

# HOUSE OF REPRESENTATIVES

## THIRD READING ALERT

### PROJECTED THIRD READINGS FOR FRIDAY, FEBRUARY 14, 2014

### HOUSE CONVENES AT 10:30 A.M. – AFTERNOON SESSION TBA

BILL#	COMM	RECOMMENDATION	Filed	CARRIER
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**HOUSE BILLS:**

*(Carried over from Thursday, February 13, 2014 Calendar)*

**HB 4081** A-Eng      JUD                      dpa PE                                      02/11/2014                      Berger

Allows Attorney General to deny, revoke, or suspend registration of charitable organization that willfully fails to file registration statement or annual report, makes misleading or false statements on filing documents, or operates in violation of Charitable Trust and Corporation Act. Requires written notice of basis for denial, revocation, or suspension of registration, with period for correction. Allows Attorney General to impose fine and order charitable organization to cease soliciting or accepting charitable donations. Defines “charitable fiduciary.” Changes periodic reporting requirement to annual reporting requirement. (Committee Vote: 8 - 0 - 1)

**Please note: Has minimal fiscal impact, no statement issued.**

**HB 4119**                      BL                      dp                                      02/11/2014                      Hoyle

Permits contracting agency, when directly appointing certain consultants, to solicit or use the consultant’s pricing policy or proposal or other pricing information to determine consultant’s compensation only after the contracting agency has selected the candidate and before entering into a contract with the consultant. Declares emergency, effective on passage. (Committee Vote: Ayes, 8 – Fagan, Holvey, Kennemer, Matthews, Thatcher, Thompson, Witt, Doherty; Nays, 3 – Barton, Freeman, Weidner)

**Please note: Has minimal fiscal impact, no statement issued.**

**HOUSE BILLS:**

**HB 4026** A-Eng      JUD                      dpa PE                                      02/13/2014                      Thompson

Requires provider of ignition interlock device installed as condition of driving under the influence of intoxicants diversion agreement to download all reports recorded to device and notify appropriate entity of any negative reports. Requires provider to give notification of device installation within seven business days of installation. Directs provider to download all reports from device when provider has access and to notify agency or organization that conducted person’s assessment within seven days of download. Specifies agency will provide notice of negative report to person, person’s counsel of record, prosecuting attorney, court, and person’s treatment provider. Defines “negative report” to include report of tampering, unauthorized removal of device, lockouts, or test violations. Specifies situations in which court may order person to install device that uses cameras or other devices to recognize person. Requires Department of Transportation to adopt rules on specific requirements for interlock devices and to publish list of devices meeting requirements. (Committee Vote: Ayes, 6 – Barton, Cameron, Krieger, Lininger, Tomei, Barker; Nays, 2 – Hicks, Williamson)

**Please note: Has minimal fiscal impact, no statement issued.**

**LEGEND**

AGNR...Agriculture & Natural Resource BL .....Business & Labor CPGE...Consumer Protection & Government Efficiency ED .....Education EE .....Energy & Environment HC.....Health Care HEWD .Higher Education & Workforce Development HS .....Human Services & Housing	JUD .....Judiciary REV .....Revenue RULES.....Rules RC.....Rural Communities TED.....Transportation & Economic Development VET .....Veterans’ Services & Emergency Preparedness WM .....Ways and Means	dp=do pass dpa=do pass with amendments Aa=adopt with amendments PE=print measure engrossed A=adopt re=referred or referral res=rescind sub=subsequent
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**HB 4039 A-Eng REV dpa PE 02/13/2014 Berger**  
 Provides property tax exemption for property of a nonprofit corporation that was actually offered, occupied or used as low income housing and granted exemption by the county as of the property tax year beginning July 1, 2012. Applies to property tax years beginning on or after July 1, 2012. Provides for refunds without interest of property tax from the 2012-13 and 2013-14 tax years and waives taxes that have not been paid without charging interest. Requires a \$200 filing fee to claim tax refund for these two years. Provides for disqualification from the exemption if the property changes ownership to an entity other than a nonprofit corporation, is no longer used for low income housing, or is leased for another use than low-income housing. (Committee Vote: 9-0-0)  
**Please note: Has Fiscal Impact Statement**  
**Please note: Has Revenue Impact Statement**

**HB 4104 A-Eng BL dpa PE 02/13/2014 Holvey**  
 Deletes limiting interim medical benefits to certain types of services. Requires health benefit plan to expedite pre-authorizations and guarantee payment of expenses for medical services provided prior to the acceptance or denial of the claim according to the terms, conditions and benefits of the plan. Requires workers' compensation insurer or self-insured employer to pay any balance after the health benefit plan makes payment, subject to terms and conditions of workers' compensation statutes. Requires, if claim is accepted, the workers' compensation insurer or self-insured employer to pay for medical services provided, including reimbursement to the injured worker or health benefit plan, subject to terms and conditions of workers' compensation statutes. Specifies that workers' compensation insurer or self-employed insurer may recover expenses for interim medical benefits only on denied claims. Requires, if claim is denied, health benefit plan to pay for medical services provided according to the terms, conditions and benefits of the plan. Specifies, in the state insurance code, that a health benefit plan may not exclude, and shall expedite pre-authorizations required for, work-related injuries or occupational diseases when the worker is waiting for a workers' compensation claim to be accepted or denied. Requires a health benefit plan to guarantee payment of pre-authorized medical services according to the terms, conditions and benefits of the plan if the claim is found not to be a compensable workers' compensation claim. (Committee Vote: 7 - 0 - 4)

**HB 4114 A-Eng JUD dpa PE 02/13/2014 Gallegos, Gilliam**  
 Authorizes courts to appoint volunteers to serve as protected person special advocates. Directs court to establish qualifications of persons serving as advocates, as well as standards and procedures to be used by advocates, prior to appointing volunteers. Specifies duties, responsibilities, and functions of volunteer advocates. Declares emergency; effective on passage. (Committee Vote: 9 - 0 - 0)  
**Please note: Has minimal fiscal impact, no statement issued.**

**HB 4142 A-Eng REV dpa PE 02/13/2014 Vega Pederson**  
 Amends definition of "rural area" to mean area outside urban growth boundary as boundary is acknowledged on date on which application is submitted for Strategic investment program. Grandfathers current definition for current strategic investment zones and existing projects in the strategic investment program. (Committee Vote: Ayes, 7 – Bailey, Bentz, Berger, Gelsner, Read, Vega Pederson, Barnhart; Nays, 2 – Conger, Davis)  
**Please note: Has Revenue Impact Statement**

**LEGEND**

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CPGE...Consumer Protection & Government Efficiency	RULES.....Rules	Aa=adopt with amendments
ED .....Education	RC.....Rural Communities	PE=print measure engrossed
EE .....Energy & Environment	TED.....Transportation & Economic Development	A=adopt
HC.....Health Care	VET.....Veterans' Services & Emergency Preparedness	re=referred or referral
HEWD .Higher Education & Workforce Development	WM .....Ways and Means	res=rescind
HS .....Human Services & Housing		sub=subsequent

**HB 4150** A-Eng ED dpa PE 02/12/2014 Buckley  
 Revises assessment and grading system standards for school districts. Establishes standards for proficiency education. Allows students to use certain accommodations to fulfill graduation requirements. Requires the Department of Education ("Department") to evaluate the impact of proficiency requirement in Essential Learning Skills on high school graduation rates. Requires the Department coordinate with the United States Department of Education to determine appropriate use of statewide summative assessments, and report to the Legislature by December 1, 2014. Declares emergency, effective on passage. (Committee Vote: Ayes, 5 – Fagan, Gomberg, Gorsek, Reardon, Gelser; Nays, 3 – Huffman, Parrish, Whisnant)  
**Please note: Has minimal fiscal impact, no statement issued.**

**HOUSE BILLS:****(Requires Rule Suspension)**

**HB 4037** JUD dp 02/13/2014 Barton  
 Authorizes county sheriff to designate either county juvenile departments or Oregon Youth Authority for transportation of youth offenders directly to youth corrections facility. (Committee Vote: 8 - 0 - 1)  
**Please note: Has minimal fiscal impact, no statement issued.**

**HB 4065** A-Eng HS dpa PE 02/13/2014 Whitsett  
 Requires notice of trustee's sale of foreclosed home to caution prospective purchasers that property may have been site of methamphetamine manufacture. (Committee Vote: 9 - 0 - 1)

**HB 4127** A-Eng ED dpa PE 02/13/2014 Kotek  
 Requires that majority of members of Oregon Education Investment Board (OEIB) be public educational professionals who work, or have worked, on regular basis in public educational setting. Requires that four or more members work, or have worked, on a regular basis in public education from kindergarten through grade 12. Requires that two of the four members that work, or have worked, on a regular basis in education on the OEIB be or have been teachers licensed under ORS 342.125. Applies to board membership on or after January 1, 2015. Declares emergency, effective on passage. (Committee Vote: Ayes, 5 – Fagan, Gomberg, Gorsek, Reardon, Gelser; Nays, 4 – Huffman, Parrish, Sprenger, Whisnant)

**HB 4139** A-Eng AGNR dpa PE 02/13/2014 Reardon  
 Directs Oregon State University, in consultation with Oregon Department of Agriculture (ODA), to develop educational materials on best practices to avoid adverse effects from pesticides on populations of bees and other pollinating insects. Describes materials. Requires ODA to make materials part of education required for pesticide applicator license examination. Creates Task Force on Pollinator Health comprised of 10 members. Directs Task Force to examine issues relevant to pollinator health and report to interim legislative committee related to agriculture no later than October 1, 2014. Directs Legislative Administration Committee to provide staff support. Declares emergency, effective upon passage. (Committee Vote: Ayes, 8 – Clem, Esquivel, Frederick, Krieger, Reardon, Thompson, Unger, Witt; Nays 1 – Whitsett)  
**Please note: Has minimal fiscal impact, no statement issued.**

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