staff: HS

Status: In committee upon adjournment.

Modifies terminology relating to emergency medical services providers. Directs Oregon Health Authority to establish levels of licensure for emergency medical services providers.

**Bill #: HB 3669** Title: Rainy Day Fund

Subject: Finance & Tax  
Position: Staff: ML

Status: Referred to Revenue.

Directs Legislative Assembly to appropriate amount equal to three-fourths of one percent of total amount of General Fund appropriations and lottery allocations for next biennium to both Oregon Rainy Day Fund and Education Stability Fund if state unemployment rate for previous year is seven percent or less at time of last economic and revenue forecast of biennium.

**Bill #: HB 3672** Title: Tax Credits

Subject: Finance & Tax  
Position: Staff: HS

Status: President signed.

Adjusts sunsets for and modifies provisions relating to certain tax credits, including tax credits for energy facilities and devices. Modifies provisions relating to credits for certified film production development contributions and requires auction of credits. Provides that, in lieu of allowing tax credit, Legislative Assembly annually may appropriate moneys for deposit in Oregon Production Investment Fund. Limits tax credits to \$6 million per fiscal year. Applies to certifications issued on or after June 30, 2012. Reduces total amount of reimbursements to local filmmakers from Oregon Production Investment Fund to \$250,000 per fiscal year. Applies to fiscal years beginning after June 30, 2011, and before July 1, 2013. Extends time during which certain less restrictive qualifications apply to counties in which businesses seek development income tax exemption. Requires business operations of firm to commence at least 24 months before application for annual certification. Applies to applications for preliminary certification under Oregon Investment Advantage Act filed on or after July 1, 2011. Creates tax credit for renewable energy development contributions. Directs Department of Revenue, in cooperation with State Department of Energy, to conduct auction of tax credits. Establishes Renewable Energy Development Subaccount in Clean Energy Deployment Fund established in section 1, chapter \_\_, Oregon Laws 2011 (Enrolled House Bill 2960), and requires that auction proceeds be deposited in subaccount for purposes related to renewable energy development. Provides for grants to fund renewable energy production systems and for administration of grants by State Department of Energy. Provides that, in lieu of allowing tax credit, Legislative Assembly annually may appropriate moneys for deposit in Renewable Energy Development Subaccount. Limits amount of credits and corresponding grants to \$3 million for any biennium. Applies to tax years beginning on or after January 1, 2011, and before January 1, 2018, and to applications for grants submitted after July 1, 2011. Creates tax credits for energy conservation projects and for transportation projects. Provides for certification and administration of tax credits by State Department of Energy. Limits total certified cost of energy conservation project to \$10 million. Limits total amount of potential tax credits for energy conservation projects per biennium to \$28 million and amount of potential tax credits for transportation projects per biennium to \$20 million. Limits amount of tax credits for third-party alternative energy device installations in any tax year to \$10 million. Applies to applications for preliminary certification submitted after July 1, 2011, and to tax years beginning on or after January 1, 2011, and before January 1, 2016, except for purposes of alternative fuel vehicle infrastructure projects, before January 1, 2018. Requires Oregon Film and Video Office, State Department of Energy, Public Utility Commission and Department of Revenue to report to Legislative Assembly on operation of provisions related to certain tax credits modified or created in Act. Takes effect on 91st day following adjournment sine die.

**Bill #:** [HB 3676](#)      **Title:** Wastwater Variances

**Subject:** Wastewater  
**Position:**                      **Staff:** ML

**Status:** Public Hearing held.

Makes legislative findings regarding water quality. Requires Environmental Quality Commission and Department of Environmental Quality to consider certain costs of implementing water quality standards in relation to human health benefits. Requires Department of Environmental Quality to identify certain permittees to apply for pilot water quality variance, and, if department approves variances, to submit variances to United States Environmental Protection Agency. Requires department to develop certain water quality variance templates if permittees do not apply for variance. Requires report to Legislative Assembly. Requires Department of Environmental Quality to begin work on multiple discharger water quality variance, or multiple discharger variances for multiple sectors, from applicable human health criteria for polychlorinated biphenyls or certain other pollutant and to submit variance to Environmental Quality Commission and, if adopted by commission, to United States Environmental Protection Agency. Requires report to Legislative Assembly. Requires Department of Environmental Quality to identify certain surface water of state where arsenic concentrations naturally exceed, or are likely to naturally exceed, applicable water quality standard and into which certain permittees discharge arsenic concentrations, and to propose revisions to water quality standards. Requires department to submit proposed revisions to Environmental Quality Commission and, if adopted by commission, to United States Environmental Protection Agency. Requires report to Legislative Assembly. Declares emergency, effective on passage.

**Bill #:** [HB 3677](#)      **Title:** Wood Construction

**Subject:** Public Contracting  
**Position:**                      **Staff:** ML

**Status:** Referred to Rules.

Establishes state policy to prefer wood products for use as structural components of state buildings, subject to certain conditions. Declares emergency, effective on passage.

**Bill #:** [HB 3678](#)      **Title:** Ambulance PIP

**Subject:** Public Safety  
**Position:**                      **Staff:** HS

**Status:** In committee upon adjournment.

Removes ambulance services from list of fee schedules used to calculate provider charges for personal injury protection benefits. Declares emergency, effective on passage.

**Bill #:** [HB 3679](#)      **Title:** Energy Savings Contracts

**Subject:** Public Contracting  
**Position:**                      **Staff:** ML

**Status:** Public Hearing held.

Exempts energy savings performance contracts, under certain circumstances, from requirement to use competitive bidding process to award public improvement contracts. Specifies circumstances. Becomes operative 91 days after effective date of Act. Declares emergency, effective on passage.

**Bill #:** [HB 3685](#)      **Title:** Rainy Day Fund

**Subject:** Finance & Tax  
**Position:**                      **Staff:** ML

**Status:** Referred to Revenue.

Implements House Joint Resolution 47 (2011). Limits amount of excess personal income tax revenues returned to personal income taxpayers to \$500 per taxpayer. Transfers any remainder of excess to Oregon Fund. Transfers corporate kicker to Oregon Fund. Changes statutory references to Oregon Rainy Day Fund to Oregon Fund. Repeals obsolete statutory provisions relating to Oregon Rainy Day Fund. Allows tax credit against corporate taxes otherwise due to C corporation taxpayer with Oregon sales of less than \$5 million for tax year beginning on or after January 1, 2011. Takes effect only if House Joint Resolution 47 (2011) is approved by people at next regular general election. Takes effect on effective date of constitutional amendment proposed in House Joint Resolution 47 (2011).

**Bill #:** [HB 3696](#)      **Title:** Prepaid Cell Phone Tax

**Subject:** Finance & Tax  
**Position:**                      **Staff:** HS

**Status:** Referred to Revenue.

**Bill #:** [HB 5002](#)      **Title:** Dept. Ag. Budget

**Subject:** Budget  
**Position:**                      **Staff:** ML

**Status:** Chapter 409, (2011 Laws): Effective date July 1, 2011.

Appropriates moneys from General Fund to State Department of Agriculture for certain biennial expenses. Limits certain biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts and certain federal funds, but excluding lottery funds and other federal funds, collected or received by department. Limits biennial expenditures by department from lottery moneys. Limits biennial expenditures by department from federal funds. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5004](#)      **Title:** Placeholder      **Subject:** Budgets      **Staff:** HS  
**Position:**      **Status:** Chapter 490, (2011 Laws): Effective date July 1, 2011.

Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by Oregon Department of Aviation. Limits biennial expenditures of department from federal funds. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5005](#)      **Title:** Bond Limit Bill      **Subject:** Budget      **Staff:** ML  
**Position:**      **Status:** Chapter 614, (2011 Laws): Effective date July 6, 2011.

Establishes amounts authorized for issuance of general obligation bonds, revenue bonds, certificates of participation and other financing agreements for biennium. Establishes amounts allocated for private activity bonds. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5006](#)      **Title:** Capital Construction Budget      **Subject:** Budget      **Staff:** ML  
**Position:**      **Status:** Chapter 615, (2011 Laws): Effective date July 6, 2011.

Limits for six-year period beginning July 1, 2011, payment of expenses from other funds collected or received by various state agencies for capital construction. Limits expenditures from federal funds collected or received by Oregon Department of Aviation and Oregon Military Department for capital construction for six-year period beginning July 1, 2011. Increases expenditure limitations for certain previously authorized projects. Limits for six-year period beginning July 1, 2011, payment of expenses from bond proceeds and other revenues, including federal funds, collected or received by Oregon University System for capital construction within Oregon University System. Authorizes sale of bonds under Article XI-G of Oregon Constitution for previously approved projects. Specifies that Legislative Assembly determines that projects financed by bonds issued under Article XI-F(1) of Oregon Constitution benefit higher education institutions or activities. Sets expiration date on project approvals and expenditure limitations. Extends expiration dates for certain projects. Approves proposed sale of certain armories and facilities. Declares emergency, effective on passage.

**Bill #:** [HB 5013](#)      **Title:** WCD Budget      **Subject:** Budgets      **Staff:** HS  
**Position:**      **Status:** Chapter 617, (2011 Laws): Effective date July 6, 2011.

Limits certain biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts and specified federal funds, but excluding lottery and other federal funds, collected or received by Department of Consumer and Business Services. Authorizes specified unlimited expenditures. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5022](#)      **Title:** DEQ Budget      **Subject:** Budget      **Staff:** ML  
**Position:**      **Status:** Chapter 536, (2011 Laws): Effective date July 1, 2011.

Appropriates moneys from General Fund to Department of Environmental Quality for certain biennial expenses. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, specified bond proceeds and specified federal funds, collected or received by department. Limits biennial expenditures from lottery moneys allocated from Parks and Natural Resources Fund to department. Authorizes specified nonlimited expenditures. Limits certain biennial expenditures by department from federal funds. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5023](#)      **Title:** Forestry Budget      **Subject:** Budgets      **Staff:** GI  
**Position:**      **Status:** Chapter 537, (2011 Laws): Effective date July 1, 2011.

Appropriates moneys from General Fund to State Forestry Department for certain biennial expenses. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts and certain federal funds, but excluding lottery funds and other federal funds, collected or received by department. Limits biennial expenditures by department from certain lottery moneys. Limits biennial expenditures by department from federal funds. Authorizes specified nonlimited expenditures. Appropriates, for biennium, moneys from General Fund to Emergency Board for allocation to department for fire protection expenses. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5024](#)      **Title:** GSPC Budget      **Subject:** Budgets  
**Position:**      **Staff:** GI  
**Status:** Chapter 494, (2011 Laws): Effective date July 1, 2011.

Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by Oregon Government Ethics Commission. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5030](#)      **Title:** Drinking Water      **Subject:** Budget  
**Position:**      **Staff:** ML  
**Status:** Chapter 621, (2011 Laws): Effective date July 6, 2011.

Appropriates moneys from General Fund to Department of Human Services for certain biennial expenses. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts and certain federal funds, but excluding lottery funds and other federal funds, collected or received by department for certain purposes. Limits biennial expenditures by department from certain federal funds. Authorizes specified nonlimited expenditures. Appropriates for biennium beginning July 1, 2011, moneys from General Fund to Emergency Board to allocate to department for child welfare differential response services. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5031](#)      **Title:** Placeholder      **Subject:** Budgets  
**Position:**      **Staff:** HS  
**Status:** Referred to Ways and Means.

Appropriates moneys from General Fund to \_\_\_\_\_ for biennial expenses. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by \_\_\_\_\_. Limits biennial expenditures of \_\_\_\_\_ from federal funds. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5032](#)      **Title:** LCDC Budget      **Subject:** Budget  
**Position:**      **Staff:** ML  
**Status:** Chapter 254, (2011 Laws): Effective date July 1, 2011.

Appropriates moneys from General Fund to Department of Land Conservation and Development for certain biennial expenses. Limits certain biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by department. Limits biennial expenditures by department from federal funds. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5033](#)      **Title:** Placeholder      **Subject:** Budgets  
**Position:**      **Staff:** HS  
**Status:** Referred to Ways and Means.

Appropriates moneys from General Fund to \_\_\_\_\_ for biennial expenses. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by \_\_\_\_\_. Limits biennial expenditures of \_\_\_\_\_ from federal funds. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5034](#)      **Title:** LUBA Budget      **Subject:** Budget  
**Position:**      **Staff:** ML  
**Status:** Chapter 211, (2011 Laws): Effective date July 1, 2011.

Appropriates moneys from General Fund to Land Use Board of Appeals for biennial expenses. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by board. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5035](#)      **Title:** Lottery Allocation Bill**Subject:** Budget**Position:****Staff:** ML**Status:** Chapter 622, (2011 Laws): Effective date July 6, 2011.

Maintains and reserves lottery revenues available to benefit public purposes during biennium beginning July 1, 2011, in Administrative Services Economic Development Fund. Allocates moneys from fund for biennium beginning July 1, 2011. Directs Oregon Department of Administrative Services to establish process for quarterly allocations of moneys from Administrative Services Economic Development Fund. Transfers certain interest earnings from Oregon Education Fund to Lottery Bond Fund for payments by Department of Education on education lottery bonds. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5036](#)      **Title:** Lottery Bond Bill**Subject:** Budget**Position:****Staff:** ML**Status:** Chapter 624, (2011 Laws): Effective date July 6, 2011.

Increases amount of lottery bonds authorized to be issued by Oregon Business Development Department. Authorizes issuance of lottery bonds for Oregon University System for capital construction and capital renewal, code compliance and safety projects. Increases amount of lottery bonds authorized to be issued by Housing and Community Services Department to provide financial assistance to aid in acquisition, renovation or maintenance of section 8 or other housing with federal rent subsidies. Authorizes issuance of lottery bonds for Water Resources Department to provide grants for feasibility studies for water conservation, reuse and storage projects. Authorizes issuance of lottery bonds for disbursement to Port of Morrow for purpose of Willow Creek/SAGE Center improvements, for disbursement to City of Hermiston for purpose of acquiring, developing, constructing and equipping Eastern Oregon Trade Center, for disbursement to Milton-Freewater Water Control District for public infrastructure improvements, for disbursement to Lane Transit District for West Eugene EmX Extension, for disbursement to Oregon Historical Society for payment of costs associated with mortgage on society's storage facility, for purpose of acquiring parcels in Gilchrist area of Klamath County, for purpose of acquiring, developing, constructing and equipping Roseburg Veterans' Home, and for purpose of financing grants and loans for transportation projects. Establishes regions to receive portion of grants and loans for transportation projects. Establishes funds, or provides for deposit of moneys into existing funds, and appropriates moneys for projects financed. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5037](#)      **Title:** General Fund OMD**Subject:** Budgets**Position:****Staff:** HS**Status:** Chapter 623, (2011 Laws): Effective date July 6, 2011.

Appropriates moneys from General Fund to Oregon Military Department for certain biennial expenses. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts and federal service agreement reimbursements, but excluding lottery funds and other federal funds, collected or received by department for certain purposes. Limits biennial expenditures by department from federal funds for certain purposes. Authorizes specified nonlimited expenditures. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5039](#)      **Title:** PERS Budget**Subject:** Budgets**Position:****Staff:** HS**Status:** Chapter 495, (2011 Laws): Effective date July 1, 2011.

Limits certain biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by Public Employees Retirement System. Authorizes specified nonlimited expenditures. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5041](#)      **Title:** SOS Budget**Subject:** Budgets**Position:****Staff:** HS**Status:** Chapter 411, (2011 Laws): Effective date July 1, 2011.

Appropriates moneys from General Fund to Secretary of State for certain biennial expenses. Limits certain biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by Secretary of State. Limits certain biennial expenditures by Secretary of State from federal funds. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5042](#)      **Title:** DSL Budget**Subject:** Budget**Position:****Staff:** ML**Status:** Chapter 412, (2011 Laws): Effective date July 1, 2011.

Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by Department of State Lands for certain purposes. Limits certain biennial expenditures by department from federal funds. Authorizes specified nonlimited expenditures. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5046](#)      **Title:** OWIN Budget

**Subject:** Budgets  
**Position:**                      **Staff:** HS

**Status:** Chapter 542, (2011 Laws): Effective date June 28, 2011.

Appropriates moneys from General Fund to Department of Transportation for Oregon Wireless Interoperability Network. Limits certain biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts and certain federal funds, but excluding lottery funds and other federal funds, collected or received by department. Limits certain biennial expenditures by department from other federal funds. Limits certain biennial expenditures by department from lottery moneys. Authorizes specified nonlimited expenditures. Increases, for biennium ending June 30, 2011, limitation on expenditures from fees, moneys or other revenues, including Miscellaneous Receipts and certain federal funds, but excluding lottery funds and other federal funds, collected or received by Department of Transportation for maintenance and emergency relief programs. Declares emergency, effective on passage.

**Bill #:** [HB 5049](#)      **Title:** WRD Budget

**Subject:** Budget  
**Position:**                      **Staff:** ML

**Status:** Chapter 416, (2011 Laws): Effective date July 1, 2011.

Appropriates moneys from General Fund to Water Resources Department for biennial expenses. Limits biennial expenditures by department from certain lottery moneys. Limits biennial expenditures for certain purposes from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and certain federal funds, collected or received by department. Limits biennial expenditures by department from other federal funds. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5050](#)      **Title:** 2009-2011 Budget Rebalance

**Subject:** Budgets  
**Position:**                      **Staff:** HS

**Status:** Chapter 4, (2011 Laws): Effective date March 8, 2011.

Adjusts for biennium beginning July 1, 2009, specified appropriations from General Fund to specified state agencies. Adjusts for biennium beginning July 1, 2009, and for specified fiscal years, limitations on specified expenditures. Appropriates for biennium beginning July 1, 2009, moneys from General Fund to specified state agencies. Declares emergency, effective on passage.

**Bill #:** [HB 5051](#)      **Title:** 2009-2011 Capitol Construction

**Subject:** Budgets  
**Position:**                      **Staff:** HS

**Status:** Chapter 5, (2011 Laws): Effective date March 8, 2011.

Adjusts for six-year period beginning July 1, 2009, limitations on expenditures from specified sources collected or received by Oregon Department of Aviation and Department of Veterans' Affairs for specified projects. Adjusts for six-year period beginning July 1, 2007, limitations on expenditures from specified sources collected or received by Oregon Youth Authority. Limits for six-year period beginning July 1, 2009, expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by Oregon Department of Aviation for construction of Aurora State Airport Air Traffic Control Tower. Declares emergency, effective on passage.

**Bill #:** [HB 5052](#)      **Title:** 2009-2011 Lottery Allocation

**Subject:** Budgets  
**Position:**                      **Staff:** HS

**Status:** Chapter 6, (2011 Laws): Effective date March 8, 2011.

Adjusts for biennium beginning July 1, 2009, specified allocations from Administrative Services Economic Development Fund to specified state agencies. Allocates for biennium beginning July 1, 2009, specified amount from fund to Oregon Department of Administrative Services. Declares emergency, effective on passage.

**Bill #:** [HB 5053](#)      **Title:** Placeholder

**Subject:** Budgets  
**Position:**                      **Staff:** HS

**Status:** Chapter 255, (2011 Laws): Effective date June 7, 2011.

Changes, for biennium beginning July 1, 2009, specified appropriations and expenditure limitations for Department of Human Services. Declares emergency, effective on passage.

**Bill #:** [HB 5054](#)      **Title:** Continuing Resolution      **Subject:** Budgets  
**Position:**      **Staff:** HS  
**Status:** Chapter 522, (2011 Laws): Effective date July 1, 2011.

Authorizes expenditures for obligations incurred by state agencies on or after July 1, 2011, that do not exceed specified levels. Appropriates moneys for expenditures. Authorizes payments for debt service, certificates of participation and other financing agreements during period commencing July 1, 2011. Authorizes specific expenditures for Oregon Health Authority. Applies to any state agency for which no budget has become law on or before July 1, 2011. Sunsets August 15, 2011. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5055](#)      **Title:** Capitol Construction      **Subject:** Budgets  
**Position:**      **Staff:** HS  
**Status:** Chapter 496, (2011 Laws): Effective date June 23, 2011.

Transfers, for biennia beginning July 1, 2009, and July 1, 2011, moneys from Education Stability Fund to State School Fund. Limits, for biennia beginning July 1, 2009, and July 1, 2011, expenditures from lottery moneys transferred from Education Stability Fund to State School Fund. Appropriates moneys from General Fund to Department of Education for certain special education services. Appropriates moneys from General Fund to Emergency Board for certain purposes. Adjusts appropriations made from General Fund to specified agencies for biennia beginning July 1, 2009, and July 1, 2011. Increases amounts Department of Education may spend for fiscal years beginning July 1, 2011, and July 1, 2012. Declares emergency, effective on passage.

**Bill #:** [HB 5057](#)      **Title:** Placeholder      **Subject:** Budgets  
**Position:**      **Staff:** HS  
**Status:** Referred to Ways and Means.

Appropriates moneys from General Fund to \_\_\_\_\_ for biennial expenses. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by \_\_\_\_\_. Limits biennial expenditures of \_\_\_\_\_ from federal funds. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5058](#)      **Title:** Placeholder      **Subject:** Budgets  
**Position:**      **Staff:** HS  
**Status:** Referred to Ways and Means.

Appropriates moneys from General Fund to \_\_\_\_\_ for biennial expenses. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by \_\_\_\_\_. Limits biennial expenditures of \_\_\_\_\_ from federal funds. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5059](#)      **Title:** Placeholder      **Subject:** Budgets  
**Position:**      **Staff:** HS  
**Status:** Referred to Ways and Means.

Appropriates moneys from General Fund to \_\_\_\_\_ for biennial expenses. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by \_\_\_\_\_. Limits biennial expenditures of \_\_\_\_\_ from federal funds. Declares emergency, effective July 1, 2011.

**Bill #:** [HB 5548](#)      **Title:** OWEB      **Subject:** Budget  
**Position:**      **Staff:** ML  
**Status:** Referred to Ways and Means.

**Bill #:** [HCR0001](#)      **Title:** Session Timelines      **Subject:** General Government  
**Position:**      **Staff:** HS  
**Status:** Referred to Rules.

Establishes deadlines for completion of legislative measures and date of adjournment sine die of 2011 regular session of Seventy-sixth Legislative Assembly.

**Bill #:** HCR0011      **Title:** Session Deadlines

**Subject:** General Government  
**Position:**                      **Staff:** HS

**Status:** Filed with Secretary of State.

Establishes deadlines for completion of legislative measures for 2011 regular session of Seventy-sixth Legislative Assembly. Limits per diem payments.

**Bill #:** HJM0027      **Title:** State Revolving Funds

**Subject:** Water  
**Position:** Support      **Staff:** ML

**Status:** Referred to Rules.

Urges Congress of United States to increase investment in Drinking Water State Revolving Fund and Clean Water State Revolving Fund. Urges Congress of United States to ensure availability of funding for water systems in large and small communities and ensure dedicated funding for updating and repairing drinking water systems in public schools. Provides for sending copies of memorial to certain public officials.

**Bill #:** HJR0003      **Title:** C & E Limits

**Subject:** Elections  
**Position:**                      **Staff:** HS

**Status:** Public Hearing held.

Proposes amendment to Oregon Constitution to allow Legislative Assembly, or people through initiative process, to enact laws limiting or prohibiting contributions or expenditures made in connection with campaigns for nomination or election to public office. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** HJR0005      **Title:** Gas Tax for Trip Reduction

**Subject:** Finance, Revenue & Tax  
**Position:**                      **Staff:** AR

**Status:** Referred to Transportation and Economic Development with subsequent referral to Revenue.

Proposing amendment to Oregon Constitution to allow revenue from taxes on motor vehicle fuel and ownership, operation or use of motor vehicles to be used for transportation projects that will prevent or reduce pollution and congestion created by use of motor vehicles. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** HJR0006      **Title:** Metro Consolidation

**Subject:** General Government  
**Position:**                      **Staff:** ML

**Status:** Work Session held.

Proposes amendment to Oregon Constitution to allow Legislative Assembly to provide for consolidation of metropolitan service district with county, and replacement of existing metropolitan service district charter with new charter for consolidated county and metropolitan service district. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** HJR0007      **Title:** Catastrophic Disaster

**Subject:** Public Safety  
**Position:**                      **Staff:** HS

**Status:** Filed with Secretary of State.

Proposes revision of Oregon Constitution to authorize Governor and Legislative Assembly to take specified actions in case of catastrophic disaster. Refers proposed revision to people for their approval or rejection at special election held on same date as next general election.

**Bill #:** HJR0008      **Title:** Voter Approved Bargaining

**Subject:** Labor  
**Position:**                      **Staff:** HS

**Status:** Referred to General Government and Consumer Protection.

Proposes amendment to Oregon Constitution prohibiting public employer from executing collective bargaining agreement

unless agreement is first approved by voters in jurisdiction subject to agreement. Refers proposed amendment to people for their approval or rejection at next general election.

**Bill #:** HJR0009      **Title:** Withdraw from WCI

**Subject:** Energy  
**Position:** Oppose      **Staff:** DR

**Status:** Referred to Energy, Environment and Water.

Urges Governor to withdraw from Western Climate Initiative.

**Bill #:** HJR0011      **Title:** Contribution Limits

**Subject:** Elections  
**Position:**      **Staff:** HS

**Status:** Public Hearing held.

Proposes amendment to Oregon Constitution to allow Legislative Assembly, or people through initiative process, to enact laws limiting or prohibiting contributions or expenditures made in connection with campaigns for nomination or election to public office. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** HJR0012      **Title:** EPUD Holvey

**Subject:** Energy  
**Position:** Oppose      **Staff:** DR

**Status:** Referred to Rules.

Proposes amendment to Oregon Constitution allowing electors residing outside of people's utility district boundary but receiving utility service from district to vote on district matters and serve on district board. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** HJR0019      **Title:** Tax Expenditures

**Subject:** Finance & Tax  
**Position:**      **Staff:** ML

**Status:** Public Hearing held.

Proposes amendment to Oregon Constitution allowing bills that repeal or suspend operation of tax expenditure to pass with simple majority of both houses. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** HJR0022      **Title:** Impeachment

**Subject:** Ethics  
**Position:**      **Staff:** GI

**Status:** Referred to Rules.

Proposes amendment to Oregon Constitution to allow House of Representatives to impeach certain elected or appointed state officials. Specifies grounds for impeachment. Requires trial by Senate. Specifies effect of impeachment. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** HJR0026      **Title:** 10 Year Local Option

**Subject:** Finance & Tax  
**Position:** Monitor      **Staff:** HS

**Status:** Public Hearing held.

Proposes amendment to Oregon Constitution relating to local option ad valorem property taxes. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** HJR0029      **Title:** M 76 Referral

**Subject:** Parks  
**Position:**      **Staff:** AR

**Status:** Referred to Rules by order of Speaker.

Proposes amendment to Oregon Constitution modifying amount of lottery income dedicated to funding parks and natural resources and authorized uses of lottery income dedicated to funding parks and natural resources. Directs Legislative Assembly to submit to vote of people question of continuation of dedication of lottery income to parks and natural resources at regular general election on November 4, 2034. Sunsets or continues provisions dedicating lottery income to parks and natural resources on effective date of measure approved by people. Refers proposed amendment to people for their approval or rejection at special election held throughout this state May \_\_\_\_, 2011.

**Bill #:** HJR0031      **Title:** Green Construction Code      **Subject:** General Government  
**Position:**      **Staff:** ML

**Status:** Referred to Energy, Environment and Water.

Directs State Department of Energy and Department of Consumer and Business Services to cooperate and make all reasonable efforts to adopt and implement green construction code.

**Bill #:** HJR0032      **Title:** Reserve Fund      **Subject:** Finance & Tax  
**Position:**      **Staff:** ML

**Status:** Referred to Revenue with subsequent referral to Rules.

Establishes reserve fund intended to provide funding in response to economic decline. Establishes mandated savings rate from surplus revenues. Transfers surplus revenue above estimate for biennium to reserve fund, with corporate tax revenue being used first to fund reserve fund. Returns surplus revenue that exceeds certain thresholds to taxpayers. Refers proposed amendment to people for their approval or rejection at special election held on same date as next primary election.

**Bill #:** HJR0033      **Title:** Holvey Carbon Tax      **Subject:** Energy  
**Position:**      **Staff:** DR

**Status:** Referred to Energy, Environment and Water with subsequent referral to Rules.

Proposes amendment to Oregon Constitution allowing Legislative Assembly to impose taxes on carbon emissions for purpose of funding reductions in carbon emissions and carbon fuel use. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** HJR0040      **Title:** Initiative Fiscal Impact      **Subject:** Elections  
**Position:**      **Staff:** HS

**Status:** Public Hearing held.

Proposes amendment to Oregon Constitution to require that initiative petition proposing law or constitutional amendment with fiscal impact also provide new tax or fee or increase in rate of existing tax or fee to cover immediate and future costs of law or amendment. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** HJR0042      **Title:** EDD Loans      **Subject:** Finance & Tax  
**Position:**      **Staff:** ML

**Status:** Referred to Transportation and Economic Development with subsequent referral to Rules.

Proposes amendment to Oregon Constitution to allow state to loan credit and incur indebtedness to create Economic Development Revolving Loan Fund to provide matching financing for loans that further economic development in state and to refinance indebtedness and borrowings issued before effective date of amendment. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** HJR0047      **Title:** Rainy Day Fund      **Subject:** Finance & Tax  
**Position:**      **Staff:** ML

**Status:** Referred to Revenue.

Proposes amendment to Oregon Constitution establishing Oregon Fund. Sets conditions for appropriation of moneys in fund. Limits amount of appropriations that may be made from fund during biennium. Limits amount that may be deposited in fund. Transfers excess to school capital matching fund. Limits amount of excess personal income tax revenues returned to personal income taxpayers to \$500 per taxpayer. Transfers any remainder of excess to Oregon Fund. Transfers corporate kicker to Oregon Fund. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** HJR0048      **Title:** Rainy Day Fund      **Subject:** Finance & Tax  
**Position:**      **Staff:** ML

**Status:** Referred to Revenue.

Proposes amendment to Oregon Constitution establishing Oregon Rainy Day Fund. Sets conditions for appropriation of moneys in fund. Transfers excess corporate income and excise tax revenues to fund. Limits amount of excess personal

income tax revenues returned to personal income taxpayers to \$250 per taxpayer. Transfers remaining excess personal income tax revenues to fund. Refers proposed amendment to people for their approval or rejection at next regular general election.

Bill #: HJR0049 Title: Rainy Day Fund

Subject: Finance & Tax  
Position: Staff: ML

Status: Referred to Revenue.

Proposes amendment to Oregon Constitution establishing Oregon Rainy Day Fund. Sets conditions for appropriation of moneys in fund. Transfers excess corporate income and excise tax revenues and excess personal income tax revenues to fund. Limits amount of excess personal income tax revenues that may be deposited in fund. Transfers remaining excess personal income tax revenues to personal income taxpayers. Refers proposed amendment to people for their approval or rejection at next regular general election.

Bill #: HR 0005 Title: Legislative Deadlines

Subject: General Government  
Position: Staff: HS

Status: Referred to Rules.

Establishes limitations and deadlines for legislative measures for 2012 regular session of House of Representatives of Seventy-sixth Legislative Assembly. Authorizes Co-Speakers of House of Representatives to amend or suspend terms of resolution on or before December 1, 2011. HOUSE RESOLUTION Be It Resolved by the House of Representatives of the State of Oregon: (1) This resolution constitutes a rule of proceeding of the House of Representatives of the Seventy-sixth Legislative Assembly. (2) The House of Representatives shall adhere to the following limitations for the 2012 regular session: (a) Each Representative may request the Office of the Legislative Counsel to prepare, and may submit for introduction, no more than two drafts of measures. (b) Each committee of the House of Representatives may request the Office of the Legislative Counsel to prepare, and may submit for introduction, no more than five drafts of measures. (c) The Joint Committee on Ways and Means may request the Office of the Legislative Counsel to prepare, and may submit for introduction, no more than 10 drafts of measures to be introduced in the House of Representatives. (d) The Governor may request the Office of the Legislative Counsel to prepare, and may submit for introduction, no more than five drafts of measures on behalf of the Executive Branch to be introduced in the House of Representatives. (e) The Chief Justice of the Supreme Court may request the Office of the Legislative Counsel to prepare, and may submit for introduction, no more than five drafts of measures on behalf of the Judicial Branch to be introduced in the House of Representatives. (3) All requests to prepare drafts of measures must be accompanied by a brief summary of the problem sought to be addressed, the proposed solution to the problem and any other relevant information about the proposed measure. (4) The House of Representatives shall adhere to the following schedule and deadlines for the 2012 regular session of the Seventy-sixth Legislative Assembly: (a) Members, committees, the Governor and the Chief Justice shall submit requests for drafts of measures to the Office of the Legislative Counsel on or before December 5, 2011. (b) The Office of the Legislative Counsel shall deliver drafts of measures to requesters on or before January 9, 2012. (c) Requesters shall submit drafts of measures for introduction to the House Desk no later than January 23, 2012. (5) Notwithstanding Rules 2.05 and 2.10 of the Rules of the House of Representatives, on or before December 1, 2011, the Co-Speakers of the House of Representatives may jointly: (a) Increase the maximum number of measures that Representatives may request and submit for introduction for the 2012 regular session. The increase may be made by providing written notice of the increase to each Representative and to the Chief Clerk of the House of Representatives. (b) Except as provided in paragraph (a) of this subsection, amend or suspend any rule of proceeding set forth in subsections (1) to (4) of this resolution. The amendment or suspension may be made by providing written notice of the amendment or suspension to each Representative and to the Chief Clerk of the House of Representatives. -----

Bill #: SB 0001 Title: False Statements

Subject: Elections  
Position: Staff: HS

Status: In committee upon adjournment.

Adjusts amount of damages that may be awarded in action involving false statement of material fact relating to candidate, political committee or measure. Alters deadline for filing action with court and deadline by which court must render final judgment.

Bill #: SB 0002 Title: Veterans Day Off

Subject: Labor  
Position: Staff: HS

Status: Referred to Veterans Affairs.

Requires employer to provide paid or unpaid time off for Veterans Day to employees who are veterans. Provides exceptions. Declares emergency, effective on passage.

**Bill #: SB 0004** Title: Physical Education K-8 Subject: Parks  
Position: Staff: AR  
Status: In committee upon adjournment.

Requires school districts to ensure that physical education or recess time is available each school day for students in kindergarten through grade 8. Requires school district to ensure that number of students in kindergarten through grade 8 who are engaged in at least 60 minutes of physical education each school day increases each school year. Encourages school districts to enter into partnerships with parks and recreation districts and with other community organizations. Directs Department of Education to establish annual list that recognizes efforts of schools, school districts and child care facilities that implement exemplary policies related to physical activity and nutrition. Declares emergency, effective July 1, 2011.

**Bill #: SB 0010** Title: Annual Sessions Subject: General Government  
Position: Staff: HS  
Status: Effective date, June 28, 2011.

Clarifies whether provisions that reference session of Legislative Assembly have annual or biennial implications. Makes certain other adjustments to provisions that reference session of Legislative Assembly. Declares emergency, effective on passage.

**Bill #: SB 0012** Title: Public Deposits Subject: Finance & Tax  
Position: Staff: HS  
Status: In committee upon adjournment.

Modifies operative date of provisions allowing credit unions to act as depositories of public funds on basis similar to that of bank depositories. Specifies that provisions become operative if credit union depositories satisfy conditions not later than June 30, 2013. Sets operative date of January 1, 2014, if conditions are satisfied. Declares emergency, effective on passage.

**Bill #: SB 0020** Title: MDAC Revisions Subject: Finance & Tax  
Position: Staff: HS  
Status: Effective date, January 1, 2012.

Authorizes public bodies that borrow money under provisions of ORS chapter 287A to issue refunding bonds to purchase outstanding bonds of public body. Makes other procedural changes related to issuance of bonds generally. Authorizes hospital facility authorities to issue refunding bonds to convert, purchase or restructure outstanding bonds.

**Bill #: SB 0034** Title: 1039 School Exemption Subject: PERS  
Position: Staff: HS  
Status: In committee upon adjournment.

Removes limit on number of hours retired member may work and still qualify for retirement under Public Employees Retirement System if retired member is employed by school district or education service district as other than teacher or management employee, or by community college as other than faculty member or management employee. Applies to Oregon Public Service Retirement Plan.

**Bill #: SB 0041** Title: DOJ Public Records Reform Subject: Public Records  
Position: Oppose Staff: ML  
Status: In committee upon adjournment.

Establishes deadlines by which public bodies must respond to public records requests. Provides exceptions. Limits amount of fees public bodies may charge for responding to public records requests. Provides exceptions. Establishes jurisdiction of Attorney General to hear petitions for review of public records in custody of certain statewide elected officials by persons denied right to inspect records. Requires Attorney General to develop training materials on public records. Reorganizes exemptions from disclosure of public records. Provides that modifications to public records law unrelated to reorganization of exemptions become operative July 1, 2012. Declares emergency, effective on passage.

**Bill #: SB 0042** Title: Environmental Crimes Subject: Water  
Position: Staff: ML  
Status: In committee upon adjournment.

Requires that fine imposed in certain environmental crimes cases be in form of compensatory fine. Directs court to forward payments credited to compensatory fine to Department of Justice for deposit in Department of Justice Protection and Education Revolving Account. Modifies scope of phrase 'state and federal environmental laws' for purposes of account. Declares emergency, effective on passage.

**Bill #:** SB 0046      **Title:** Official Misconduct      **Subject:** General Government  
**Position:** Monitor      **Staff:** GI

**Status:** In committee upon adjournment.

Increases maximum penalty for crime of official misconduct in first degree to maximum of five years' imprisonment, \$125,000 fine, or both. Includes commission of certain criminal offenses in course of official duties as official misconduct in first degree. Directs Oregon Criminal Justice Commission to classify crime as level 8 on sentencing guidelines grid if offense results in financial gain of \$10,000 or more or constitutes felony person crime, otherwise as level 6. Increases maximum penalty for official misconduct in second degree to maximum of one year's imprisonment, \$6,250 fine, or both. Declares emergency, effective on passage.

**Bill #:** SB 0047      **Title:** DOJ Public Records Reform      **Subject:** Public Records  
**Position:** Monitor      **Staff:** ML

**Status:** In committee upon adjournment.

Requires certain governing bodies of public bodies to make audio, audio-video or digital recording of public meetings. Requires written record of meetings and specifies content of written record. Requires recordings and related written records to be available within seven working days of meeting or within one working day of request to review or inspect, whichever is later. Requires Attorney General to develop training materials to educate public employees on public meetings law requirements. Declares emergency, effective on passage.

**Bill #:** SB 0048      **Title:** Metro District Boundary Change      **Subject:** Land Use  
**Position:**      **Staff:** ML

**Status:** Effective date, January 1, 2012.

Limits types of special districts within metropolitan service district over which metropolitan service district exercises jurisdiction for boundary changes.

**Bill #:** SB 0050      **Title:** Elder Abuse Reporting      **Subject:** General Government  
**Position:**      **Staff:** AR

**Status:** In committee upon adjournment.

Consolidates reporting procedures for abuse of elderly persons and individuals with disabilities. Removes from definition of abuse specified crimes. Makes failure to report abuse of persons with disabilities by individuals with duty to report Class A violation, punishable by maximum fine of \$720.

**Bill #:** SB 0056      **Title:** OBDD Administrative Fees      **Subject:** General Government  
**Position:**      **Staff:** ML

**Status:** Effective date, January 1, 2012.

Permits Oregon Business Development Department to charge fees for loans made from its funds or accounts and for program benefits provided and administrative expenses incurred in administration of specified certification process.

**Bill #:** SB 0057      **Title:** Revenue Bonds for Electricity      **Subject:** Energy  
**Position:**      **Staff:** DR

**Status:** Effective date, January 1, 2012.

Authorizes Oregon Business Development Commission to use revenue bonds to finance economic development projects that provide for generation, transmission, sale or distribution of electrical energy.

**Bill #:** SB 0069      **Title:** Fireworks      **Subject:** Public Safety  
**Position:**      **Staff:** GI

**Status:** In committee upon adjournment.

Revises provisions regulating sale, possession, use and explosion of fireworks. Revises fireworks law definitions, prohibitions and penalties. Sets forth requirements for wholesaler permit. Expands local government authority to regulate fireworks. Expands types of properties on which fireworks expressly may be used to repel birds or other animals. Reduces penalty for most fireworks law violations to maximum fine of \$720. Makes violation involving sale, possession, use or explosion of illegal fireworks having 50 pounds or more gross weight punishable by maximum of \$6,250 fine, one year's imprisonment, or both.

**Bill #: SB 0080** Title: GHS Reporting Fees

Subject: Energy  
Position: Oppose Staff: DR

Status: In committee upon adjournment.

Allows Environmental Quality Commission to establish certain greenhouse gas emissions reporting fees. Limits fees and purposes for which fees may be established. Declares emergency, effective on passage.

**Bill #: SB 0081** Title: Ballast Water

Subject: Water  
Position: Staff: ML

Status: Effective date, January 1, 2012.

Requires Department of Environmental Quality to collect fees for trips by vessels regulated under ballast water statutes. Establishes Ballast Water Fund. Continuously appropriates moneys in fund to department. Specifies uses of moneys. Requires department to assess late charge for nonpayment of fees.

**Bill #: SB 0082** Title: Electronic Recycling

Subject: General Government  
Position: Staff: ML

Status: Effective date, June 28, 2011.

Allows manufacturer program or state contractor program that collects, transports and recycles covered electronic devices beyond certain threshold to claim recycling credits. Specifies requirements related to recycling credits. Clarifies requirements related to manufacturer programs. Adds keyboard or mouse sold for use with computer, cords used with those devices and printers to definition of 'covered electronic device,' operative on January 1, 2015. Excludes those computer peripherals and printers from disposal prohibition at solid waste disposal sites. Declares emergency, effective on passage.

**Bill #: SB 0083** Title: Subsurface Sewage

Subject: Wastewater  
Position: Staff: ML

Status: In committee upon adjournment.

Requires Department of Environmental Quality to establish grant and loan program for owners of subsurface sewage disposal systems. Requires department to develop program to assist communities in addressing certain problems associated with subsurface sewage disposal systems. Requires department to conduct training programs related to subsurface sewage disposal systems. Establishes Subsurface Sewage Disposal System Improvement Fund. Continuously appropriates moneys in fund to department. Specifies uses of moneys.

**Bill #: SB 0084** Title: Sewage Violations

Subject: Wastewater  
Position: Staff: ML

Status: In committee upon adjournment.

Repeals provision requiring notice of violation related to sewage. Modifies provisions related to collecting penalties from dry cleaning operators. Modifies definition of 'generator' for purposes of laws related to hazardous waste. Modifies provisions related to enforcement and implementation of environmental laws.

**Bill #: SB 0086** Title: Retainer Medical Practices

Subject: Health Care  
Position: Monitor Staff: HS

Status: Effective date, June 23, 2011.

Exempts retainer medical practice from application of Insurance Code if health care provider maintaining practice is certified by Department of Consumer and Business Services and meets specified criteria. Authorizes department to investigate and take enforcement actions with respect to health care provider maintaining or purporting to maintain retainer medical practice. Declares emergency, effective on passage.

**Bill #:** SB 0087      **Title:** Group Health**Subject:** Health Care  
**Position:** Monitor      **Staff:** HS**Status:** In committee upon adjournment.

Amends state law to be consistent with federal law regarding continuation of group health insurance coverage following termination of employment or other qualifying event. Allows spouse and dependent child to elect continuation of coverage independent of covered person. Requires insurers to provide notice of availability of continuation of coverage to eligible individuals under certain circumstances. Declares emergency, effective on passage.

**Bill #:** SB 0089      **Title:** Health Insurance Reform**Subject:** Health Care  
**Position:** Monitor      **Staff:** HS**Status:** Effective date, June 23, 2011.

Requires certain health benefit plans to provide coverage of preventive health services as prescribed by United States Department of Health and Human Services and prohibits those plans from imposing cost-sharing requirements on enrollees for preventive health services. Prohibits health insurer from canceling, rescinding or refusing to renew policy on or after September 23, 2010, except for nonpayment, fraud or intentional misrepresentation of material fact. Requires health insurers to notify covered persons and Department of Consumer and Business Services regarding rescinded policies on or after September 23, 2010. Requires health insurers to notify covered persons regarding cancellation or nonrenewal of policies on and after effective date of Act. Amends state law to be consistent with federal law regarding continuation of group health insurance coverage following termination of employment or other qualifying event. Modifies other provisions of state law to conform to federal law. Prohibits preexisting condition exclusion for insureds under 19 years of age who are enrolled in certain types of health insurance. Exempts health benefit plan issued to small employer group through association health plan from application of certain provisions. Prohibits annual or lifetime dollar limits on essential health benefits covered by health insurance. Imposes new requirements for internal review and external appeal of adverse benefit determinations in health benefit plans offered or renewed on or after September 23, 2010. Requires insurers to allow female enrollee access to obstetrical or gynecological care without referral or prior authorization. Modifies requirements relating to coverage of emergency services and pregnancy care. Abolishes Health Insurance Reform Advisory Committee. Declares emergency, effective on passage.

**Bill #:** SB 0090      **Title:** Health Insurance Cancellation**Subject:** Health Care  
**Position:** Monitor      **Staff:** HS**Status:** In committee upon adjournment.

Prohibits insurer from canceling, rescinding or refusing to renew policy except for fraud or intentional misrepresentation of material fact. Applies to policies issued or renewed on or after September 23, 2010. Declares emergency, effective on passage.

**Bill #:** SB 0091      **Title:** Catastrophic Coverage**Subject:** Insurance  
**Position:**                      **Staff:** HS**Status:** Effective date, January 1, 2012.

Requires health insurance carrier to offer, in each individual and small group market in which carrier offers health benefit plan, health benefit plan that provides bronze and silver plan coverage. Specifies requirements for catastrophic plan. Specifies operative date of January 2, 2014.

**Bill #:** SB 0094      **Title:** Uniform Health Transactions**Subject:** Health Care  
**Position:** Monitor      **Staff:** HS**Status:** Effective date, May 23, 2011.

Authorizes Department of Consumer and Business Services to adopt uniform standards for health care financial and administrative transactions of specified persons. Directs Oregon Health Authority to convene stakeholder work group to recommend standards for health care financial and administrative transactions and to report recommendations to department. Establishes procedure for department and authority to collaborate to ensure consistency in rules implementing uniform standards. Declares emergency, effective on passage.

**Bill #:** SB 0095      **Title:** Malpractice Claims**Subject:** Health Care  
**Position:** Monitor      **Staff:** HS**Status:** Effective date, May 16, 2011.

Requires insurer to defend claim of malpractice if claim is based on disclosure of adverse event by health

practitioner to patient or patient's family. Applies to insurance policies issued or renewed on or after effective date of Act. Authorizes Oregon Patient Safety Commission to include any serious adverse event on list of reportable events. Requires commission to collaborate with providers of ambulatory health care for purposes related to patient safety. Specifies that health care institution, health care facility or other entity that employs licensee of Oregon Medical Board is not admitting liability when institution, facility or other entity expresses regret or apologizes. Declares emergency, effective on passage.

**Bill #: SB 0098** Title: Health Care Data Reporting

Subject: Health Care  
Position: Monitor Staff: HS

Status: In committee upon adjournment.

Requires Oregon Health Authority to adopt uniform, statewide standards for reporting of health care quality information by health care providers to insurers. Provides that insurers may not require providers to submit information in addition to that required by standards. Allows authority to contract with public or private entities in adopting standards and guidelines for health care data reporting. Exempts contracts from public contracting requirements. Declares emergency, effective on passage.

**Bill #: SB 0099** Title: Health Insurance Exchange

Subject: Health Care  
Position: Monitor Staff: HS

Status: Effective date, June 17, 2011.

Establishes Oregon Health Insurance Exchange Corporation as public corporation to be governed by board of directors and supervised by executive director. Specifies duties, functions and powers of corporation. Requires corporation to deliver to appropriate interim committees and Joint Committee on Ways and Means formal business plan or draft business plan before convening of 2012 regular session of Legislative Assembly. Specifies operations of health insurance exchange administered by corporation. Makes operations operative on date that Legislative Assembly approves formal business plan. Establishes Oregon Health Insurance Exchange Fund and continuously appropriates moneys in fund to corporation for purpose of carrying out duties, functions and powers of corporation. Exempts corporation from certain laws regulating government entities. Prohibits person from filing or causing to be filed with executive director false or misleading information. Authorizes imposition of civil penalty of no more than \$10,000 for committing violation. Declares emergency, effective on passage.

**Bill #: SB 0100** Title: Catastrophic Coverage

Subject: Health Care  
Position: Monitor Staff: HS

Status: In committee upon adjournment.

Requires health insurance carriers to offer health benefit plan that provides bronze plan coverage. Specifies requirements for catastrophic plan. Transfers responsibility for prescribing basic health plan coverage and terms from Health Insurance Reform Advisory Committee to Department of Consumer and Business Services and eliminates committee. Specifies operative date of January 2, 2014.

**Bill #: SB 0101** Title: Reduced Medical Services

Subject: Health Care  
Position: Oppose Staff: HS

Status: Co-Speakers signed.

Authorizes payment for dental services under Family Health Insurance Assistance Program and under private health option of Health Care for All Oregon Children program. Specifies requirements for dental plan to qualify for premium assistance under Family Health Insurance Assistance Program. Requires Oregon Health Authority to obtain authority to implement, on September 1, 2011, new Medicaid fee schedule. Requires negotiating of new contract between hospitals and fully capitated health plans in anticipation of new schedule. Sets rates of reimbursement for hospitals and fully capitated health plans that do not have contract. Declares emergency, effective on passage.

**Bill #: SB 0102** Title: Federal Health Report

Subject: Health Care  
Position: Monitor Staff: HS

Status: In committee upon adjournment.

Requires Oregon Health Authority to report to Seventy-seventh Legislative Assembly on changes necessary to implement federal health care law. Declares emergency, effective on passage.

**Bill #: SB 0104** Title: Group Health & EMT Training

Subject: Health Care  
Position: Oppose Staff: HS

Status: Effective date, May 19, 2011.

In Family Health Insurance Assistance Program, eliminates asset criteria and authorizes Office of Private Health Partnerships to offer dental only plans, adopt definition of family by rule and adopt rules for recovery of overpayments of subsidies. Authorizes office to contract for or certify both individual and group health benefit plans. Removes requirement that office provide health benefit plans to small employers. Adjusts scope of authority of office to include functions performed for Family Health Insurance Assistance Program. Deletes obsolete definition of 'referral agency' for purposes of home health services provisions. Permits Oregon Health Authority to apply enforcement procedures and criminal penalties applicable to radiation sources to regulation of tanning beds. Authorizes emergency medical technicians to conduct educational training on treatment of allergic reactions including administration of epinephrine. Decreases minimum age requirement from 21 to 18 years of age for individuals eligible to receive training on treatment of allergic reactions. Expands membership of Oregon Medical Insurance Pool Board from nine to 10. Expands contracting authority of board. Declares emergency, effective on passage.

**Bill #:** SB 0106      **Title:** EMS Reform**Subject:** Public Safety**Position:**                      **Staff:** GI**Status:** In committee upon adjournment.

Modifies terminology relating to emergency medical services. Directs Director of the Oregon Health Authority to appoint Medical Director of the Emergency Medical Services and Trauma Systems Program. Directs Oregon Health Authority to establish levels of licensure for emergency medical services providers. Modifies membership of State Emergency Medical Service Committee. Creates offense of unlawful operation of unlicensed emergency medical services agency. Punishes by maximum of one year's imprisonment, \$6,250 fine, or both. Requires county to review and resubmit updated ambulance service area plan to authority at least once every four years.

**Bill #:** SB 0126      **Title:** Water Right Examiners**Subject:** Water**Position:**                      **Staff:** ML**Status:** Effective date, January 1, 2012.

Clarifies assignment of duties regarding examination of water right examiners. Provides for State Board of Examiners for Engineering and Land Surveying to reimburse Water Resources Department for expenses related to examination. Gives State Board of Examiners for Engineering and Land Surveying authority to investigate alleged or suspected violation by water right examiner and to suspend, revoke or modify certificate for cause. Allows board to adopt rules regulating water right examiners, including rules governing professional conduct and rules requiring professional development or continuing education. Deletes appropriation language inapplicable to semi-independent state agency.

**Bill #:** SB 0127      **Title:** WRD Contracting**Subject:** Water**Position:**                      **Staff:** ML**Status:** In committee upon adjournment.

Authorizes Water Resources Department to enter into certain contracts and other agreements with governmental entities, corporations and other persons. Allows department to receive and issue grants related to laws administered and enforced by department. Allows department to exchange information and services with public or private body or person for specific purposes. Allows department to receive compensation, and make payment, for services rendered under authorized contracts and other agreements. Limits purposes for which department may expend grants, payments and other moneys made available to department for prescribed purposes.

**Bill #:** SB 0135      **Title:** Cemetary Board**Subject:** General Government**Position:**                      **Staff:** ML**Status:** In committee upon adjournment.

Modifies membership of State Mortuary and Cemetery Board. Declares emergency, effective on passage.

**Bill #:** SB 0142      **Title:** Water Utility Regulation**Subject:** Water**Position:**                      **Staff:** ML**Status:** Effective date, January 1, 2012.

Revises regulation of water utilities by Public Utility Commission. Creates two categories of regulation, rate regulation and more limited service regulation. Subjects water utilities with 500 or more customers to rate regulation. Subjects smaller water utilities to rate regulation or service regulation under certain conditions.

**Bill #:** SB 0145      **Title:** RSF Compliance**Subject:** Public Safety**Position:**                      **Staff:** HS**Status:** Effective date, January 1, 2012.

Authorizes Public Utility Commission and Department of Revenue to exchange information ensuring compliance with Residential Service Protection Fund and tax for emergency services requirements. Changes definition of 'telecommunications relay service' to conform with federal definition.

**Bill #: SB 0146** Title: RSF Surcharge

Subject: Finance & Tax  
Position: Staff: HS

Status: In committee upon adjournment.

Extends scope of Residential Service Protection Fund surcharge to include fixed interconnected voice over Internet protocol service and prepaid telecommunications service. Declares emergency, effective on passage.

**Bill #: SB 0161** Title: Unattended Dispensing

Subject: Public Safety  
Position: Staff: GI

Status: In committee upon adjournment.

Allows unattended dispensing of motor vehicle fuels at service station if station also provides attended dispensing of motor vehicle fuels upon request. Allows State Fire Marshal to prohibit unattended dispensing at service station when risk posed to health or safety. Becomes operative July 1, 2012.

**Bill #: SB 0164** Title: Dingfelder Energy Commission

Subject: Energy  
Position: Oppose Staff: DR

Status: In committee upon adjournment.

Creates State Energy Commission. Transfers duties, functions and powers of Director of State Department of Energy and officers of State Department of Energy relating to adoption of rules to commission. Becomes operative January 1, 2012. Declares emergency, effective on passage.

**Bill #: SB 0167** Title: DOE ESA Bill

Subject: Energy  
Position: Staff: DR

Status: In committee upon adjournment.

Requires Director of State Department of Energy to make records of moneys deposited in State Department of Energy Account available to certain parties. Requires that revenues derived from energy resource supplier assessment be used for certain activities.

**Bill #: SB 0168** Title: Klamath Basin Restoration

Subject: Water  
Position: Staff: ML

Status: In committee upon adjournment.

Authorizes issuance of lottery bonds to finance implementation of Klamath Basin Restoration Agreement of 2010. Declares emergency, effective on passage.

**Bill #: SB 0169** Title: Agency Consolidation

Subject: General Government  
Position: Staff: ML

Status: In committee upon adjournment.

Establishes Task Force on Natural Resource Agency Consolidation. Requires task force to report findings and recommendations to interim legislative committees on environment and natural resources on or before July 1, 2012. Sunsets on date of convening of 2013 legislative session. Declares emergency, effective on passage.

**Bill #: SB 0171** Title: Occupational Health Centers

Subject: Work Comp  
Position: Staff: HS

Status: In committee upon adjournment.

Directs Department of Consumer and Business Services to conduct study on feasibility of establishing community-based centers of occupational health and education. Declares emergency, effective on passage.

**Bill #: SB 0172** Title: MCO Treatment Days

Subject: Work Comp  
Position: Staff: HS

Status: In committee upon adjournment.

Increases period during which injured worker enrolled in managed care organization may receive care not authorized by managed care organization from attending physician or nurse practitioner before insurer or self-insured employer may suspend compensation paid to worker.

**Bill #: SB 0173** Title: Settlement Amount Recovery

Subject: Work Comp  
Position: Staff: HS

Status: Effective date, January 1, 2012.

Provides that amounts recoverable by medical service provider or health insurance provider for medical services provided in workers' compensation claim resolved by settlement may be limited by agreement.

**Bill #: SB 0174** Title: Supervisory Employee

Subject: Labor  
Position: Staff: HS

Status: In committee upon adjournment.

Modifies definition of 'supervisory employee' for purposes of public employee collective bargaining law.

**Bill #: SB 0178** Title: Prevailing Wage Rates

Subject: Public Contracting  
Position: Staff: ML

Status: Effective date, June 7, 2011.

Removes requirement for Commissioner of Bureau of Labor and Industries to compare state and federal prevailing rates of wage and make results of comparison available when commissioner determines state prevailing rate of wage. Requires public agency to require in specifications and contracts for public works requirement that contractor and subcontractor pay higher of applicable state or federal prevailing rate of wage. Declares emergency, effective on passage.

**Bill #: SB 0184** Title: Health Access Fund

Subject: Health Care  
Position: Oppose Staff: HS

Status: In committee upon adjournment.

Establishes Oregon Health Access Fund and continuously appropriates moneys in fund to Oregon Health Authority for specified purposes. Creates Core Health Safety Net Integrity Program in authority to provide moneys to support health care safety net and community-based, patient-centered health care services for individuals facing barriers to accessing care. Requires withholding specified amount from wages and salaries of public employees based on amount of employer contributions to benefit plans for which no employee contribution is required. Requires that amount withheld be deposited in Oregon Health Access Fund. Amount withheld is considered salary for purposes of retirement and pension benefits but is not taxable under state income tax or, as permitted by federal law, Social Security and federal income tax. Applies prospectively to collective bargaining agreements. Takes effect on 91st day following adjournment sine die.

**Bill #: SB 0190** Title: Columbia River Basin

Subject: Water  
Position: Staff: ML

Status: In committee upon adjournment.

Classifies certain waters of Columbia River to be used for specific purposes. Reserves specified amount of Columbia River natural flows for in-state use and classifies for specific purposes. Declares management policy for Columbia River. Imposes duties and restrictions on state agencies and public corporations regarding granting and regulation of water use in Columbia River and tributaries. Grants Water Resources Commission rulemaking authority.

**Bill #: SB 0204** Title: Ethical Conflicts

Subject: Health Care  
Position: Monitor Staff: HS

Status: Effective date, June 17, 2011.

Allows disclosure of identity of person between health care providers and prepaid managed care health services organizations that are paid by state health plan to provide care to person. Requires Oregon Health Authority to prescribe payment methodologies for hospitals and ambulatory surgical centers. Requires hospitals and centers to bill and accept as payment in full, in specified circumstances, payments made in accordance with those payment methodologies. Authorizes Crook, Deschutes and Jefferson Counties to form Central Oregon Health Council under certain circumstances. Authorizes other counties to join council under certain circumstances. Requires council to adopt regional health improvement plan and permits council to assume certain activities, services and responsibilities specified in plan.

Directs council to report to Legislative Assembly on performance of council on or before dates of convening of 2013 and 2015 regular sessions of Legislative Assembly. Sunsets January 2, 2016. Declares emergency, effective on passage.

**Bill #: SB 0213** Title: Emergency Transport Subject: Public Safety  
Position: Hold Staff: GI

Status: In committee upon adjournment.

Makes legislative findings regarding emergency medical services. Establishes duty of emergency medical personnel to refer patients who do not have emergency medical conditions to appropriate treatment settings.

**Bill #: SB 0217** Title: Urban Renewal - School Construction Subject: Finance & Taxation  
Position: Staff: ML

Status: In committee upon adjournment.

Permits urban renewal plans to include school construction or reconstruction projects. Permits certain urban renewal plans to add certain noncontiguous lands to urban renewal areas of large metropolitan plans. Requires urban renewal agencies to categorize tax increment revenues used for school projects within urban renewal plan as school system funds. Takes effect on 91st day following adjournment sine die.

**Bill #: SB 0218** Title: Special Public Works Fund Subject: Water  
Position: Staff: ML

Status: In committee upon adjournment.

Extends terms of loans made from Special Public Works Fund.

**Bill #: SB 0229** Title: Naturopath Coverage Subject: Health Care  
Position: Oppose Staff: HS

Status: In committee upon adjournment.

Requires health benefit plan to cover services provided by naturopath if plan would cover same services provided by physician.

**Bill #: SB 0234** Title: EMS Reform Subject: Public Safety  
Position: Staff: GI

Status: Co-Speakers signed.

Modifies terminology relating to emergency medical services providers. Directs Oregon Health Authority to establish levels of licensure for emergency medical services providers.

**Bill #: SB 0260** Title: Lottery for Transportation Subject: Transportation  
Position: Staff: ML

Status: In committee upon adjournment.

Authorizes issuance of lottery bonds for transportation projects. Establishes Local Government Transportation Improvement Fund for purpose of funding local government transportation projects. Continuously appropriates moneys in fund to Department of Transportation. Directs Land Conservation and Development Commission to consider certain criteria when preparing, adopting and amending goals and guidelines that relate to this state's transportation system. Directs Oregon Transportation Commission to consider certain criteria when selecting projects for Statewide Transportation Improvement Program. Declares emergency, effective on passage.

**Bill #: SB 0261** Title: Removal Fill Applicants Subject: Water  
Position: Staff: ML

Status: In committee upon adjournment.

Expands definition of 'applicant' for purposes of removal-fill permitting program. Specifies procedures by which applicant that proposes removal or fill activity for construction of linear facility may receive and use removal-fill permit. Declares emergency, effective on passage.

**Bill #: SB 0265** Title: Removal Fill Applicants Subject: General Government  
Position: Staff: ML

Status: In committee upon adjournment.

Deletes definition of 'applicant' for purposes of certain provisions related to removal-fill permitting program.  
Declares emergency, effective on passage.

**Bill #: SB 0268** Title: Surface Water Diversions Subject: Water  
Position: Staff: ML

Status: In committee upon adjournment.

Requires Water Resources Department to biennially report to Legislative Assembly regarding measurement of significant diversions of surface water from certain watersheds. Requires department to request Senate committee public hearing on report.

**Bill #: SB 0269** Title: Treasurer SEI Statements Subject: Ethics  
Position: Monitor Staff: GI

Status: In committee upon adjournment.

Requires investment officers and assistant investment officers in Investment Division of office of State Treasurer to file statement of economic interest.

**Bill #: SB 0270** Title: Campaign Finance Penalties Subject: Elections  
Position: Staff: HS

Status: Motion to rerefer to Rules carried. Rereferred.

Modifies definition of 'contribution' for purposes related to campaign finance regulation. Eliminates requirement that candidate or political committee, or chief petitioners of initiative, referendum or recall petition, disclose bank account number when filing statement of organization. Modifies provisions related to assessment of campaign finance penalties.

**Bill #: SB 0271** Title: Campaign Finance Fund Subject: Elections  
Position: Staff: HS

Status: In committee upon adjournment.

Establishes Campaign Finance Fund. Continuously appropriates moneys to Secretary of State for purpose of operating electronic filing system. Declares emergency, effective on passage.

**Bill #: SB 0272** Title: Pledges as Contributions Subject: Elections  
Position: Staff: HS

Status: In committee upon adjournment.

Modifies definition of campaign 'contribution. '

**Bill #: SB 0273** Title: SEI Penalties Subject: Ethics  
Position: Monitor Staff: GI

Status: Motion to rerefer to Rules carried. Rereferred.

Reduces maximum penalty that may be imposed for failure to file ethics statements in timely fashion from \$5,000 to \$1,000. Reduces maximum penalty that may be imposed on registered lobbyist or employer of registered lobbyist for failure to file statement of expenditures in timely fashion from \$5,000 to \$1,000.

**Bill #: SB 0277** Title: Veterans Preference Subject: Labor  
Position: Staff: ML

Status: Effective date, May 19, 2011.

Clarifies that veteran or disabled veteran who applies for vacant civil service position or who seeks promotion to civil service position with higher maximum salary rate is entitled to veterans' preference. Declares emergency, effective on passage.

**Bill #: SB 0283** Title: EMT Liability Subject: Insurance  
 Position: Staff: HS  
 Status: In committee upon adjournment.  
 Requires entry of judgment with installment payments in medical liability actions in which \$100,000 or more is awarded for losses that will be incurred by plaintiff after entry of judgment. Modifies law governing liability of individual tortfeasors when more than one tortfeasor is liable for injury, death or property damage. Eliminates reallocation of liability between tortfeasors when court determines that all or part of tortfeasor's share of obligation is uncollectible. Imposes qualifications for expert witnesses in civil actions for medical liability actions. Provides that if offer of compromise in civil action is not accepted, and party asserting claim in action fails to obtain judgment more favorable than offer of compromise, court must award prevailing party fees and attorney fees incurred after service of offer. Declares emergency, effective on passage.

**Bill #: SB 0286** Title: Quarterly Revenue Estimates Subject: Finance & Tax  
 Position: Staff: ML  
 Status: In committee upon adjournment.  
 Directs Legislative Revenue Officer to prepare quarterly revenue estimates. Declares emergency, effective on passage.

**Bill #: SB 0289** Title: ESA Subject: General Government  
 Position: Staff: ML  
 Status: In committee upon adjournment.  
 Requires State Fish and Wildlife Commission to consult with cities and counties on impact to local economies from additions to lists of threatened or endangered species. Requires commission to work with cities and counties to mitigate adverse economic impact on local economies after species listed as threatened or endangered.

**Bill #: SB 0294** Title: Utility Billing Subject: Water  
 Position: Staff: ML  
 Status: Effective date, June 23, 2011.  
 Changes methods by which landlord may bill tenant for utilities or services. Modifies process by which manufactured dwelling park or mobile home park may be converted to planned community subdivision. Modifies provisions regulating closure of park if park is converted to subdivision. Declares emergency, effective on passage.

**Bill #: SB 0298** Title: GF Rainy Day Fund Subject: Finance & Tax  
 Position: Staff: ML  
 Status: In committee upon adjournment.  
 Requires interest on moneys in General Fund to be deposited into Oregon Rainy Day Fund. Modifies amount transferred to Oregon Rainy Day Fund each biennium to one percent of amount of General Fund appropriations for that biennium, less amount of interest deposited during biennium.

**Bill #: SB 0302** Title: Tax Roll Corrections Subject: Finance & Tax  
 Position: Staff: HS  
 Status: Effective date, September 29, 2011.  
 Extends eligibility for amended repayment schedule to additional taxes due to correction of property tax roll made on or after May 27, 2008, and before May 27, 2010, to the extent additional taxes were outstanding on November 1, 2010. Takes effect on 91st day following adjournment sine die.

**Bill #: SB 0304** Title: Attorney Fees Subject: Finance & Tax  
 Position: Staff: HS  
 Status: Public Hearing held.  
 Requires county to pay attorney fees and expenses allowed in property tax proceeding involving locally assessed property. Takes effect on 91st day following adjournment sine die.

**Bill #: SB 0306** Title: District Formation Subject: General Government  
 Position: Support Staff: HS  
 Status: Effective date, January 1, 2012.  
 This GRS document is confidential and may be legally privileged.

Modifies requirements by which county may elect to form district. Applies to elections held after January 1, 2011.

**Bill #: SB 0310** Title: Tax Exemption Sunsets

Subject: Finance & Tax  
Position: Staff: ML

Status: In committee upon adjournment.

Creates and adjusts sunset dates for certain exemptions to property taxation. Adjusts certain other dates relating to exemptions to property taxation. Takes effect on 91st day following adjournment sine die.

**Bill #: SB 0312** Title: 2% GF Rainy Day Fund

Subject: Finance & Tax  
Position: Staff: ML

Status: In committee upon adjournment.

Directs Legislative Assembly to leave unappropriated two percent of amount of General Fund revenues estimated to be available for biennium. Requires deposit of two percent amount into Oregon Rainy Day Fund if amount of General Fund revenues collected equals or exceeds estimate. If amount of General Fund revenues collected is less than estimate but not less than 98 percent of estimated amount, requires deposit of amount by which revenues exceed 98 percent of estimate into Oregon Rainy Day Fund. Repeals provision requiring deposit of one percent of General Fund appropriations for biennium, or ending balance, in Oregon Rainy Day Fund. First applies to biennium beginning July 1, 2013.

**Bill #: SB 0313** Title: Rainy Day Fund

Subject: Finance & Tax  
Position: Staff: ML

Status: In committee upon adjournment.

Repeals statutory provisions establishing Oregon Rainy Day Fund if amendment to Oregon Constitution proposed by Senate Joint Resolution 10 (2011) is approved by people. Provides that transfer of portion of ending balance to Oregon Rainy Day Fund does not occur if amount in fund equals at least 12 percent of General Fund revenues collected during prior biennium. Takes effect only if Senate Joint Resolution 10 (2011) is approved by people at next regular general election. Takes effect on effective date of constitutional amendment proposed in Senate Joint Resolution 10 (2011).

**Bill #: SB 0316** Title: Long-Term E-Zones

Subject: Finance & Tax  
Position: Staff: ML

Status: In committee upon adjournment.

Extends sunset for long term tax credit for rural enterprise zone. Extends sunset for certain designations and authorizations related to enterprise zones. Takes effect on 91st day following adjournment sine die.

**Bill #: SB 0317** Title: E-Commerce Zones

Subject: Finance & Tax  
Position: Staff: ML

Status: In committee upon adjournment.

Extends sunset for tax credit for electronic commerce in enterprise zone or city designated for electronic commerce. Takes effect on 91st day following adjournment sine die.

**Bill #: SB 0322** Title: Multi-Unit Housing

Subject: Finance & Tax  
Position: Staff: ML

Status: Effective date, September 29, 2011.

Includes commercial uses of multiple-unit housing as allowable uses for purposes of exemption from property taxation. Extends sunset date of multiple-unit housing exemption program to 2022. Takes effect on 91st day following adjournment sine die.

**Bill #: SB 0323** Title: Multi-Unit Housing

Subject: Finance & Tax  
Position: Staff: ML

Status: In committee upon adjournment.

Extends sunset date of multiple-unit housing exemption from property taxation to 2022. Takes effect on 91st day following adjournment sine die.

**Bill #: SB 0329** Title: Indemnity Payment Subject: Insurance  
Position: Staff: HS  
Status: In committee upon adjournment.

Requires insurers to pay indemnities under health insurance policy directly to providers of health services.

**Bill #: SB 0337** Title: Fund for Energy-Bailey Subject: Energy  
Position: Monitor Staff: DR  
Status: In committee upon adjournment.

Establishes Oregon Fund for Energy, Jobs and Innovation. Authorizes Oregon Innovation Council to make grants and loans from fund for clean energy economic development proposals. Establishes minimum proposal requirements. Requires nonprofit entity or signature research center to issue request for proposals and make recommendations for funding to council. Requires council to adopt rules. Permits council to determine eligibility of proposals for revenue bond financing. Requires Oregon Business Development Department to request issuance of revenue bonds by State Treasurer upon determination of eligibility. Authorizes Oregon Innovation Council to establish one or more signature research centers. Establishes clean energy economic development charge to be collected by public utilities for deposit in Oregon Fund for Energy, Jobs and Innovation to fund proposals for clean energy economic development. Declares emergency, effective on passage.

**Bill #: SB 0340** Title: Agency Review Subject: General Government  
Position: Staff: ML  
Status: In committee upon adjournment.

Directs Legislative Assembly to review state agencies and programs, taxes and fees administered by state agencies every six years. Abolishes state agencies that are not continued by legislative Act enacted during year of review. Establishes Sunset Advisory Commission. Directs commission to review and evaluate state agencies and programs, taxes and fees administered by state agencies and make recommendations on abolition or continuation of agencies and programs, taxes and fees administered by agencies. Provisions requiring review of state agencies and programs, taxes or fees administered by state agencies become operative January 1, 2013. Prohibits abolishment of state agency under Act until earlier of review of agency by Legislative Assembly or 2020.

**Bill #: SB 0341** Title: Brake Pads Subject: Wastewater  
Position: Staff: ML  
Status: Effective date, January 1, 2012.

Expands offense of failure to yield right of way within a roundabout. Creates exception to offense of failure to drive within a lane. Requires road authority to post sign prior to each multilane roundabout that warns drivers of hazard of driving next to commercial motor vehicle.

**Bill #: SB 0342** Title: M 76 Implementation Subject: Parks  
Position: Hold Staff: AR  
Status: Co-Speakers signed.

Revises statutory provisions relating to lottery moneys constitutionally directed toward acquisition, management and protection of parks and recreation areas and toward financing restoration and protection of native fish and wildlife, watersheds and water quality. Changes permissible uses of moneys. Requires State Parks and Recreation Director to submit biennial report to Joint Committee on Ways and Means on results of activities and programs funded by lottery moneys. Alters content of program conducted by Oregon Watershed Enhancement Board. Changes name of Restoration and Protection Subaccount of Parks and Natural Resources Fund to Natural Resources Subaccount. Abolishes Restoration and Protection Research Fund. Establishes Watershed Conservation Operating Fund and Watershed Conservation Grant Fund and specifies uses of moneys in funds. Abolishes Watershed Improvement Operating Fund on July 1, 2013, and Watershed Improvement Grant Fund on July 1, 2015. Transfers unexpended moneys in abolished funds to newly established funds. Requires state agencies receiving moneys from Natural Resources Subaccount to biennially report to Legislative Assembly regarding use of moneys. Declares emergency, effective July 1, 2011.

**Bill #: SB 0344** Title: Road Authority Speed Subject: Transportation  
Position: Staff: ML  
Status: In committee upon adjournment.

Authorizes road authority to designate speed on highway in its jurisdiction that is five miles per hour lower than

statutory speed under specified circumstances.

**Bill #:** SB 0346      **Title:** 911 Tape Disclosure Exemption

**Subject:** Public Records  
**Position:** Support      **Staff:** HS

**Status:** In committee upon adjournment.

Exempts from disclosure under public records law audio recording of voice of caller to 9-1-1 emergency reporting system unless public interest requires disclosure. Creates exceptions. Allows any person to obtain transcript of audio recording.

**Bill #:** SB 0347      **Title:** Domestic Violence Exemption

**Subject:** Public Records  
**Position:**                      **Staff:** ML

**Status:** At Desk upon adjournment.

Exempts from disclosure records of domestic violence service or resource center that concern individuals affected by domestic or sexual violence who visit center for referrals, resource information or related services, or individuals' family members. Prohibits public body from releasing information that identifies holder of or applicant for concealed handgun license. Authorizes disclosure for criminal justice purposes or pursuant to court order. Declares emergency, effective on passage.

**Bill #:** SB 0352      **Title:** Employee Definition Bargaining

**Subject:** Labor  
**Position:**                      **Staff:** HS

**Status:** In committee upon adjournment.

Defines 'casual employee' and 'temporary employee,' and includes temporary employees in definition of 'appropriate bargaining unit,' for purposes of collective bargaining between public employers and public employees.

**Bill #:** SB 0372      **Title:** PIP Settlements

**Subject:** Insurance  
**Position:** Monitor      **Staff:** HS

**Status:** Co-Speakers signed.

Removes ambulance services from list of services for which fee schedules are used to calculate charges for personal injury protection benefits. Declares emergency, effective September 1, 2011.

**Bill #:** SB 0384      **Title:** Prompt Pay

**Subject:** Public Contracting  
**Position:**                      **Staff:** ML

**Status:** Effective date, January 1, 2012.

Revises billing cycle requirement for prompt payment of amounts due under private construction contracts. Changes statement requirement for alternative billing cycles. Allows specification of alternative time limit for making final payment. Changes prevailing party entitlements regarding costs and attorney fees.

**Bill #:** SB 0397      **Title:** Employee Indemnification

**Subject:** Insurance  
**Position:**                      **Staff:** HS

**Status:** Effective date, January 1, 2012.

Allows action based on tort to be brought against officer, employee or agent of public body if complaint alleges that plaintiff is entitled to damages in excess of limitations imposed by Oregon Torts Claims Act.

**Bill #:** SB 0407      **Title:** Hands Free Use

**Subject:** Public Safety  
**Position:**                      **Staff:** GI

**Status:** In committee upon adjournment.

Removes exception for person operating motor vehicle in scope of person's employment from offense of operating motor vehicle while using mobile communication device.

**Bill #:** SB 0419      **Title:** Definition of Elder Abuse

**Subject:** General Government  
**Position:**                      **Staff:** AR

**Status:** In committee upon adjournment.

Clarifies definition of 'abuse' in Elderly Persons and Persons With Disabilities Abuse Prevention Act with respect to conduct involving elements of speech.

Bill #: [SB 0422](#) Title: Liability Insurance

Subject: Public Contracting  
Position: Oppose Staff: ML

Status: In committee upon adjournment.

Prohibits contracting agency from requiring contractor in contract for architectural, engineering and land surveying services or related services to obtain and maintain in force liability insurance with combined single limit that exceeds \$1 million unless contracting agency makes determination after considering certain factors or unless contracting agency pays portion of premium cost that is attributable to increased combined single limit. Becomes operative January 1, 2012. Declares emergency, effective on passage.

Bill #: [SB 0424](#) Title: Pedestrians

Subject: General Government  
Position: Staff: ML

Status: Effective date, June 23, 2011.

Clarifies that pedestrian is crossing roadway in crosswalk when any part or extension of pedestrian's body moves onto roadway with intent to proceed. Creates exception to offense of pedestrian with improper position upon or improperly proceeding along highway. Declares emergency, effective on passage.

Bill #: [SB 0436](#) Title: SIP Rural Area Definition

Subject: Finance & Tax  
Position: Staff: ML

Status: In committee upon adjournment.

Modifies definition of 'rural area' for purposes of Strategic Investment Program. Takes effect on 91st day following adjournment sine die.

Bill #: [SB 0437](#) Title: Economic Development Records

Subject: Public Records  
Position: Staff: ML

Status: Effective date, January 1, 2012.

Expands public records disclosure exemption to records, communications and information received by counties and cities in connection with applications for economic development moneys, support or assistance.

Bill #: [SB 0441](#) Title: Hazardous Substances

Subject: General Government  
Position: Staff: ML

Status: In committee upon adjournment.

Modifies provisions related to written agreements by Department of Environmental Quality that provide certain parties with release from potential liability for releases of hazardous substances.

Bill #: [SB 0451](#) Title: Initiative Funding

Subject: Elections  
Position: Staff: HS

Status: In committee upon adjournment.

Requires Legislative Assembly to provide funding for statutes created or amended by initiative petition. Provides that if funding measure is referred by people and defeated, Legislative Assembly need not fund initiated measure. Specifies that if funding measure is referred by people and defeated, Legislative Assembly must again provide funding at next regular session following referendum election. Declares emergency, effective on passage.

Bill #: [SB 0455](#) Title: Johnson Tree Removal

Subject: Energy  
Position: Staff: DR

Status: In committee upon adjournment.

Exempts Department of Transportation from need to obtain local permit before removing trees. Permits department to inspect and condemn trees that potentially pose immediate and substantial risk of damage or injury by obstructing, hanging over or otherwise encroaching or threatening to encroach in any manner on state highway. Increases amount of minimum appraised value of forest products required to place forest products for sale at public auction by department.

**Bill #: SB 0457** Title: Public Purpose Subject: Energy  
 Position: Staff: DR  
 Status: In committee upon adjournment.  
 Changes distribution of amounts collected as public purpose charge by electric companies and Oregon Community Power. Limits amount allocated annually for new cost-effective conservation and new market transformation. Creates program for distribution of moneys for energy conservation measures to schools in areas where public purpose charge is collected, with moneys diverted from new cost-effective conservation and new market transformation purposes.

**Bill #: SB 0469** Title: Lobbyist Communications Subject: General Government  
 Position: Staff: HS  
 Status: In committee upon adjournment.  
 Requires members of Legislative Assembly to submit report to Oregon Government Ethics Commission of each meeting or other oral communication with registered lobbyist. Directs commission to adopt rules prescribing schedule, manner and form of report. Becomes operative on January 1, 2012. Declares emergency, effective on passage.

**Bill #: SB 0470** Title: Delinquent Property Tax Rates Subject: Finance & Tax  
 Position: Staff: HS  
 Status: In committee upon adjournment.  
 Reduces monthly interest on delinquent property tax payments to lesser of prime rate plus one percent, multiplied by one-twelfth, or two-thirds of one percent. Takes effect on 91st day following adjournment sine die.

**Bill #: SB 0473** Title: Hydro Land Use Subject: Energy  
 Position: Staff: DR  
 Status: In committee upon adjournment.  
 Allows energy facilities and hydroelectric facilities as outright permitted uses in exclusive farm use zones, mixed farm and forest zones and forest zones.

**Bill #: SB 0480** Title: Afterschool Meal & Snack Training Subject: Parks  
 Position: Staff: AR  
 Status: Co-Speakers signed.  
 Requires Department of Education to provide assistance to school districts, government agencies and community groups related to United States Department of Agriculture's Afterschool Meal and Snack Program. Allows Department of Education to award grants related to program. Authorizes department to enter into contract with public or private entity to provide training for and administration of grant program. Appropriates moneys from General Fund to Department of Education for grants and administration of grant program. Declares emergency, effective July 1, 2011.

**Bill #: SB 0490** Title: Water Shutoff Subject: Water  
 Position: Staff: ML  
 Status: In committee upon adjournment.  
 Requires utility providing natural or liquid propane gas, electricity or water to notify residential tenant of possible termination of utility or service paid for by landlord. Allows tenant to retain utility or service for up to lesser of three billing periods or 90 days by paying current amounts due.

**Bill #: SB 0498** Title: Federal Health Care Unconstitutional Subject: Health Care  
 Position: Monitor Staff: HS  
 Status: In committee upon adjournment.  
 Makes legislative finding that Patient Protection and Affordable Care Act and Health Care and Education Reconciliation Act of 2010 are unconstitutional. Declares Acts to be null and void in this state. Creates crime of enforcing or attempting to enforce provisions of Patient Protection and Affordable Care Act or Health Care and Education Reconciliation Act of 2010, punishable by maximum of five years' imprisonment, \$5,000 fine, or both, if committed by official, agent or employee of federal government or by employee of corporation providing services to federal government, and punishable by maximum of two years' imprisonment, \$1,000 fine, or both, if committed by public officer or employee of state. Declares emergency, effective on passage.

**Bill #:** SB 0499      **Title:** Agency Consolidation**Subject:** Water  
**Position:**                      **Staff:** ML**Status:** In committee upon adjournment.

Directs specified state agencies, boards and commissions to report to Legislative Assembly or Emergency Board on plan to abolish agency, board or commission or merge with another agency, board or commission. Directs specified state agencies, boards and commissions to report to Legislative Assembly or Emergency Board on plan to reduce funding level of agency, board or commission by specified percentage below legislatively approved budget for agency, board or commission for biennium beginning July 1, 2009. Directs specified state agencies to maintain expenditures at level equal to level of legislatively approved budget for agency for biennium beginning July 1, 2009. Suspends cost-of-living increases, salary step increases, upward reclassifications, filling of vacant positions, creation of new positions and out-of-state travel for employees of specified state agencies. Suspends purchases of additional goods or supplies. Declares emergency, effective on passage.

**Bill #:** SB 0500      **Title:** Other Funds Reserve**Subject:** Finance & Tax  
**Position:**                      **Staff:** ML**Status:** In committee upon adjournment.

Establishes Oregon Other Funds Reserve Fund. Transfers portion of June 30, 2011, ending balance from dedicated or continuously appropriated other funds accounts or funds to reserve fund. Transfers interest from reserve fund to State School Fund. Specifies circumstances under which amounts transferred to reserve fund may be modified or appropriated. Directs state agencies to follow generally accepted accounting practices relating to fund balance reporting and governmental fund type definitions. Declares emergency, effective July 1, 2011.

**Bill #:** SB 0502      **Title:** Legislative History**Subject:** General Government  
**Position:**                      **Staff:** HS**Status:** In committee upon adjournment.

Amplifies materials that may be considered legislative history of statute.

**Bill #:** SB 0506      **Title:** Family Leave**Subject:** Labor  
**Position:**                      **Staff:** ML**Status:** Referred to Business and Labor.

Allows eligible employees to take family leave to deal with death of family member. Limits period of leave to two weeks . Requires that leave be counted toward total period of authorized family leave.

**Bill #:** SB 0510      **Title:** SEIs**Subject:** Ethics  
**Position:** Monitor      **Staff:** GI**Status:** In committee upon adjournment.

Requires investment officers and assistant investment officers in Investment Division of office of State Treasurer to file statement of economic interest.

**Bill #:** SB 0513      **Title:** Internet Posting**Subject:** Public Meetings  
**Position:**                      **Staff:** ML**Status:** In committee upon adjournment.

Provides for publication of notice by posting on home page of unit of local government's Internet website.

**Bill #:** SB 0515      **Title:** Local Employment Contracts**Subject:** Labor  
**Position:**                      **Staff:** ML**Status:** In committee upon adjournment.

Prohibits city or local service district from entering into employment contract for employment of principal administrator that provides for term of employment that is longer than four years or for automatic renewal of contract. Prohibits payment of compensation for work not performed by administrator. Becomes operative January 1, 2015.

**Bill #:** SB 0518      **Title:** Removal Fill**Subject:** Water  
**Position:**                      **Staff:** ML**Status:** Effective date, January 1, 2012.

Changes method by which Department of State Lands issues removal or fill permit for recurring or substantially similar activities from rule adoption to order issuance.

Bill #: [SB 0521](#) Title: Natural Resources Department

Subject: Water  
Position: Staff: ML

Status: In committee upon adjournment.

Establishes Oregon Department of Natural Resources and Oregon Natural Resources Commission. Directs Governor to appoint Director of Oregon Department of Natural Resources and members of commission. Establishes Oregon Natural Resources Fund. Continuously appropriates moneys in fund to department for purpose of carrying out its duties, functions and powers. Abolishes State Department of Fish and Wildlife, State Fish and Wildlife Commission, State Parks and Recreation Department, State Parks and Recreation Commission, Department of State Lands, Department of Land Conservation and Development, Land Conservation and Development Commission, Land Use Board of Appeals, State Department of Geology and Mineral Industries, Water Resources Department, Water Resources Commission, Oregon Watershed Enhancement Board, State Forestry Department, State Board of Forestry and Oregon Forest Resources Institute. Transfers duties, functions and powers from abolished departments, commissions and boards to Oregon Department of Natural Resources. Declares emergency, effective on passage.

Bill #: [SB 0528](#) Title: Explicit Pass Through

Subject: Elections  
Position: Staff: HS

Status: In committee upon adjournment.

Enables contributor to indicate whether all or part of contribution made to candidate, candidate's principal campaign committee or political committee may be contributed to or on behalf of any other candidate or committee. Limits types of expenditures that may be made with certain contributions.

Bill #: [SB 0529](#) Title: Product Stewardship

Subject: Environment  
Position: Staff: ML

Status: In committee upon adjournment.

Requires producers of lighting that contains mercury to establish product stewardship programs. Requires producers to establish annual performance goals. Specifies reporting requirements for producers of lighting that contains mercury. Specifies mercury content standards for lighting that contains mercury. Specifies state procurement policy related to lighting that contains mercury. Makes legislative findings regarding lighting that contains mercury. Imposes civil penalty for disposal of, or knowingly accepting for disposal, lighting that contains mercury. Imposes civil penalties for other violations of provisions related to lighting that contains mercury. Establishes fees. Establishes Product Stewardship Fund. Continuously appropriates moneys in fund to Department of Environmental Quality to pay certain costs. Declares emergency, effective on passage.

Bill #: [SB 0532](#) Title: Transportation Project Funds

Subject: Transportation  
Position: Staff: ML

Status: In committee upon adjournment.

Establishes Critical Transportation Needs Income Tax Sequestration Pilot Project. Allows Oregon Transportation Commission to identify up to specified number of transportation projects and establish tax sequestration zones for areas benefited by projects. Authorizes issuance of revenue bonds to fund projects and directs Department of Revenue to sequester tax revenues from bonds and pay costs of projects from sequestered tax revenues. Prohibits tax sequestration funded transportation projects from being established after specified date. Takes effect on 91st day following adjournment sine die.

Bill #: [SB 0540](#) Title: Quarterly SEIs

Subject: Ethics  
Position: Monitor Staff: GI

Status: In committee upon adjournment.

Requires certain public officials and candidates to file quarterly statements of economic interest with Oregon Government Ethics Commission. Becomes operative January 1, 2012. Declares emergency, effective on passage.

Bill #: [SB 0551](#) Title: Weatherization of Schools

Subject: Energy  
Position: Monitor Staff: DR

Status: In committee upon adjournment.

Establishes Jobs, Energy and Schools Fund. Continuously appropriates moneys in fund to State Department of Energy. Specifies uses of moneys. Requires department to establish grant and loan program to support certain initiatives. Requires department to develop plan for weatherization of kindergarten through grade 12 public schools. Declares emergency, effective on passage.

**Bill #:** SB 0553      **Title:** Rainy Day Fund

**Subject:** Finance & Tax  
**Position:**                      **Staff:** ML

**Status:** In committee upon adjournment.

Requires interest on moneys in General Fund to be deposited into Oregon Rainy Day Fund. Directs Legislative Assembly to provide that interest on moneys in General Fund that otherwise accrue to Oregon Rainy Day Fund shall instead accrue to General Fund if conditions allowing appropriation of Oregon Rainy Day Fund are satisfied. Modifies amount transferred to Oregon Rainy Day Fund each biennium to one percent of amount of General Fund appropriations for that biennium, less amount of interest deposited in Oregon Rainy Day Fund during biennium.

**Bill #:** SB 0554      **Title:** Renewables Task Force

**Subject:** Energy  
**Position:**                      **Staff:** DR

**Status:** In committee upon adjournment.

Creates Task Force on Renewable Resource Generation and Transmission Development Areas. Sunsets task force on date of convening of 2013 regular session of Legislative Assembly. Continuously appropriates to task force moneys contributed by United States Government or other source for task force. Declares emergency, effective on passage.

**Bill #:** SB 0555      **Title:** Autism Coverage

**Subject:** Health Care  
**Position:**                      **Staff:** HS

**Status:** In committee upon adjournment.

Adds new definitions and requirements for health insurance coverage of autism spectrum disorders.

**Bill #:** SB 0561      **Title:** Special Public Works Fund

**Subject:** Wastewater  
**Position:**                      **Staff:** ML

**Status:** In committee upon adjournment.

Exempts sanitary districts meeting specified requirements from certain eligibility requirements related to income for funding and other assistance from Special Public Works Fund.

**Bill #:** SB 0563      **Title:** Volunteer Emergency Care

**Subject:** Public Safety  
**Position:** Monitor      **Staff:** HS

**Status:** Effective date, January 1, 2012.

Allows previously licensed, certified or otherwise authorized health care provider to register as emergency health care provider and to provide health care services without license or certification during Governor-declared emergency. Authorizes Oregon Health Authority to direct registered emergency health care providers to proceed to another state where emergency health care services are required.

**Bill #:** SB 0564      **Title:** Intangibles

**Subject:** Finance & Tax  
**Position:**                      **Staff:** HS

**Status:** In committee upon adjournment.

Exempts from property taxation items of tangible personal property used exclusively on owner's farm parcel primarily to promote sale of products produced on parcel and on other local farm parcels. Excludes retail equipment from exemption. Applies to property tax years beginning on or after July 1, 2012. Takes effect on 91st day following adjournment sine die.

**Bill #:** SB 0570      **Title:** Wood Construction

**Subject:** Public Contracting  
**Position:** Oppose      **Staff:** ML

**Status:** In committee upon adjournment.

Requires Oregon Department of Administrative Services to adopt rules regarding use of wood in buildings constructed by

public body using state funding. Prohibits use of state funding for buildings not conforming with rules. Requires department to consult with representatives of local government, building trades, wood products industry and other parties before adoption or modification of rules. Makes rules applicable to buildings for which initial disbursement of state funding occurs on or after July 1, 2012. Declares emergency, effective on passage.

**Bill #:** SB 0572      **Title:** 1039 Schools      **Subject:** PERS  
**Position:**      **Staff:** HS  
**Status:** In committee upon adjournment.

Provides that limitations on employment of retired member of Public Employees Retirement System do not apply to retired member who is employed by school district or community college district located within county with population of not more than 35,000 inhabitants, or who is employed by education service district with primary work duties in county with population of not more than 35,000 inhabitants. Declares emergency, effective on passage.

**Bill #:** SB 0573      **Title:** Refund Payments      **Subject:** Health Care  
**Position:**      **Staff:** HS  
**Status:** Public Hearing held.

Prohibits health insurer from demanding refund of payment made to satisfy claim of health care provider on or before earlier of date specified in contract with provider or nine months after date of payment. Increases, from six months after provider has received written request from health insurer to 24 months after provider has received such request, amount of time that health insurer may request contested refund to be paid.

**Bill #:** SB 0576      **Title:** Out of State Retirees      **Subject:** PERS  
**Position:**      **Staff:** HS  
**Status:** In committee upon adjournment.

Prohibits Public Employees Retirement Board from paying increased benefit by reason of state income taxation of payments made by board if person receiving payments does not pay Oregon income tax on retirement benefits. Provides procedures for enforcing prohibition. Imposes similar prohibition for certain public employers that provide retirement benefits for police officers and firefighters other than by participation in Public Employees Retirement System. Provides for expedited review by Supreme Court upon petition by adversely affected party. Declares emergency, effective on passage.

**Bill #:** SB 0581      **Title:** Contracting Review Board      **Subject:** Public Contracting  
**Position:**      **Staff:** ML  
**Status:** In committee upon adjournment.

Creates Alternative Contracting Review Board and prescribes board membership, duties and functions. Permits board to establish advisory and technical committees to assist board in performing functions. Requires Oregon Department of Administrative Services to provide staff support and any needed facilities to board. Provides that board shall review and approve or disapprove recommendations to exempt public improvement contract or class of public improvement contracts from competitive bidding requirements and evaluations of alternative contracting methods. Requires board to charge contracting agencies fee for reviewing applications for exemption from competitive bidding requirements. Requires board to hold public hearing on decision to grant exemption or approve or disapprove evaluation. Becomes operative on January 1, 2012. Declares emergency, effective on passage.

**Bill #:** SB 0585      **Title:** No WCI Whitsett      **Subject:** Energy  
**Position:**      **Staff:** DR  
**Status:** In committee upon adjournment.

Prohibits public officials from spending public funds in support of activities or initiatives related to Western Climate Initiative.

**Bill #:** SB 0586      **Title:** Green Buildings      **Subject:** Public Contracting  
**Position:**      **Staff:** ML  
**Status:** Public Hearing held.

Requires public agency to include amount in contract for construction, reconstruction or major renovation of public building equivalent to 1.5 percent of total contract price for inclusion of appropriate green energy technology.

**Bill #: SB 0589** Title: Water Rights Subject: Water Position: Staff: ML

Status: In committee upon adjournment.

Allows qualifying person to apply for water right certificate or water right permit to obtain water from Crescent Lake. Creates temporary expedited process for Water Resources Department action on applications and requests for water right certificates or water right permits to obtain water from Crescent Lake. Sunsets January 2, 2014. Declares emergency, effective on passage.

**Bill #: SB 0598** Title: Dishcharge IGA Subject: Wastewater Position: Staff: ML

Status: In committee upon adjournment.

Prohibits public body from discharging drainage or storm water into facilities owned by specified districts without intergovernmental agreement. Requires public body that is unable or unwilling to reach agreement with district to complete and implement alternative plan for discharging drainage or storm water. Imposes liability for discharge without, or in violation of, intergovernmental agreement.

**Bill #: SB 0600** Title: Submersible Land Leases Subject: Water Position: Staff: ML

Status: Co-Speakers signed.

Modifies provisions related to lease of submersible lands. Modifies provisions related to easements over submersible lands. Modifies provisions related to certain privately owned floats and docks. Allows Department of State Lands to authorize, without charge, certain uses of submerged and submersible lands. Modifies provisions related to kelp fields. Allows Department of State Lands to adopt rule that exempts from removal-fill requirements removal of no more than 100 cubic yards of material from waters of state for purpose of maintaining drainage and protecting agricultural land.

**Bill #: SB 0603** Title: Hatchery Fish Subject: Water Position: Staff: ML

Status: In committee upon adjournment.

Defines 'hatchery produced' for purposes of provisions related to salmon and trout enhancement program. Provides that fish habitat improvement projects may be designed only for benefit of native fish. Prohibits State Fish and Wildlife Commission from establishing bag limits, size restrictions or closed seasons for species of fish that are not native fish. Prohibits state agencies from enhancing, protecting or introducing into waters of this state fish that is not native fish.

**Bill #: SB 0611** Title: Employment Definitions Subject: Labor Position: Staff: ML

Status: In committee upon adjournment.

Standardizes definitions of 'employ,' 'employee,' 'employer' and 'wages' for purposes of statutes relating to hours, wages, wage claims, employment conditions, employment agencies, farm labor contractors and construction contractors.

**Bill #: SB 0615** Title: Primary Election Days Subject: Elections Position: Staff: HS

Status: In committee upon adjournment.

Changes date of primary election from third Tuesday in May to third Tuesday in September in even-numbered years. Retains presidential preference primary election in May. Modifies period for filing and conducting election contests, recounts and actions for false campaign statements following primary election. Directs Secretary of State to print single September voters' pamphlet. Changes deadlines for filing for nomination or election to office and for filing information relating to candidates and measures with election officials.

**Bill #: SB 0617** Title: McNulty PUD Annexation Subject: Land Use Position: Staff: ML

Status: In committee upon adjournment.

Allows city with municipally owned and operated water utility to remove territory annexed to city from people's

utility district providing domestic water service.

**Bill #:** SB 0619      **Title:** Property Repurchase

**Subject:** General Government  
**Position:**                      **Staff:** ML

**Status:** Effective date, June 17, 2011.

Requires that certain agreements for acquisition of real property by condemner contain provision relating to repurchase of property in event property is not used for public purpose. Provides that if agreement does not contain required provision, owner may repurchase property, or any portion of property, if 10 years have expired since transfer and condemner has not used property for public purpose. Exempts real property acquired by condemner for purpose of constructing, improving or maintaining transportation facility or system. Declares emergency, effective on passage.

**Bill #:** SB 0624      **Title:** Unpaid Wage Rights

**Subject:** Labor  
**Position:**                      **Staff:** ML

**Status:** In committee upon adjournment.

Establishes right of employee for civil action based on unpaid wages. Authorizes creation of lien on employer's real and personal property for unpaid wages under certain circumstances. Establishes priority of lien for amounts of unpaid wages up to specified amount. Creates exception.

**Bill #:** SB 0626      **Title:** Quality Fresh Water Program

**Subject:** Water  
**Position:**                      **Staff:** ML

**Status:** Co-Speakers signed.

Directs State Department of Fish and Wildlife to undertake study of creating Quality Fresh Waters Program. Sunsets January 2, 2014.

**Bill #:** SB 0627      **Title:** Chiros on HSC

**Subject:** Health Care  
**Position:**                      **Staff:** HS

**Status:** In committee upon adjournment.

Requires that one chiropractic physician serve on Health Services Commission.

**Bill #:** SB 0628      **Title:** County Employee Salaries

**Subject:** General Government  
**Position:**                      **Staff:** HS

**Status:** Effective date, January 1, 2012.

Requires county to annually publish actual gross monthly salary of each county officer or employee and identify title of position.

**Bill #:** SB 0630      **Title:** Energy Score

**Subject:** General Government  
**Position:**                      **Staff:** ML

**Status:** In committee upon adjournment.

Limits ability of local government to disclose energy score information regarding building. Prohibits local government from requiring building owner or lessor to disclose energy score information for building. Creates exception.

**Bill #:** SB 0634      **Title:** Provider Contracts

**Subject:** Health Care  
**Position:** Oppose      **Staff:** HS

**Status:** Effective date, June 28, 2011.

Imposes requirements for contracts between specified contracting entities and third parties for access to health care services of providers. Imposes requirements on third party contracts to obtain access to provider's services and discounted rates under provider network contract. Requires third parties to comply with terms of contract between provider and contracting entity. Requires contracting entities and third parties with access to provider network contract to maintain websites containing list of third parties with access to provider's services and discounted rates. Declares emergency, effective on passage.

**Bill #: SB 0638** Title: Unemployment Benefits Subject: Labor Position: Staff: ML

Status: Effective date, March 24, 2011.

Provides for payment of Oregon emergency benefits to qualifying individuals during emergency benefit period. Directs Director of Employment Department to stop payments of Oregon emergency benefits when total amount of payments would exceed specified amount if paid for succeeding week. Sunsets on January 2, 2014. Declares emergency, effective on passage.

**Bill #: SB 0640** Title: EFU Land Fire Stations Subject: Land Use Position: Staff: ML

Status: Effective date, May 24, 2011.

Authorizes division of land in exclusive farm use zone to create parcel smaller than minimum lot or parcel size on which to establish fire service facilities that provide rural fire protection services. Declares emergency, effective on passage.

**Bill #: SB 0645** Title: Drug Free Workplace Subject: Labor Position: Staff: ML

Status: In committee upon adjournment.

Allows employer to adopt comprehensive drug-free workplace program, including drug and alcohol testing policies. Establishes requirements for program and policies, including requirements for collection of samples and testing procedures. Exempts employer from civil actions under certain conditions when employer has adopted comprehensive drug-free workplace program. Modifies definition of 'compensable injury' in workers' compensation law. Modifies application of disability law in relation to illegal use of drugs. Requires applicant for medical marijuana registry identification card to notify employer before using marijuana. Provides that Oregon Medical Marijuana Act does not require employer to make workplace accommodation regardless of where marijuana use occurs.

**Bill #: SB 0646** Title: Medical Marijuana Subject: Labor Position: Staff: ML

Status: In committee upon adjournment.

Expands ability of employer to prohibit use of medical marijuana in workplace.

**Bill #: SB 0649** Title: Fish Habitat Subject: Water Position: Staff: ML

Status: In committee upon adjournment.

Directs State Department of Fish and Wildlife to conduct feasibility study regarding development of zone to improve fish habitat in specified areas. Directs department to report on study to Seventy-seventh Legislative Assembly on or before February 1, 2013. Sunsets January 2, 2014.

**Bill #: SB 0651** Title: Dam Inspection Fees Subject: Water Position: Staff: ML

Status: In committee upon adjournment.

Prohibits Water Resources Department from charging or collecting temporary fee for dam that is part of waste water control facility for confined animal feeding operation. Exempts dam that is part of waste water control facility for confined animal feeding operation, and water being retained in dam, from Water Resources Department regulation. Declares emergency, effective on passage.

**Bill #: SB 0652** Title: Voter Roll Lists Subject: Elections Position: Staff: HS

Status: In committee upon adjournment.

Prohibits distribution of list of electors that indicates whether elector cast ballot in election before 8 p.m. on date of election.

**Bill #: SB 0657** Title: Retainage Subject: Public Contracting  
Position: Oppose Staff: ML

Status: In committee upon adjournment.

Reduces percentage of construction contract, home improvement contract or public improvement contract payment that may be held as retainage.

**Bill #: SB 0665** Title: TTD Benefits Subject: PERS  
Position: Staff: HS

Status: In committee upon adjournment.

Requires that employer of Tier One or Tier Two member of Public Employees Retirement System continue to make contributions for member as though member continued to work during period in which member receives temporary total disability benefits under Workers' Compensation Law. Provides that contributions be based on salary of member at time member left work. Provides that final average salary of member be calculated as though member continued to work during period of temporary total disability, based on salary of member at time member left work.

**Bill #: SB 0667** Title: Indefinite Quantity Contracts Subject: Public Contracting  
Position: Oppose Staff: ML

Status: Referred to Business and Labor.

Permits contracting agency to enter into indefinite quantity contract for architectural, engineering or land surveying services or related services. Provides mandates and guidelines for indefinite quantity contracts. Becomes operative on January 1, 2012. Declares emergency, effective on passage.

**Bill #: SB 0671** Title: Sale of Voter Info Subject: Elections  
Position: Staff: HS

Status: In committee upon adjournment.

Modifies required contents of voter registration card. Directs county clerk to record all information supplied by person on voter registration card. Becomes operative January 1, 2013.

**Bill #: SB 0672** Title: Transportation Planning Subject: Transportation  
Position: Staff: ML

Status: In committee upon adjournment.

Prevents Oregon Transportation Commission from adopting or enforcing rules that plan or zone, or otherwise limit development on, private land. Prevents local government from adopting or enforcing provisions of comprehensive plan or land use regulations that plan or zone, or otherwise limit development on, private land solely for purpose of protecting future transportation uses.

**Bill #: SB 0673** Title: IOU Large Retail Consumers Subject: Energy  
Position: Staff: DR

Status: In committee upon adjournment.

Removes limitation on payments for funding cost-effective energy conservation measures by large retail electricity consumer. Removes limitation on large retail electricity consumer receiving direct benefit from energy conservation measures if costs of measures are included in rates. Declares emergency, effective August 1, 2011.

**Bill #: SB 0675** Title: Prior Authorization DCBS Subject: Health Care  
Position: Oppose Staff: HS

Status: In committee upon adjournment.

Requires health insurers and third party administrators to use standard prior authorization form prescribed by Department of Consumer and Business Services. Becomes operative January 1, 2012. Declares emergency, effective on passage.

**Bill #: SB 0684** Title: Cancer Treatment Subject: Health Care  
Position: Oppose Staff: HS

Status: In committee upon adjournment.

Prohibits insurers from denying cancer treatment provided by specified medical facilities on basis that treatment is experimental or investigational. Requires health insurance policies to contain list of medical procedures excluded from coverage.

**Bill #:** SB 0685      **Title:** Work Comp Tax Credit

**Subject:** Work Comp  
**Position:**                      **Staff:** HS

**Status:** In committee upon adjournment.

Extends sunset for tax credit for insurers providing workers' compensation coverage. Takes effect on 91st day following adjournment sine die.

**Bill #:** SB 0686      **Title:** Fire Tax Credit

**Subject:** Public Safety  
**Position:**                      **Staff:** GI

**Status:** In committee upon adjournment.

Extends sunset for tax credit for insurers transacting fire insurance. Takes effect on 91st day following adjournment sine die.

**Bill #:** SB 0687      **Title:** Manufacturing BETC to Biz Oregon

**Subject:** Energy  
**Position:**                      **Staff:** DR

**Status:** In committee upon adjournment.

Transfers administration of income tax credit allowed for renewable energy resource equipment manufacturing facilities from State Department of Energy to Oregon Business Development Department. Becomes operative January 1, 2012. Takes effect on 91st day following adjournment sine die.

**Bill #:** SB 0689      **Title:** Fish Screen

**Subject:** Water  
**Position:**                      **Staff:** ML

**Status:** In committee upon adjournment.

Extends sunset for tax credit for fish screening devices. Repeals previous repeal of tax credit. Takes effect on 91st day following adjournment sine die.

**Bill #:** SB 0706      **Title:** Dingfelder PUC Energy Studies

**Subject:** Energy  
**Position:**                      **Staff:** DR

**Status:** In committee upon adjournment.

Requires Public Utility Commission to establish parameters for energy studies of public utilities. Requires public utilities to conduct energy studies. Requires Public Utility Commission to provide Legislative Assembly with report on results of energy studies. Sunsets January 2, 2014. Declares emergency, effective on passage.

**Bill #:** SB 0707      **Title:** Source Water Protection

**Subject:** Water  
**Position:**                      **Staff:** ML

**Status:** In committee upon adjournment.

Requires seller of real property to obtain septic system inspection report and provide copies to Department of Environmental Quality and to each buyer that makes written offer to purchase. Allows buyer to withdraw buyer's offer within three days after receiving septic system inspection report or to revoke offer anytime before closing for failure or refusal of seller to provide septic system inspection report with seller's disclosure document.

**Bill #:** SB 0709      **Title:** Pharmacy Choice

**Subject:** Health Care  
**Position:** Oppose      **Staff:** HS

**Status:** In committee upon adjournment.

Imposes restrictions on health benefit plan that provides coverage for pharmacy services or prescription drugs.

**Bill #:** SB 0711      **Title:** High Value Sites

**Subject:** Land User  
**Position:**                      **Staff:** ML

**Status:** In committee upon adjournment.

Removes notification and certain examination requirements that apply to children who are taught by private teacher, parent or legal guardian. Declares emergency, effective July 1, 2011.

**Bill #:** SB 0716      **Title:** Rate Filings

**Subject:** Health Care  
**Position:** Oppose    **Staff:** HS

**Status:** In committee upon adjournment.

Requires Director of Department of Consumer and Business Services to contract with qualified experts to perform independent analyses of health insurance rate filings that cause composite average rate increase to exceed five percent or under criteria adopted by director by rule. Requires insurer to reimburse Department of Consumer and Business Services for costs of independent analysis.

**Bill #:** SB 0717      **Title:** Rate Hearings

**Subject:** Health Care  
**Position:** Oppose    **Staff:** HS

**Status:** In committee upon adjournment.

Authorizes Director of Department of Consumer and Business Services to conduct public meeting on insurer's request for approval of premium rates for individual or small employer health benefit plan. Requires director to conduct public meeting on rate request if filing proposes seven percent or greater increase in rates and affects 1,000 or more policyholders. Requires director to certify intervenor that meets specified criteria for purposes of proceedings. Authorizes director to conduct public hearing and requires public hearing on request of certified intervenor. Provides that insurer has burden of proving that rate filing satisfies requirements. Requires that director act on rate filing by 90th day after beginning of public comment period or filing is deemed disapproved.

**Bill #:** SB 0718      **Title:** Rate Increase Justifications

**Subject:** Health Care  
**Position:** Oppose    **Staff:** HS

**Status:** Public Hearing held.

Limits public comment period for premium rate filings by individual, portability or small employer health insurers to health benefit plans offered by those insurers. Requires, if rate filing represents specified premium rate increase, insurer to send notice to affected policyholders and persons who requested notification. Requires Director of Department of Consumer and Business Services to post to website of Department of Consumer and Business Services detailed explanation for approval of any health insurance rate filing that increases rates. Makes consideration of certain criteria related to approval of such increases mandatory.

**Bill #:** SB 0719      **Title:** Insurance Unfair Trade

**Subject:** Insurance  
**Position:**                      **Staff:** HS

**Status:** In committee upon adjournment.

Includes insurance in definition of 'real estate, goods or services' for purposes of Unlawful Trade Practices Act. Authorizes Attorney General, with prior review and approval by Director of Department of Consumer and Business Services, to adopt rules for investigating and prosecuting unlawful trade practices involving insurance. Requires indemnification from costs, damages and attorney fees arising out of violation of unfair claim settlement practice of person who transacts insurance for another.

**Bill #:** SB 0724      **Title:** Diabetes Treatment

**Subject:** Health Care  
**Position:** Monitor    **Staff:** HS

**Status:** In committee upon adjournment.

Prohibits health benefit plan from conditioning coverage of treatment for diabetes or diabetes comorbidity that is prescribed by health care provider on failure of another therapy or treatment.

**Bill #:** SB 0725      **Title:** Unemployment Benefit Errors

**Subject:** Labor  
**Position:**                      **Staff:** HS

**Status:** Effective date, June 23, 2011.

Authorizes Director of the Employment Department to waive recovery of benefits paid due to nonclaimant error if director finds recovery of benefits would be against equity and good conscience. Changes element required for reopening of hearing upon benefits claim. Declares emergency, effective on passage.

**Bill #:** SB 0726      **Title:** Ballot Returns**Subject:** Elections  
**Position:**                      **Staff:** HS**Status:** In committee upon adjournment.

Prohibits handling of ballot of elector unless person is elections official, employee of United States Postal Service or relative of elector.

**Bill #:** SB 0750      **Title:** Civil Penalties**Subject:** Labor  
**Position:**                      **Staff:** HS**Status:** In committee upon adjournment.

Authorizes imposition of civil penalty for certain unlawful deductions from compensation paid to employees.

**Bill #:** SB 0751      **Title:** Information Services Exemption**Subject:** Finance & Tax  
**Position:**                      **Staff:** HS**Status:** In committee upon adjournment.

Defines 'information services' to mean offering capability to generate, acquire, store, transform, process, retrieve, utilize or make available information through communications, including electronic publishing. Exempts person from assessment of centrally assessed property to extent that person provides information services to consumers by means of agreements for telephone communication, data transmission or broadband access services. Applies to property tax years beginning on or after July 1, 2009. Takes effect on 91st day following adjournment sine die.

**Bill #:** SB 0752      **Title:** Facilities District**Subject:** General Government  
**Position:**                      **Staff:** ML**Status:** In committee upon adjournment.

Authorizes metropolitan service district to form facilities district in same manner allowed for other service districts for purposes of acquisition, construction, maintenance and operation of facilities for publicly owned natural areas, open space, trails and regional parks. Provides that governing body of metropolitan service district is governing body of facilities district. Authorizes facilities district to finance acquisition, construction, maintenance and operation of facilities with taxes, assessments, service or user charges or proceeds from bonds.

**Bill #:** SB 0753      **Title:** Rainy Day Fund**Subject:** Finance & Tax  
**Position:**                      **Staff:** ML**Status:** In committee upon adjournment.

Directs Legislative Assembly to leave amount unappropriated for biennium if Legislative Assembly determines that percentage increase in available General Fund revenues exceeds increase in rate of population and inflation. Sets amount left unappropriated at percentage difference between increase in revenues available for biennium and population and inflation growth, with three percent maximum. Requires deposit of unappropriated amount in Oregon Rainy Day Fund if General Fund revenues collected equal or exceed revenue estimate for biennium. Declares emergency, effective on passage.

**Bill #:** SB 0754      **Title:** Rainy Day Fund**Subject:** Finance & Tax  
**Position:**                      **Staff:** ML**Status:** In committee upon adjournment.

Establishes within Emergency Reserve Fund, established in Senate Joint Resolution 26 (2011), Higher Education Stability Subaccount. Establishes Higher Education Capital Improvement and Maintenance Subaccount within Higher Education Stability Subaccount. Authorizes, upon making certain findings and passing with three-fifths majority vote, Legislative Assembly to appropriate moneys from subaccounts for purposes of benefiting higher education institutions and activities, community colleges authorized by law to receive state aid and capital improvements or deferred maintenance at Oregon University System or community college facilities. Implements Senate Joint Resolution 26 (2011) by changing statutory references to Oregon Rainy Day Fund to Emergency Reserve Fund. Repeals obsolete statutory provisions relating to Oregon Rainy Day Fund. Provides that surpluses of personal income tax revenues in excess of two percent of forecast revenues are equally deposited in Emergency Reserve Fund and returned to personal income taxpayers. Provides that surpluses of corporate excise or income tax revenues in excess of two percent be deposited in Emergency Reserve Fund. Takes effect only if Senate Joint Resolution 26 (2011) is approved by people at next regular general election. Takes effect on effective date of constitutional amendment proposed in Senate Joint Resolution 26 (2011).

**Bill #: SB 0765** Title: Recreational Mining Subject: Water Position: Staff: ML  
 Status: In committee upon adjournment.

Creates offense of practicing recreational dredge mining without license. Punishes by maximum of 30 days' imprisonment, \$1,250 fine, or both. Directs counties to establish process for issuing recreational dredge mining licenses. Imposes licensing fee of \$50 for residents and \$2,500 for nonresidents. Exempts persons who hold recreational dredge mining license from fill and removal program. Declares emergency, effective on passage.

**Bill #: SB 0766** Title: Regionally Significant Areas Subject: Land Use Position: Staff: ML  
 Status: Effective date, June 28, 2011.

Requires designation of at least five and not more than 15 regionally significant industrial areas. Allows for expedited permitting of industrial uses in regionally significant industrial areas. Establishes Economic Recovery Review Council. Authorizes council to perform expedited site reviews for proposed industrial development projects that have state significance. Establishes Economic Recovery Review Council Fund and continuously appropriates moneys in fund to council for purposes of performing expedited site reviews. Sunsets council, fund and authority for expedited site reviews for proposed industrial development projects of state significance on January 2 of first even-numbered year after notification that annual average unemployment rate for most recent calendar year in Oregon is less than six percent. Increases limitation on specified biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by Department of Land Conservation and Development and, for specified purposes, Oregon Business Development Department. Declares emergency, effective on passage.

**Bill #: SB 0767** Title: Motor Vehicle Idling Subject: General Government Position: Staff: ML  
 Status: In committee upon adjournment.

Creates offense of unlawfully idling motor vehicle engine. Provides certain exemptions. Punishes by maximum fine of \$50 for first offense, \$100 for second offense and \$200 for third or subsequent offense. Takes effect July 1, 2013.

**Bill #: SB 0768** Title: Disparity in Public Contracting Subject: Public Contracting Position: Staff: ML  
 Status: In committee upon adjournment.

Requires Oregon Department of Administrative Services to conduct study to assess disparities between availability of and use of disadvantaged, minority or women business enterprises in public contracting and to assess whether discrimination exists. Declares emergency, effective on passage.

**Bill #: SB 0770** Title: Oregon Preference Subject: Public Contracting Position: Oppose Staff: ML  
 Status: In committee upon adjournment.

Requires contracting agency in certain circumstances to give preference to Oregon residents that bid on public contracts. Declares emergency, effective on passage.

**Bill #: SB 0772** Title: Contracting Audit Fees Subject: Public Contracting Position: Oppose Staff: ML  
 Status: In committee upon adjournment.

Requires contracting agency to pay fee to Secretary of State in amount of one-tenth of one percent of contract price for public improvement contracts. Creates exceptions. Requires Secretary of State to use proceeds of fee to conduct financial, compliance and performance audits of public contracts in accordance with certain standards. Requires secretary to appoint advisory committee and specifies composition of advisory committee. Establishes Public Contracting Audit Account. Continuously appropriates moneys in account to Secretary of State for purpose of conducting audits of public contracts. Declares emergency, effective on passage.

**Bill #: SB 0773** Title: Periodic Review Subject: Land Use Position: Staff: ML  
 Status: In committee upon adjournment.

Limits scope of periodic review of local land use plans to specific deficiencies in plan due to changes in state land use laws and statewide land use planning goals and to quantitative analysis and review of issues related to land supply.

**Bill #: SB 0781** Title: EWEB RPS Bundled RECs Subject: Energy Position: Staff: DR  
 Status: In committee upon adjournment.

Requires qualifying electricity for which bundled renewable energy certificate is issued under renewable portfolio standard to be produced by facility under ownership of or long-term contract with utility using certificate to comply with renewable portfolio standard.

**Bill #: SB 0787** Title: Telemedicine Subject: Health Care Position: Staff: HS  
 Status: Effective date, January 1, 2012.

Requires health benefit plan to provide coverage of telemedical health service provided in connection with treatment of diabetes that meets certain criteria if health service is otherwise covered by plan.

**Bill #: SB 0792** Title: Regional Eco Devo Subject: General Government Position: Staff: ML  
 Status: In committee upon adjournment.

Authorizes Crook, Deschutes and Jefferson Counties to plan and designate high-value employment sites pursuant to qualifying regional economic opportunity plan. Directs Department of Land Conservation and Development to amend statewide land use planning goals and rules within one year to enable local governments, when authorized by law, to plan and designate high-value employment sites pursuant to qualifying regional economic opportunity plans. Declares emergency, effective on passage.

**Bill #: SB 0796** Title: Government Building Zoning Subject: Land Use Position: Staff: ML  
 Status: In committee upon adjournment.

Prohibits development or use, in areas planned and zoned for residential use, of buildings containing more than 2,500 square feet for governmental purposes.

**Bill #: SB 0798** Title: Mitigation Credit Subject: Land Use Position: Staff: ML  
 Status: In committee upon adjournment.

Specifies conditions under which mitigation credit may be sold to single state agency. Specifies conditions under which credits may be purchased by single state agency. Specifies conditions under which Director of Department of State Lands may authorize withdrawal of mitigation bank credits by single state agency for purpose of reserving credits for future use.

**Bill #: SB 0814** Title: Secrecy Envelopes Subject: Elections Position: Staff: HS  
 Status: In committee upon adjournment.

Prohibits county clerk from separating return identification or secrecy envelope of ballot from ballot until immediately before ballot is scanned into vote tally system.

**Bill #: SB 0819** Title: Inverse Condemnation Subject: General Government Position: Staff: ML  
 Status: In committee upon adjournment.

Prohibits recording of notice of pending action for inverse condemnation action. Provides that upon violation of prohibition, court must award plaintiff \$5,000, or three times damages suffered by plaintiff by reason of recording, whichever amount is greater. Requires award of attorney fees and costs incurred by plaintiff that are attributable to

recording. Applies to inverse condemnation actions commenced on or after January 1, 2008. Declares emergency, effective on passage.

**Bill #:** SB 0821      **Title:** Executive Session      **Subject:** Public Meetings  
**Position:**      **Staff:** ML

Status: In committee upon adjournment.

Eliminates certain types of meetings that governing bodies of public bodies may conduct in executive session.

**Bill #:** SB 0830      **Title:** Drop Sites      **Subject:** Elections  
**Position:**      **Staff:** HS

Status: In committee upon adjournment.

Prohibits certain actions relating to ballots, ballot deposit sites, voting machines and vote tally systems. Eliminates culpable mental state element in certain election law violations.

**Bill #:** SB 0832      **Title:** Voting History      **Subject:** Elections  
**Position:**      **Staff:** HS

Status: In committee upon adjournment.

Prohibits distribution of list of electors that indicates whether elector cast ballot in election before 8 p.m. on date of election.

**Bill #:** SB 0834      **Title:** Drop Sites      **Subject:** Elections  
**Position:**      **Staff:** HS

Status: In committee upon adjournment.

Requires official ballot deposit sites to be accessible to general public and open to observers. Specifies dates that official ballot deposit sites must be open.

**Bill #:** SB 0835      **Title:** Secrecy Envelopes      **Subject:** Elections  
**Position:**      **Staff:** HS

Status: In committee upon adjournment.

Prohibits opening of return identification and secrecy envelopes of ballots delivered by mail until 8 p.m. on date of election.

**Bill #:** SB 0836      **Title:** Drop Sites      **Subject:** Elections  
**Position:**      **Staff:** HS

Status: In committee upon adjournment.

Prohibits ballot deposit sites established by persons other than elections officials.

**Bill #:** SB 0837      **Title:** Ballot Returns      **Subject:** Elections  
**Position:**      **Staff:** HS

Status: In committee upon adjournment.

Prohibits handling of ballot of elector unless person is elections official, employee of United States Postal Service or relative of elector.

**Bill #:** SB 0838      **Title:** False Name      **Subject:** Elections  
**Position:**      **Staff:** HS

Status: In committee upon adjournment.

Eliminates culpable mental state element in certain election law violations.

**Bill #: SB 0840**      Title: Fire Sprinklers      Subject: Water  
 Position:      Staff: ML  
 Status: In committee upon adjournment.

Limits municipal entity assessment of additional or higher system development charge to dwelling for having large-capacity water meter required for fire sprinkler system. Limits civil liability of municipal entity for damage to dwelling with fire sprinkler system caused by entity shutting off water supply for certain reasons.

**Bill #: SB 0841**      Title: Wood Preference      Subject: Public Contracting  
 Position:      Staff: ML  
 Status: In committee upon adjournment.

Permits contracting agency to give preference in procuring construction services to bidder or proposer that agrees to use wood or wood products that are produced and transported entirely within this state for constructing, reconstructing, repairing, renovating or furnishing public building if doing so does not cost more than 10 percent more than similar procurement that does not use wood or wood products that are produced and transported entirely within this state. Declares emergency, effective on passage.

**Bill #: SB 0844**      Title: Local Workers      Subject: Public Contracting  
 Position:      Staff: ML  
 Status: In committee upon adjournment.

Requires bidder or proposer for public contract to make certain disclosures concerning minimum number of local workers and workers elsewhere in this state that bidder or proposer and bidder's or proposer's first-tier subcontractors plan to employ to perform work described in invitation to bid or request for proposals. Requires contracting agency to treat bid or proposal from bidder or proposer that fails to make disclosure as nonresponsive. Becomes operative 91 days after effective date of Act. Declares emergency, effective on passage.

**Bill #: SB 0847**      Title: Water Right Transfer      Subject: Water  
 Position:      Staff: ML  
 Status: In committee upon adjournment.

Establishes conditions under which supplemental water right or permit omitted from district petition to transfer primary water right from same land is not subject to transfer, diminishment or cancellation.

**Bill #: SB 0848**      Title: New Water Rights      Subject: Water  
 Position:      Staff: ML  
 Status: In committee upon adjournment.

Allows temporary opportunity for qualifying district to file petition for issuance of new water right certificate applicable to lands within district. Reconciles existing statutory inconsistency regarding entity acting on district petition. Repeals obsolete provisions of law regarding filing of petition by nondistrict water right holder. Declares emergency, effective on passage.

**Bill #: SB 0849**      Title: Forest Protection District      Subject: Public Safety  
 Position:      Staff: ML  
 Status: In committee upon adjournment.

Allows forest protective association to obtain hearing by State Board of Forestry regarding actions of board or State Forester that may adversely affect adequacy of fire prevention and suppression services within forest protection district.

**Bill #: SB 0867**      Title: Institutional Control      Subject: General Government  
 Position:      Staff: ML  
 Status: In committee upon adjournment.

Specifies that Department of Environmental Quality may enter into agreements to implement institutional controls for purposes related to reducing exposure to hazardous substances. Makes all conditions imposed under those agreements valid and enforceable against grantor and against person that has interest in real property that vests after recording of agreement. Declares emergency, effective on passage.

**Bill #: SB 0886** Title: Prevailing Wages Subject: Public Contracting  
 Position: Staff: ML  
 Status: In committee upon adjournment.

Modifies definition of 'public works.' Requires payment of prevailing rate of wage in connection with public works for which funds of public agency are used, including funds received in form of tax credit or abatement. Exempts from prevailing wage requirements projects that are privately owned, that are on private land and that use private funds and not more than certain amount of funds of public agency. Declares emergency, effective on passage.

**Bill #: SB 0887** Title: Prevailing Wage Subject: Public Contracting  
 Position: Staff: ML  
 Status: In committee upon adjournment.

Includes certain types of apartment housing in definition of 'residential construction' for purposes of determining whether prevailing rates of wage in public works contracts apply.

**Bill #: SB 0888** Title: Single Health Plan Subject: Health Care  
 Position: Staff: HS  
 Status: In committee upon adjournment.

Establishes Affordable Health Care for All Oregon Plan, operated by Oregon Health Authority according to policies established by Affordable Health Care for All Oregon Board. Provides comprehensive health care coverage to all individuals residing or working in Oregon. Supplants coverage by private insurers for health services covered by plan. Requires public employees to be covered by plan. Creates Affordable Health Care for All Oregon Fund. Continuously appropriates moneys in fund to authority. Provides for implementation of plan on January 2, 2014. Requires board to establish policies and approve administrative rules for certificate of need process. Expands certificate of need to include both new and existing health care facilities. Repeals Oregon Health Insurance Exchange, Oregon Medical Insurance Pool Board, Oregon Medical Insurance Pool, Office of Private Health Partnerships, Family Health Insurance Assistance Program and private health option under Health Care for All Oregon Children program on January 2, 2014. Appropriates moneys from General Fund to authority for purposes of plan.

**Bill #: SB 0890** Title: Prompt Pay Subject: Public Contracting  
 Position: Oppose Staff: ML  
 Status: Motion to reconsider failed. Ayes, 14; nays, 15--Bates, Beyer, Bonamici, Burdick, Devlin, Dingfelder, Edwards, Hass, Monnes

Creates procedure by which subcontractor can request payment of retainage withheld by contracting agency for work completed by subcontractor. Requires contracting agency to include condition in public improvement contract under which contractor must pay subcontractors in timely fashion or be subject to cause of action by contracting agency for statutory remedies. Specifies actions that contractor must undertake. Provides exceptions to requirement for timely payment. Adds to statutory remedies for breach of public improvement contract revocation of bidding prequalification upon second failure to make required payment and specifies that disqualification from future public contracts is available only upon third failure to make required payment. Becomes operative January 1, 2012. Declares emergency, effective on passage.

**Bill #: SB 0896** Title: IAP Elimination Subject: PERS  
 Position: Staff: HS  
 Status: In committee upon adjournment.

Eliminates employee contributions, employer contributions and rollover contributions to individual account program of Public Employees Retirement System, effective January 1, 2012. Prohibits employee from becoming member of program on or after January 1, 2012. Declares emergency, effective on passage.

**Bill #: SB 0897** Title: 6% Pickup Subject: PERS  
 Position: Staff: HS  
 Status: In committee upon adjournment.

Eliminates employer pick-up of six percent employee contribution required of members of Public Employees Retirement System. Eliminates ability of public employer to make employer contributions to individual account program of system. Declares emergency, effective on passage.

**Bill #: SB 0904** Title: TIF at Airports Subject: Finance & Tax  
 Position: Staff: ML  
 Status: In committee upon adjournment.

Directs Oregon Business Development Department to establish program to allow rural airport in State of Oregon, with approval of all cities, counties and other local property taxing jurisdictions within which district exists, and to create airport tax increment financing district in which up to 50 percent of incremental tax revenues generated by commercial and industrial development or expansion can be used to pay for airport-related infrastructure and services for period of up to 25 years.

**Bill #: SB 0905** Title: Publicly Financed Elections Subject: Elections  
 Position: Staff: HS  
 Status: In committee upon adjournment.

Establishes Voter Owned Elections Fund to provide public financing to candidates for certain public offices. Requires candidates who receive public financing to comply with contribution and expenditure limitations. Establishes Voter Owned Elections Commission to administer fund. Continuously appropriates moneys in fund to commission to distribute to candidates.

**Bill #: SB 0906** Title: Copy Machines Subject: General Government  
 Position: Staff: ML  
 Status: In committee upon adjournment.

Requires person to remove personal information before { + + }selling or distributing used copy machine. Makes violation unlawful trade practice.

**Bill #: SB 0910** Title: Open Primaries Subject: Elections  
 Position: Staff: HS  
 Status: In committee upon adjournment.

Designates United States Senator, Representative in Congress, Governor, Secretary of State, State Treasurer, Attorney General, state Senator, state Representative and any state, county, city or district office as voter choice offices. Excludes nonpartisan offices. Allows voters at primary election to vote for any candidate for voter choice office, without regard to political party affiliation, or lack of affiliation, of voter or candidate. Specifies that two candidates for voter choice office receiving highest number of votes at primary election are nominated for office at general election. Provides that when one candidate for voter choice office receives majority of votes at primary election, name of that candidate alone is printed on general election ballot. Allows political parties to file party rule with Secretary of State describing qualifications candidate must satisfy to be listed on ballot as party member. Allows party to notify chief elections officer that candidate for voter choice office is ineligible to be listed on ballot as party member.

**Bill #: SB 0911** Title: IP Hotline Subject: Elections  
 Position: Staff: HS  
 Status: In committee upon adjournment.

Requires Secretary of State to establish Initiative and Referendum Hotline for reports of election law or rule violations. Provides that no person may discriminate or retaliate against person who reports violation. Provides civil cause of action. Becomes operative on January 1, 2012. Declares emergency, effective on passage.

**Bill #: SB 0913** Title: Elections Subject: General Government  
 Position: Staff: ML  
 Status: In committee upon adjournment.

Requires estimates, portraits, statements and arguments included in voters' pamphlet regarding statewide candidates or measures to be filed electronically with Secretary of State.

**Bill #: SB 0914** Title: Initiative Review Commission Subject: Elections  
 Position: Staff: HS  
 Status: In committee upon adjournment.

Creates Citizens' Initiative Review Commission to oversee review of state initiative measures by citizen panels. Directs panels to review state initiative measures and prepare statements to be included in voters' pamphlet. Specifies procedures for appointment of commission, panels and moderators of panels. Sets terms of office. Declares emergency, effective on passage.

**Bill #:** SB 0918      **Title:** Political Party Listing      **Subject:** Elections  
**Position:**      **Staff:** HS  
**Status:** In committee upon adjournment.

Modifies, on general or special election ballot, number of political parties that may be listed opposite name of candidate in certain circumstances.

**Bill #:** SB 0929      **Title:** Lien Enforcement      **Subject:** General Government  
**Position:**      **Staff:** ML  
**Status:** In committee upon adjournment.

Changes procedures for local government to sell land and improvements to enforce liens or unpaid assessments for local improvements. Establishes minimum sale price based on specified factors. Returns amount of sale in excess of debt to debtor.

**Bill #:** SB 0939      **Title:** Program Change Bill      **Subject:** Finance & Tax  
**Position:**      **Staff:** HS  
**Status:** Effective date, July 6, 2011.

Directs certain semi-independent agencies to file budget information with Legislative Fiscal Officer. Transfers, credits or allocates certain moneys from specified funds and accounts to other specified funds or accounts to be used for specified purposes. Transfers Board of Examiners of Licensed Dietitians to Oregon Health Licensing Agency. Directs Oregon Department of Administrative Services to adjust allotment process to allow agencies to expend up to 54 percent of amount appropriated to agency during first fiscal year of biennium. Directs Department of Transportation to provide certain central business operating services for Oregon Department of Aviation. Modifies contested case process for Construction Contractors Board. Provides for mediation and arbitration. Restores prior provisions July 1, 2017. Transfers moneys to Senior Property Tax Deferral Revolving Account. Sets conditions for repayment of moneys. Delays implementation of electronic filing system for Oregon Government Ethics Commission. Modifies amount transferred from ORS Revolving Account to General Fund each odd-numbered year. Allows Department of Human Services to provide post-TANF aid subject to available funding. Modifies reimbursement rates paid to Medicaid-certified long term care facilities. Repeals Tax Enforcement Fund. Transfers amount in fund to General Fund. Allows Oregon Health Authority to adopt rules setting fee for registration of medical marijuana grow site. Suspends transfer of lottery ending balance to School Capital Matching Fund for biennium beginning July 1, 2011. Declares emergency, effective on passage.

**Bill #:** SB 0941      **Title:** Environmental Penalties      **Subject:** Water  
**Position:**      **Staff:** ML  
**Status:** In committee upon adjournment.

Modifies provisions related to imposition of civil penalties by Department of State Lands, State Parks and Recreation Department, Department of Environmental Quality, State Department of Energy, State Department of Fish and Wildlife, State Department of Geology and Mineral Industries, State Forestry Department, Water Resources Department and State Department of Agriculture. Dedicates certain penalties to Department of Justice Protection and Education Revolving Account. Requires that fine imposed in certain environmental crimes cases be in form of restitution. Directs court to forward restitution payments to Department of Justice for deposit in Department of Justice Protection and Education Revolving Account. Modifies scope of phrase 'state and federal environmental laws' for purposes of account. Declares emergency, effective on passage.

**Bill #:** SB 0945      **Title:** Brake Pads      **Subject:** Water  
**Position:**      **Staff:** ML  
**Status:** Referred to General Government and Consumer Protection.

Prohibits manufacturers from selling or offering for sale, and other specified persons from knowingly selling or offering for sale, brake friction material or motor vehicles or trailers with brake friction material containing specific amounts of certain fibers or elements that are hazardous when released into state waterways. Becomes operative July 1, 2014. Prohibits manufacturers from selling or offering for sale, and other specified persons from knowingly selling or offering for sale, brake friction material or motor vehicles or trailers with brake friction material

containing more than five percent copper and its compounds by weight. Becomes operative January 1, 2021. Exempts motor vehicles and trailers previously sold at retail and specific motor vehicle models for which no more than 1,000 total units are sold annually in Oregon. Allows certain manufacturers to petition for exemption. Does not apply to motor vehicles, trailers or brake friction material manufactured before specified dates or brake friction material made for use on those motor vehicles or trailers. Imposes civil penalties.

**Bill #: SB 0947** Title: Top Two Vote Getters Subject: Elections Position: Staff: HS  
 Status: In committee upon adjournment.

Designates United States Senator, Representative in Congress, Governor, Secretary of State, State Treasurer, Attorney General, state Senator, state Representative and any state, county, city or district office as voter choice offices. Excludes nonpartisan offices. Allows voters at primary election to vote for any candidate for voter choice office, without regard to political party affiliation, or lack of affiliation, of voter or candidate. Specifies that two candidates for voter choice office receiving highest number of votes at primary election are nominated for office at general election. Provides that when one candidate for voter choice office receives majority of votes at primary election, name of that candidate alone is printed on general election ballot. Allows political parties to file party rule with Secretary of State describing qualifications candidate must satisfy to be listed on ballot as party member. Allows party to notify chief elections officer that candidate for voter choice office is ineligible to be listed on ballot as party member.

**Bill #: SB 0949** Title: Last Best Offer Subject: Labor Position: Staff: HS  
 Status: In committee upon adjournment.

Requires last best offer submitted in certain arbitration proceedings by exclusive representative of employees of public employer that requires increases in taxes or fees or reduction of services or workforce to meet costs of implementation of offer to be deemed not to be in best interest and welfare of public.

**Bill #: SB 0950** Title: State Deferred Comp Subject: PERS Position: Staff: HS  
 Status: In committee upon adjournment.

Authorizes Public Employees Retirement Board to allow eligible state employee participating in state deferred compensation plan to defer compensation on after-tax basis. Declares emergency, effective on passage.

**Bill #: SB 0953** Title: State Agency Fees Subject: General Government Position: Staff: ML  
 Status: In committee upon adjournment.

Directs Legislative Assembly, at odd-numbered year regular sessions, to consider bill that lists all state agency fees adopted by rule and that authorizes increase in amount of each fee by percentage amount equal to percentage increase in Consumer Price Index. Requires bill to list amount of each increased fee. Specifies that state agency may adopt fee increase by rule only if increase is authorized by Legislative Assembly in bill. Declares emergency, effective on passage.

**Bill #: SB 0954** Title: A&T Funds Subject: Finance & Tax Position: Staff: HS  
 Status: Effective date, January 1, 2012.

Modifies day of month Department of Revenue pays moneys in County Assessment Function Funding Assistance Account to counties. Modifies day of month county treasurer pays moneys from County Assessment and Taxation Fund to State Treasurer.

**Bill #: SB 0961** Title: Construction Agreements Subject: Public Contracting Position: Staff: ML  
 Status: Effective date, June 23, 2011.

voids construction agreement provisions that require waiver of right of subrogation, indemnity or contribution for amounts paid by reason of death or bodily injury, or damage to property, caused by negligence of another party.

Creates exceptions. Declares emergency, effective on passage.

**Bill #:** SB 0962      **Title:** OPDP State Expansion

**Subject:** Health Care  
**Position:**                      **Staff:** HS

**Status:** In committee upon adjournment.

Requires state agencies to participate in Oregon Prescription Drug Program subject to exceptions. Authorizes administrator of Oregon Prescription Drug Program to contract with pharmacy benefit manager . Requires administrator to contract with entity to negotiate with drug manufacturers to extend rebates to participants in program. Directs Oregon Health Authority to apply for federal approval necessary to obtain federal financial participation in costs of drugs purchased through program. Declares emergency, effective on passage.

**Bill #:** SB 0968      **Title:** Ending Balances

**Subject:** Finance & Tax  
**Position:**                      **Staff:** ML

**Status:** In committee upon adjournment.

Directs, for biennia beginning on or after July 1, 2013, Legislative Assembly to leave amount unappropriated for biennium if Legislative Assembly determines that percentage increase in available General Fund revenues is greater than increase in personal income growth. Sets amount left unappropriated at percentage difference between increase in revenues available for biennium and personal income growth, with two percent maximum. Specifies that if Legislative Assembly determines that percentage increase in available General Fund revenues is greater than amount of personal income growth plus amount left unappropriated, Legislative Assembly may appropriate specified amount for general government purposes. Requires deposit of unappropriated amounts in Emergency Reserve Fund established in Senate Joint Resolution 26 (2011) if General Fund revenues collected equal or exceed revenue estimate for biennium. Implements Senate Joint Resolution 26 (2011) by changing statutory references to Oregon Rainy Day Fund to Emergency Reserve Fund. Repeals obsolete statutory provisions relating to Oregon Rainy Day Fund. Provides that surpluses of personal income tax revenues in excess of two percent of forecast revenues are equally deposited in Emergency Reserve Fund and returned to personal income taxpayers. Provides that surpluses of corporate excise or income tax revenues in excess of two percent be deposited in Emergency Reserve Fund. Takes effect only if Senate Joint Resolution 26 is approved by people at next regular general election. Takes effect on effective date of constitutional amendment proposed in Senate Joint Resolution 26 (2011).

**Bill #:** SB 0970      **Title:** Benefit Accounts

**Subject:** PERS  
**Position:**                      **Staff:** HS

**Status:** In committee upon adjournment.

Provides that if public body agrees to pay or provide benefit to retired employees other than payments required or provided for in statutes, public body must create separate accounts for funding of those benefits and make annual contributions to accounts in amounts necessary to amortize liability for benefits in 25 years or less.

**Bill #:** SB 0972      **Title:** Singer Payer

**Subject:** Health Care  
**Position:**                      **Staff:** HS

**Status:** In committee upon adjournment.

Directs Oregon Health Authority to develop plan for providing health care coverage for all Oregonians, including recommendations for constitutionally-dedicated sales tax, assumptions regarding private sector health care delivery options and elimination of need of employers to provide health insurance coverage to employees, and options to eliminate plan deductibles for persons below certain levels of federal poverty guidelines. Directs authority to submit plan to interim health care committees of Legislative Assembly no later than 60 days preceding date of convening of 2012 regular session of Legislative Assembly. Declares emergency, effective on passage.

**Bill #:** SB 0978      **Title:** School Libraries

**Subject:** General Government  
**Position:**                      **Staff:** ML

**Status:** In committee upon adjournment.

Establishes Task Force on School Libraries. Charges task force with making evaluations and developing recommendations to provide quality school libraries. Sunsets task force on February 4, 2013. Declares emergency, effective on passage.

**Bill #:** SB 0979      **Title:** Insurance Claims

**Subject:** Health Care  
**Position:**                      **Staff:** HS

**Status:** In committee upon adjournment.

Prohibits insurer from seeking refund of payment on claim submitted by health care provider after date specified by agreement but no more than 12 months after claim was paid. Extends time for provider to seek additional payment if there is more than one insurer providing coverage, under specified conditions. Applies to contracts between providers and insurers in effect on or after January 1, 2012.

**Bill #: SB 0985** Title: Benefit Amortization Subject: PERS  
Position: Staff: HS

Status: In committee upon adjournment.

Provides that, if public body agrees to pay or provide benefit to retired employees other than payments required or provided for in statutes, public body must create separate accounts for funding of those benefits and make annual contributions to accounts in amounts necessary to amortize liability for benefits in 25 years or less.

**Bill #: SB 0986** Title: Benefit Cost Rate Subject: PERS  
Position: Staff: HS

Status: In committee upon adjournment.

Requires contractor to include clauses in public improvement contract with first-tier subcontractor under which contractor provides first-tier subcontractor with form first-tier subcontractor may use as invoice or other method to claim payment due from contractor, contractor uses same form and regular administrative procedures during term of subcontract unless contractor notifies first-tier subcontractor of change 45 days in advance, and contractor may not delay payment due first-tier subcontractor because of changes in form or regular administrative procedures. Provides that contracting agency shall revoke contractor's prequalification if contractor fails to take or refrain from taking action required by clauses in public improvement contract and shall disqualify contractor from public contracts if contractor fails to take or refrain from taking action for second time. Declares emergency, effective on passage.

**Bill #: SB 0989** Title: Redistricting Subject: Elections  
Position: Staff: HS

Status: Effective date, January 1, 2012.

Provides for state legislative redistricting.

**Bill #: SB 0990** Title: Redistricting Subject: General Government  
Position: Staff: HS

Status: Effective date, June 30, 2011.

Removes current congressional district provisions. Specifies new congressional districts. Declares emergency, effective on passage.

**Bill #: SB 0991** Title: Health Exchange Subject: Insurance  
Position: Staff: HS

Status: In committee upon adjournment.

Establishes Oregon Health Insurance Exchange Corporation as public corporation to be governed by board of directors and supervised by executive director. Specifies duties, functions and powers of corporation. Requires corporation to deliver to appropriate interim committees and Joint Committee on Ways and Means formal business plan or draft business plan before convening of 2012 regular session of Legislative Assembly. Specifies operations of health insurance exchange administered by corporation. Makes operations operative on date that Legislative Assembly approves formal business plan. Establishes Oregon Health Insurance Exchange Fund and continuously appropriates moneys in fund to corporation for purpose of carrying out duties, functions and powers of corporation. Exempts corporation from certain laws regulating government entities. Prohibits person from filing or causing to be filed with executive director false or misleading information. Authorizes imposition of civil penalty of no more than \$10,000 for committing violation. Declares emergency, effective on passage.

**Bill #: SB 0998** Title: Redistricting Subject: General Government  
Position: Staff: HS

Status: In committee upon adjournment.

**Bill #: SB 5337** Title: OSFM Budget Subject: Budgets Position: Staff: GI  
 Status: In committee upon adjournment.

**Bill #: SB 5502** Title: DAS Budget Subject: Budget Position: Staff: ML  
 Status: Effective date, July 1, 2011.

Appropriates moneys from General Fund to Oregon Department of Administrative Services for certain biennial expenses. Limits certain biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by department. Limits biennial expenditures by department from certain lottery moneys. Authorizes specified nonlimited expenditures. Declares emergency, effective July 1, 2011.

**Bill #: SB 5508** Title: Christmas Tree Bill Subject: Budget Position: Staff: ML  
 Status: Effective date, June 30, 2011.

Appropriates moneys from General Fund to Emergency Board for allocations during biennium. Appropriates moneys from General Fund to specified state agencies for biennial expenses. Increases and decreases certain biennial appropriations made from General Fund to specified state agencies. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by specified state agencies. Limits biennial expenditures of specified state agencies from federal funds and lottery moneys. Increases and decreases limitations on expenditures for certain biennial expenses for specified state agencies. Declares emergency, effective on passage.

**Bill #: SB 5510** Title: ERB Budget Subject: PERS Position: Monitor Staff: HS  
 Status: Effective date, July 1, 2011.

Appropriates moneys from General Fund to Employment Relations Board for biennial expenses. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by board. Limits biennial expenditures by board from moneys received from assessment against state agencies. Declares emergency, effective July 1, 2011.

**Bill #: SB 5511** Title: ODOE Budget Subject: Budgets Position: Support Staff: DR  
 Status: Effective date, July 6, 2011.

Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by State Department of Energy. Limits biennial expenditures by department from lottery moneys. Limits biennial expenditures by department from federal funds. Authorizes specified nonlimited expenditures. Declares emergency, effective July 1, 2011.

**Bill #: SB 5512** Title: ODOE Budget Bill Subject: Budgets Position: Support Staff: DR  
 Status: Effective date, July 6, 2011.

Approves certain new or increased fees adopted by State Department of Energy. Declares emergency, effective July 1, 2011.

**Bill #: SB 5513** Title: ODF&W Budget Subject: Budget Position: Staff: ML  
 Status: Effective date, June 28, 2011.

Appropriates moneys from General Fund to State Department of Fish and Wildlife for certain biennial expenses. Limits certain biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts and federal funds from Pacific Coastal Salmon Recovery Fund, but excluding lottery funds and other federal funds, collected or received by department. Limits biennial expenditures by department from lottery moneys for certain purposes. Limits biennial

expenditures by department from federal funds for certain purposes. Increases, for biennium beginning July 1, 2009, limitation on expenditures for specified purposes from fees, moneys and other revenues, including Miscellaneous Receipts and, as specified, federal funds dedicated for various purposes, collected or received by department. Declares emergency, effective on passage.

**Bill #:** SB 5519      **Title:** BOLI Budget      **Subject:** Budget  
**Position:**      **Staff:** ML  
**Status:** Effective date, July 1, 2011.

Appropriates moneys from General Fund to Bureau of Labor and Industries for biennial expenses. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by bureau. Authorizes specified nonlimited expenditures. Limits biennial expenditures by bureau from federal funds. Declares emergency, effective July 1, 2011.

**Bill #:** SB 5521      **Title:** Library Budget      **Subject:** Budget  
**Position:**      **Staff:** ML  
**Status:** Effective date, July 1, 2011.

Appropriates moneys from General Fund to State Library for biennial expenses. Limits biennial expenditures from fees, moneys or other revenues, including certain Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by State Library. Limits biennial expenditures by State Library from assessment against state agencies. Limits biennial expenditures by State Library from federal funds. Declares emergency, effective July 1, 2011.

**Bill #:** SB 5528      **Title:** OBDD Budget      **Subject:** Budget  
**Position:**      **Staff:** ML  
**Status:** Effective date, July 1, 2011.

Appropriates moneys from General Fund to Oregon Business Development Department for Oregon Arts Commission. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by department for certain purposes. Limits biennial expenditures by department from lottery moneys for certain purposes. Limits biennial expenditures by department from federal funds for certain purposes. Authorizes certain nonlimited expenditures. Declares emergency, effective July 1, 2011.

**Bill #:** SB 5529      **Title:** OHA Budget      **Subject:** Budget  
**Position:**      **Staff:** ML  
**Status:** Effective date, July 1, 2011.

Appropriates moneys from General Fund to Oregon Health Authority for certain biennial expenses. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, tobacco tax receipts and certain federal funds, but excluding lottery funds and other federal funds, collected or received by authority for certain purposes. Limits biennial expenditures by authority from certain lottery moneys for certain purposes. Limits biennial expenditures by authority from certain federal funds for certain purposes. Authorizes specified nonlimited expenditures. Declares emergency, effective July 1, 2011.

**Bill #:** SB 5530      **Title:** OHA Fees      **Subject:** Budgets  
**Position:**      **Staff:** GI  
**Status:** Effective date, July 1, 2011.

Approves certain new or increased fees adopted by Oregon Health Authority. Declares emergency, effective July 1, 2011.

**Bill #:** SB 5534      **Title:** OPRD Budget      **Subject:** Parks  
**Position:**      **Staff:** AR  
**Status:** Effective date, July 1, 2011.

Limits certain biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by State Parks and Recreation Department. Limits biennial expenditures by department from lottery moneys for certain purposes. Limits biennial expenditures by department from federal funds for certain purposes. Declares emergency, effective July 1, 2011.

**Bill #: SB 5541** Title: DPSST Budget

Subject: Budgets  
Position:

Staff: GI

Status: Effective date, July 1, 2011.

Appropriates moneys from General Fund to Department of Public Safety Standards and Training for debt service. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by department. Limits biennial expenditures by department from federal funds. Declares emergency, effective July 1, 2011.

**Bill #: SB 5547** Title: OWEB Lottery

Subject: Budget  
Position:

Staff: ML

Status: Effective date, July 1, 2011.

Directs Oregon Watershed Enhancement Board to allocate moneys deposited into various funds to various state agencies to implement section 4 (8), Article XV of Oregon Constitution. Limits biennial expenditures of board from federal funds and lottery funds. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by board for agency operations related to Oregon Plan. Directs board to establish by rule process for allocating available moneys in Natural Resources Subaccount of Parks and Natural Resources Fund. Declares emergency, effective July 1, 2011.

**Bill #: SB 5548** Title: OWEB Grant Limitation

Subject: Parks  
Position:

Staff: AR

Status: Effective date, July 1, 2011.

Limits expenditures of lottery funds from Parks and Natural Resources Fund for local grant expenditures by Oregon Watershed Enhancement Board for six-year period beginning July 1, 2011. Declares emergency, effective July 1, 2011.

**Bill #: SB 5551** Title: Placeholder

Subject: Budgets  
Position:

Staff: HS

Status: Effective date, April 12, 2011.

Changes limitations on expenditures collected or received by Oregon University System for six-year period beginning July 1, 2009, from limitations on borrowings issued as certificates of participation and Article XI-G bonds to limitations on borrowings issued as Article XI-Q bonds. Declares emergency, effective on passage.

**Bill #: SB 5552** Title: Placeholder

Subject: Budgets  
Position:

Staff: HS

Status: Effective date, July 1, 2011.

Appropriates moneys from General Fund to Department of Education for biennial expenses. Limits biennial expenditures from lottery moneys allocated from Administrative Services Economic Development Fund to department for State School Fund. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by department for State School Fund. Prohibits and caps, for biennium, specified uses of moneys from State School Fund. Specifies, for 2011 and 2012 fiscal years, total amount that department may spend from State School Fund. Limits, for fiscal year ending June 30, 2012, expenditures by department from lottery moneys transferred from Education Stability Fund to 2011-2012 School Year Subaccount. Declares emergency, effective July 1, 2011.

**Bill #: SB 5553** Title: Placeholder

Subject: Budgets  
Position:

Staff: HS

Status: Effective date, July 1, 2011.

Establishes 2011-2012 School Year Subaccount within State School Fund. Continuously appropriates moneys in subaccount to Department of Education for distribution to school districts, Youth Corrections Education Program and Juvenile Detention Education Program to support smaller class sizes or enhancement of learning opportunities, including increasing number of school days for 2011-2012 school year. Creates procedures to ensure compliance with required uses of moneys. Directs State Treasurer to transfer \$100 million from Education Stability Fund to 2011-2012 School Year Subaccount. Specifies conditions of transference. Declares emergency, effective July 1, 2011.

**Bill #: SB 5554** Title: Placeholder

Subject: Budgets  
Position:

Staff: HS

Status: Effective date, June 14, 2011.

This GRS document is confidential and may be legally privileged.

Adjusts, for biennium beginning July 1, 2009, specified limitations on expenditures for payment of expenses from specified funds collected or received by Judicial Department. Declares emergency, effective on passage.

**Bill #:** SB 5555      **Title:** DPSST Fees      **Subject:** Public Safety  
**Position:**      **Staff:** HS  
**Status:** Effective date, July 1, 2011.

Approves certain new and increased fees adopted by Department of Public Safety Standards and Training. Declares emergency, effective July 1, 2011.

**Bill #:** SB 5556      **Title:** Placeholder      **Subject:** Budgets  
**Position:**      **Staff:** HS  
**Status:** Effective date, July 1, 2011.

Creates fee schedule for mediation sessions provided by Employment Relations Board. Increases fees related to unfair labor practice proceedings. Declares emergency, effective July 1, 2011.

**Bill #:** SB 5557      **Title:** Placeholder      **Subject:** Budgets  
**Position:**      **Staff:** HS  
**Status:** In committee upon adjournment.

Appropriates moneys from General Fund to \_\_\_\_\_ for biennial expenses. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by \_\_\_\_\_. Limits biennial expenditures of \_\_\_\_\_ from federal funds. Declares emergency, effective July 1, 2011.

**Bill #:** SB 5558      **Title:** Placeholder      **Subject:** Budgets  
**Position:**      **Staff:** HS  
**Status:** In committee upon adjournment.

Appropriates moneys from General Fund to \_\_\_\_\_ for biennial expenses. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by \_\_\_\_\_. Limits biennial expenditures of \_\_\_\_\_ from federal funds. Declares emergency, effective July 1, 2011.

**Bill #:** SB 5559      **Title:** Placeholder      **Subject:** Budgets  
**Position:**      **Staff:** HS  
**Status:** In committee upon adjournment.

Appropriates moneys from General Fund to \_\_\_\_\_ for biennial expenses. Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by \_\_\_\_\_. Limits biennial expenditures of \_\_\_\_\_ from federal funds. Declares emergency, effective July 1, 2011.

**Bill #:** SCR0006      **Title:** Organizational Adjournment      **Subject:** General Gov  
**Position:**      **Staff:** HS  
**Status:** In committee upon adjournment.

Establishes procedure by which each house of Legislative Assembly may adjourn organizational session.

**Bill #:** SCR0007      **Title:** Session Timelines      **Subject:** General Gov  
**Position:**      **Staff:** HS  
**Status:** In committee upon adjournment.

Establishes deadlines for completion of legislative measures for 2011 regular session of Seventy-sixth Legislative Assembly. Limits per diem payments.

**Bill #:** SCR0008      **Title:** Sine Die      **Subject:** General Government  
**Position:**      **Staff:** ML  
**Status:** Filed With Secretary of State.

This GRS document is confidential and may be legally privileged.

Adjourns organizational session of Seventy-sixth Legislative Assembly. Provides that Seventy-sixth Legislative Assembly shall convene in regular session on February 1, 2011.

**Bill #: SCR0018** Title: Sine Die Resolution

Subject: General Government  
Position: Staff: HS

Status: Filed With Secretary of State.

Adjourns sine die 2011 regular session of Seventy-sixth Legislative Assembly.

**Bill #: SCR0020** Title: Legislative Deadlines

Subject: General Government  
Position: Staff: HS

Status: Filed With Secretary of State.

Establishes limitations and deadlines for legislative measures for 2012 regular session of Seventy-sixth Legislative Assembly.

**Bill #: SJM0016** Title: Hatchery Fish Introduction

Subject: Water  
Position: Staff: ML

Status: In committee upon adjournment.

Urges Congress, United States Secretary of Commerce and United States Secretary of the Interior to support initiatives to reintroduce hatchery summer run steelhead into Molalla River.

**Bill #: SJR0006** Title: Reserve Fund

Subject: Finance & Tax  
Position: Staff: ML

Status: In committee upon adjournment.

Proposes amendment to Oregon Constitution to establish reserve fund composed of excess tax revenues collected. Requires three-fifths majority vote of Legislative Assembly to appropriate or transfer moneys from fund. Refers proposed amendment to people for their approval or rejection at special election held on same date as next primary election.

**Bill #: SJR0007** Title: Exception Value

Subject: Finance & Tax  
Position: Staff: HS

Status: In committee upon adjournment.

Proposes amendment to Oregon Constitution changing exception valuation of property to 75 percent of real market value. Adds to classes of property subject to exception valuation property sold or transferred to new owner. Applies to tax years beginning on after July 1, 2010. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #: SJR0008** Title: RMV & MAV

Subject: Finance & Tax  
Position: Staff: HS

Status: In committee upon adjournment.

Proposes amendment to Oregon Constitution creating minimum assessed value for ad valorem property taxation equal to 50 percent of real market value and maximum assessed value for property taxation equal to 75 percent of real market value. Changes exception valuation of property to 75 percent of real market value. Adds to classes of property subject to exception valuation property sold or transferred to new owner. Applies to tax years beginning after July 1, 2010. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #: SJR0009** Title: Permanent Rate Decreases

Subject: Finance & Tax  
Position: Staff: HS

Status: In committee upon adjournment.

Proposes revision of Oregon Constitution relating to ad valorem property taxation. Requires Legislative Assembly to provide by law for continuation of local option tax levies. Lowers maximum allowable taxes to \$3.33 per \$1,000 of real market value for public school system and \$6.67 per \$1,000 of real market value for government operations other than public school system. Applies to tax years beginning on or after July 1, 2012. Refers proposed revision to people for their approval or rejection at next primary election.

**Bill #:** SJR0010      **Title:** Rainy Day Fund**Subject:** Finance & Tax  
**Position:**                      **Staff:** ML**Status:** In committee upon adjournment.

Proposes amendment to Oregon Constitution to create Oregon Rainy Day Fund. Sets conditions for appropriation of moneys in fund. Transfers surplus corporate income or excise tax revenues to fund. Transfers surplus personal income tax revenues that do not exceed six percent of revenue estimate to fund. Transfers surplus personal income tax revenues exceeding six percent of revenue estimate to taxpayers. Provides that if moneys in Oregon Rainy Day Fund equal at least 12 percent of General Fund revenues collected during prior biennium, interest on fund is transferred to General Fund, surplus corporate income or excise tax revenues are applied to retire state general obligation bond debt and surplus personal income tax revenues are returned to taxpayers. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** SJR0012      **Title:** Tax Expenditure Votes**Subject:** Finance & Tax  
**Position:**                      **Staff:** ML**Status:** In committee upon adjournment.

Proposes amendment to Oregon Constitution allowing bills that modify operation of tax expenditure to pass with simple majority of both houses. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** SJR0013      **Title:** Gas Tax for Transit**Subject:** Transportation  
**Position:**                      **Staff:** ML**Status:** In committee upon adjournment.

Proposes amendment to Oregon Constitution to allow revenue from taxes on motor vehicle fuel and ownership, operation or use of motor vehicles to be used for public transportation services. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** SJR0017      **Title:** Gas Tax**Subject:** Transportation  
**Position:**                      **Staff:** ML**Status:** In committee upon adjournment.

Proposes amendment to Oregon Constitution to allow revenue from taxes on motor vehicle fuel and on ownership, operation or use of motor vehicles to be used for public transportation services. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** SJR0018      **Title:** Budget Reserves**Subject:** Finance & Tax  
**Position:**                      **Staff:** ML**Status:** In committee upon adjournment.

Proposes amendment to Oregon Constitution to create Oregon Budget Reserve Fund. Specifies sources of fund and conditions under which moneys in fund may be spent. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** SJR0019      **Title:** Noneconomic Damages**Subject:** Insurance  
**Position:**                      **Staff:** HS**Status:** In committee upon adjournment.

Proposes amendment to Oregon Constitution to impose limitations on awards of noneconomic damages in civil actions. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** SJR0021      **Title:** Contribution Limits**Subject:** Elections  
**Position:**                      **Staff:** HS**Status:** In committee upon adjournment.

Proposes amendment to Oregon Constitution to allow Legislative Assembly, or people through initiative process, to enact laws limiting or prohibiting contributions or expenditures made in connection with campaigns for nomination or election to public office. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** [SJR0026](#)      **Title:** Reserve Fund**Subject:** Finance & Tax  
**Position:**                      **Staff:** ML**Status:** In committee upon adjournment.

Proposes amendment to Oregon Constitution establishing Emergency Reserve Fund. Authorizes, upon making certain findings and passing with three-fifths majority vote, Legislative Assembly to appropriate moneys in fund. Limits appropriations that may be made from fund during any one biennium. Provides that surpluses of personal income tax revenues in excess of two percent of forecast revenues are equally deposited in fund and returned to personal income taxpayers. Provides that surpluses of corporate excise or income tax revenues in excess of two percent be deposited in fund. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** [SJR0027](#)      **Title:** Bond Moratorium**Subject:** Finance & Tax  
**Position:**                      **Staff:** ML**Status:** In committee upon adjournment.

Proposes amendment to Oregon Constitution to establish five-year moratorium on general obligation borrowing and specified forms of revenue-based borrowing. Permits refunding to reduce borrowing costs under outstanding general obligations and other specified outstanding revenue-based obligations. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** [SJR0030](#)      **Title:** Rainy Day Fund**Subject:** Finance & Tax  
**Position:**                      **Staff:** ML**Status:** In committee upon adjournment.

Proposes amendment to Oregon Constitution to create Oregon Rainy Day Fund. Sets conditions for appropriation of moneys in fund. Transfers surplus personal income tax revenues that do not exceed six percent of revenue estimate to fund. Transfers surplus personal income tax revenues exceeding six percent of revenue estimate to taxpayers. Repeals corporate kicker provision. Transfers amount equal to \_\_\_ percent of personal income tax revenue attributable to net capital gain to Oregon Rainy Day Fund. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** [SJR0034](#)      **Title:** Initiative Appropriation**Subject:** Elections  
**Position:**                      **Staff:** HS**Status:** In committee upon adjournment.

Proposes amendment to Oregon Constitution to prohibit appropriation of moneys by initiative measure. Directs Legislative Assembly to raise by taxation or otherwise any moneys necessary to implement initiative laws and amendments to Oregon Constitution approved by people. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** [SJR0035](#)      **Title:** Initiative Ficals**Subject:** Elections  
**Position:**                      **Staff:** HS**Status:** In committee upon adjournment.

Proposes amendment to Oregon Constitution to require that initiative petition proposing law or constitutional amendment with fiscal impact include source of revenue to pay for proposed law or amendment. Specifies that proposed source of revenue may not draw from existing revenue. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** [SJR0038](#)      **Title:** C & E Limits**Subject:** Elections  
**Position:**                      **Staff:** HS**Status:** In committee upon adjournment.

Proposes amendment to Oregon Constitution to allow Legislative Assembly, or people through initiative process, to enact laws limiting or prohibiting contributions or expenditures made in connection with campaigns for nomination or election to public office. Refers proposed amendment to people for their approval or rejection at next regular general election.

**Bill #:** [SJR0040](#)      **Title:** Sweeps**Subject:** Finance & Tax  
**Position:**                      **Staff:** HS**Status:** In committee upon adjournment.

Proposes amendment to Oregon Constitution to prohibit Legislative Assembly from transferring moneys from dedicated other funds accounts to General Fund, or to other funds or accounts, to be used for different purposes. Provides exceptions. Refers proposed amendment to people for their approval or rejection at next regular general election.