

**HOUSE OF REPRESENTATIVES**

**THIRD READING ALERT**

**PROJECTED THIRD READINGS FOR THURSDAY, APRIL 23, 2015**

**HOUSE CONVENES AT 10:30 A.M.**

<b>BILL#</b>	<b>COMM</b>	<b>RECOMMENDATION</b>	<b>Filed</b>	<b>CARRIER</b>
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**HOUSE BILL:**

*(Carried over from Wednesday, April 22, 2015 Calendar)*

<b><u>HB 2375-A</u></b>	<b>CPGE</b>	<b>dpa PE</b>	<b>04/20/15</b>	<b>Nathanson</b>
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Requires state contracting agency to use solicitation template and contract form developed by the Attorney General and the Department of Administrative Services (DAS) as basis for all public procurements and contracts. Allows exception for unique procurements if agency receives approval from the Attorney General or DAS. Requires person conducting procurements for state agency to complete training or have professional experience. Requires DAS to establish training and experience requirements. Directs Secretary of State and State Treasurer to develop and use own forms and templates and establish training and experience standards for own staff conducting procurements or administering public contracts. Requires DAS to develop recommendations for promoting best practices, and to report to Legislative Assembly by November 30, 2015. Becomes operative January 1, 2016. Declares emergency, effective upon passage.  
(Committee vote: 7-0-0)

**Please note: Has Fiscal Impact Statement**

<b><u>HB 2412-A</u></b>	<b>ED</b>	<b>dpa PE</b>	<b>04/20/15</b>	<b>Doherty</b>
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Removes outdated provisions and updates terminology related to teachers. Removes requirement that Superintendents of Education Service Districts have additional certification. Eliminates certain requirements for becoming approved educator preparation provider or approved educator preparation program. Eliminates certain requirements for licensure of out-of-state applicants. Requires Teacher Standards and Practices Commission (TSPC) to adopt standards related to dyslexia education programs. Requires TSPC to report on adoption of standards to the Legislative Assembly no later than October 1, 2016. (Committee vote: 9-0-0)

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

<b><u>HB 2585-A</u></b>	<b>EE</b>	<b>dpa PE</b>	<b>04/20/15</b>	<b>Barnhart</b>
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Declares electric vehicle charging station to be personal property of owner of lot in planned community or unit in condominium unless different result is negotiated between parties. Clarifies that if owner of lot owns charging station, owner must obtain liability insurance policy if charging station is not hard-wired into electrical system and is not certified electrical product. Declares emergency, effective upon passage.  
(Committee vote: Yeas: 8 - Bentz, Boone, Heard, Helm, Holvey, Johnson, Reardon, Vega Pederson; Nays: 1 - Weidner)

**LEGEND**

HAGNR ..... Agriculture and Natural Resources	HBL ..... Business and Labor	dp=do pass
HCOND ..... Conduct	HCPGE ..... Consumer Protection and Government Effectiveness	dpa=do pass with amendments
HED ..... Education	HEE ..... Energy and Environment	PE=print measure engrossed
HHC ..... Health Care	HHEDIW ..... Higher Education, Innovation, and Workforce Development	CC=and be placed on Consent Calendar
HHS ..... Human Services and Housing	HJUD ..... Judiciary	A=adopt
HRCLUW ..... Rural Communities, Land Use, and Water	HREV ..... Revenue	Aa=adopt with amendments
HRULES ..... Rules	HTED ..... Transportation and Economic Development	sub=subsequent
HVET ..... Veterans and Emergency Preparedness	JAUD ..... Audits	res=rescind
JHIT ..... Health Insurance Transition	JLAC ..... Legislative Administration	re=referred or referral
JLC ..... Legislative Counsel	JM91 ..... Implementing Measure 91	
JOCSS ..... Oregon China Sister State	JTAX ..... Tax Credits	
JWM ..... Ways and Means		

**HB 2601-A**                      **JUD**                      **dpa PE**                      **04/20/15**                      **Smith Warner**

Requires member of law enforcement agency possessing probable cause to believe custodial interference in the first or second degree, or kidnapping in the first or second degree, involving a child has occurred to notify Oregon State Police Missing Children Clearinghouse within 24 hours. Declares emergency, effective on passage. (Committee vote: 8-0-1)

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

**HB 2831**                      **RCLUM**                      **dp**                      **04/20/15**                      **Helm**

Defines terms. Modernizes language. On land zoned for exclusive farm use (EFU), prohibits property line adjustment resulting from subdivision or partition authorized by waiver so unit of land affected by adjustment is larger than two acres if unit is high value farmland, high value forestland, or within ground water restricted area; or five acres if unit is not high value farmland, high value forestland, or within ground water restricted area. (Committee vote: 6-0-1)

**Please note: Has minimal revenue impact**

**HB 2987**                      **CPGE**                      **dp**                      **04/20/15**                      **Holvey**

Removes requirement for contracting agency to reserve moneys for including green energy technology in constructing, reconstructing or renovating public building if contracting agency determines including green energy technology is not appropriate. Requires contracting agency to report to Department of Energy amount that would have been spent on green energy technology had contracting agency determined that including green energy technology was appropriate. Requires Department of Energy to report annually to Legislative Assembly on contracting agency compliance with reporting mandates. Declares emergency, effective on passage. Becomes operative January 1, 2016. (Committee vote: 7-0-0)

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

**HB 3068-A**                      **EE**                      **dpa PE**                      **04/20/15**                      **Johnson**

Directs Department of Environmental Quality (DEQ) to study and develop recommendations for legislation to reduce woodstove smoke. Identifies subjects to be evaluated in study. Directs DEQ to form work group to conduct study and requires work group include representatives of other state agencies, stakeholders, elected officials and others with expertise to inform study and represent urban and rural communities and different geographic regions of state. Requires DEQ to collaborate with specified agencies and consult with members of public from urban and rural communities, as well as different regions of state about preliminary findings and recommendations. Directs DEQ to submit initial report on preliminary findings and recommendations to legislative committee during 2016 regular session and final report on or before September 15, 2016. (Committee vote: Yeas: 7 - Bentz, Boone, Helm, Holvey, Johnson, Reardon, Vega Pederson; Nays: 2 - Heard, Weidner)

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

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**HB 3212-A**                      **RCLUM**                      **dpa PE**    **04/20/15**    **Clem**  
 Modifies definition of “land use regulation” to include any law enacted, or rule adopted, solely for purpose of regulating farming practice that was allowed immediately prior to enactment or adoption. (Committee vote: 7-0-0)

**Please note: Has Fiscal Impact Statement**

**HB 3274-A**                      **RCLUM**                      **dpa PE**    **04/20/15**    **Wilson**  
 Directs Oregon Business Development Department to conduct study on methods to expand broadband and telecommunications infrastructure in rural cities and counties. Requires study report to be submitted to interim legislative committees by December 31, 2016. Declares emergency, effective on passage. (Committee vote: 7-0-0)

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

**HB 3303-A**                      **CPGE**                      **dp**    **04/20/15**    **Gomberg, Evans**  
 Expands disadvantaged enterprise certification to service-disabled veteran-owned businesses. Changes name of Office for Minority, Women and Emerging Small Business within the Oregon Business Development Department to Certification Office for Business Inclusion and Diversity. Changes name of Advocate for Minority, Women and Emerging Small Business to Governor’s Advisor for Economic and Business Equity. Declares emergency, effective on passage. (Committee vote: 7-0-0)

**Please note: Has Fiscal Impact Statement**

**HB 3317-A**                      **HS**                      **dpa PE**    **04/20/15**    **Taylor**  
 Requires report on the quantity and location of video lottery retailers from Oregon State Lottery by October 1 of each evennumbered year, in coordination with Oregon Liquor Control Commission. Defines “socioeconomic status.” (Committee vote: 9-0-0)

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

**HB 3329**                      **EE**                      **dp**    **04/20/15**    **Whitsett**  
 Modifies standard by which geothermal energy qualifies as type of green energy technology for which at least 1.5 percent of total contract price of certain public improvement contract for construction, reconstruction or major renovation of public school building must be spent. Applies to contracts first advertised, or if not advertised, first entered into, on or after effective date of Act. Takes effect on 91st day after date on which regular session of Seventy-eighth Legislative Assembly adjourns sine die. (Committee vote: 9-0-0)

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

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**HB 3455-A**                      **TED**                      **dpa PE**                      **04/20/15**                      **Weidner**  
 Increases membership of All-Terrain Vehicle Advisory Committee from 14 to 16 members, adding one representative of a rural fire protection district and one representative of emergency medical services providers. Directs Parks and Recreation Department to establish and operate outreach program to inform law enforcement agencies, rural fire protection districts and emergency medical services providers about the grant process for moneys from the All-Terrain Vehicle Account. (Committee vote: 6-0-1)  
**Please note: Has minimal fiscal impact, no statement issued.**

**HB 3521**                      **RULES**                      **dp**                      **04/20/15**                      **Buckley**  
 Designates third week in April of each year as Independent Media Week. (Committee vote: 9-0-0)

### **HOUSE BILLS:**

**HB 2023-A**                      **HC**                      **dpa PE**                      **04/21/15**                      **Keny-Guyer**  
 Directs hospitals to adopt and enforce discharge policies for individuals that have been treated for behavioral health crisis. Specifies criteria to be included in the policy. Sets July 1, 2016 as operative date. (Committee vote: 9-0-0)

**HB 2471-A**                      **BL**                      **dpa PE**                      **04/21/15**                      **Nosse**  
 Changes qualifications to practice as funeral service practitioner or embalmer, including qualifications related to reciprocity and training. Replaces references to “apprentice” with “trainee.” Declares emergency, effective on passage. (Committee vote: Yeas: 10 - Barreto, Barton, Doherty, Esquivel, Evans, Fagan, Holvey, Kennemer, Nosse, Weidner; Nays: 1 – Heard)

**HB 2472-A**                      **BL**                      **dpa PE**                      **04/21/15**                      **Kennemer**  
 Allows Mortuary and Cemetery Board to establish self-inspection program to supplement biennial inspections. Allows Board to set criteria through rule by which exempt operating cemetery will not be subject to biennial inspection. Repeals statutes on magistrate-issued warrants for inspection of facilities under Board jurisdiction. (Committee vote: Yeas: 10 - Barreto, Barton, Doherty, Esquivel, Evans, Fagan, Heard, Holvey, Kennemer, Nosse; Nays: 1 – Weidner)

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**HB 2509-A**                      **RCLUW**                      **dpa PE**                                      **04/21/15**                                      **Clem**

Defines terms. Requires Oregon Department of Agriculture (ODA) to provide mediation on issues regarding coexistent use of agricultural lands. Instructs ODA to only provide mediation when party possesses reasonable belief that planting, growing or harvesting of agricultural or horticultural commodity on nearby land might interfere with or is interfering with farming practice requests and agrees to pay any required costs or fees. If party involved in dispute refuses to allow ODA to attempt mediation and subsequently is losing party in arbitration or court action, permits arbitrator or court to award prevailing party costs and reasonable attorney fees. Requires participation in mediation if court action arises out of alleged interference with use of land for farming practice if parties to action have not previously allowed ODA to attempt mediation of dispute beginning no later than 270 days after action is filed. Allows Director of ODA to appoint representative from ODA to accompany farmer, patent holder or crop testing service at time sample is taken and authorizes ODA to charge requester a fee for service. Requires ODA and Oregon State University (OSU) to make publically available any department or university educational materials and information regarding coexistent use of agricultural lands and any United States Department of Agriculture educational materials and information that identify tools and techniques for promoting or enhancing coexistence between types of crop cultivation. Permits OSU to provide technical assistance to grower groups and private agricultural entities to enable groups or entities to enhance coexistent use of agricultural lands by establishing and operating voluntary systems for cooperative monitoring of crop isolation requirements for seed certification. (Committee vote: 7-0-0)

**Please note: Has Fiscal Impact Statement**

**HB 2594-A**                      **BL**                                      **dpa PE**                                      **04/21/15**                                      **Buckley**

Requires insurer of liable party to pay actual costs of emergency response provided by private emergency responders. (Committee vote: 11-0-0)

**HB 2803-A**                      **BL**                                      **dpa PE**                                      **04/21/15**                                      **Evans**

Provides information that must be included in order issued by Oregon Liquor Control Commission (OLCC) approving beverage container redemption center. Requires OLCC to provide notice of program requirements to each dealer identified in order as dealer within convenience zones not to be served by or not participating in the redemption center. Requires larger dealers within convenience zone who do not participate in redemption center to meet certain requirements. Requires OLCC to ensure compliance of larger dealers who choose not to participate in redemption center. Specifies that dealers exempt for reason that fewer than 100,000 beverage containers were sold in previous year to report to OLCC number of containers sold. Requires dealer who begins business in either convenience zone after redemption center begins operating to report to OLCC regarding participation in redemption center or, if claiming exemption, to provide estimate of beverage container sales for first calendar year in business and documentation of compliance. Grants OLCC authority to inspect any space occupied by dealer to ensure compliance. Requires OLCC to impose civil penalty of at least \$200 for violations per day after providing written notice and 60 days for dealer to cure violation. (Committee vote: Yeas: 10 - Barreto, Barton, Doherty, Esquivel, Evans, Fagan, Heard, Holvey, Kennemer, Nosse; Nays: 1 – Weidner)

**Please note: Has Fiscal Impact Statement**

**Please note: No revenue impact, statement issued (Indeterminate Impact)**

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**HB 2919**                      **VET**                      **dp**                                      **04/21/15**                      **Olson, Barker**  
 Removes Office of Emergency Management (OEM) requirement to coordinate cellular device location reporting during emergency. (Committee vote: 6-0-1)  
**Please note: Has minimal fiscal impact, no statement issued.**

**HB 2958**                      **BL**                                      **dp**                                      **04/21/15**                      **Bentz**  
 Provides that limited license obtained by rental company to sell insurance in connection with renting vehicles also extends to rental company's employees and designated agents. Becomes operative 91 days after effective date of Act. Declares emergency, effective on passage. (Committee vote: 11-0-0)

**HB 3164-A**                      **BL**                                      **dpa PE**                                      **04/21/15**                      **Bentz, Hoyle**  
 Clarifies conditions under which farm implement supplier may, with good cause, terminate, cancel or not renew retailer agreement or change retailer's competitive circumstances. Modifies meaning of "change in competitive circumstances." Increases from 12 months to 18 months the length of notice supplier must provide retailer before terminating, canceling or not renewing agreement or changing retailer's competitive circumstances when retailer fails to meet marketing criteria. Declares emergency, effective on passage. (Committee vote: 11-0-0)

**HB 3186**                      **BL**                                      **dp**                                      **04/21/15**                      **Williamson**  
 Deletes language prohibiting the promotion or advertisement of outdoor mass gathering without a permit. Clarifies circumstances when permanent development may occur on land where mass outdoor gathering takes place. Declares emergency, effective on passage. (Committee vote: Yeas: 10 - Barreto, Barton, Doherty, Esquivel, Evans, Fagan, Heard, Holvey, Kennemer, Nosse; Nays: 1 - Weidner)

**HB 3223-A**                      **RCLUW**                                      **dpa PE**                                      **04/21/15**                      **Clem**  
 Clarifies expedited land division definition. Restricts definition to include only land that is zoned for residential uses and is within urban growth boundary. Requires local government to send written notice to applicant, within 2 weeks of receipt of application for division of land, if application meets requirements for expedited land division or local government has insufficient information to determine where application meets requirements. Requires that written notice include description of requirements and procedure for applying for expedited land division. (Committee vote: 7-0-0)

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**HB 3236-A**                      **BL**                      **dpa PE**                      **04/21/15**                      **McLane**  
Limits enforceability of noncompetition agreements to 18 months. Applies to noncompetition agreements entered into on or after January 1, 2016. (Committee vote: Yeas: 10 - Barton, Doherty, Esquivel, Evans, Fagan, Heard, Holvey, Kennemer, Nosse, Weidner; Nays: 1 – Barreto)

**HB 3242-A**                      **BL**                      **dpa PE**                      **04/21/15**                      **Weidner**  
Allows Mortuary and Cemetery Board to grant temporary operating permit for purpose of performing interment in cemetery that does not have a valid license. Restricts granting temporary permit to situations in which there is existing prearrangement sales contract. Directs Board to adopt rules regarding temporary operating permits. Sunsets authority to grant temporary operating permit on January 1, 2018. Declares emergency, effective on passage. (Committee vote: 11-0-0)

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

**HB 3488**                      **BL**                      **dp**                      **04/21/15**                      **Esquivel**  
Requires proceeds of fee, commission, or other payment to declarant or other person upon transfer of interest in real property to be used exclusively to benefit property or support activities directly benefitting property residents in order for affordable housing covenant, servitude, easement, condition or restriction to be exempt from prohibition of such fee, commission, or other payment. (Committee vote: 11-0-0)

### **FINAL READING, MEMORIALS AND RESOLUTIONS:**

*(Carried over from Wednesday, April 22, 2015 Calendar)*

**HCR 26**                      **RULES**                      **A**                      **04/20/15**                      **Smith, McLane**  
In memoriam: David Michael Jones, M.P.A.S., PA-C, 1945-2015. (Committee vote: 9-0-0)

**HJM 3**                      **VET**                      **A**                      **04/20/15**                      **Witt**  
Urges Congress to enact legislation requiring stabilization of crude oil prior to transport. (Committee vote: 6-0-1)

**HJM 19**                      **EE**                      **A**                      **04/20/15**                      **Whisnant**  
Urges Secretary of Energy and Congress to support siting of United States Department of Energy's Frontier Observatory for Research in Geothermal Energy at Newberry Geothermal Project. (Committee vote: 9-0-0)

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**FINAL READING, MEMORIALS AND RESOLUTIONS:**

**HCR 23**                      **HC**                      **A**                                      **04/21/15**                      **Nearman**  
 Honors Ron Post for establishing Medical Teams International and improving lives of Oregonians and millions of others worldwide. (Committee vote: 8-0-1)

**SENATE BILLS:**

*(Carried over from Wednesday, April 22, 2015 Calendar)*

**SB 85**                              **VET**                              **dp**                                      **04/14/15**                              **Boone**  
 Permits local governments to provide financial assistance to property owners for seismic preparedness improvements. Specifies types of assistance and parameters of financial arrangements. Conditions financial agreements on written notice to, and consent of, any effected mortgages as specified. Declares emergency, effective on passage. (Committee vote: 6-0-1)

**SB 927**                              **RULES**                              **dp**                                      **04/14/15**                              **Smith Warner**  
 Modifies authority of metropolitan service district (METRO) to acquire or construct visitor-oriented facilities. Declares emergency, effective on passage. (Committee vote: Yeas: 5 - Barnhart, Hoyle, Nosse, Rayfield, Smith Warner: Nays: 3 - Kennemer, McLane, Wilson: Exc: 1 – Gilliam)

**SENATE BILLS:**

**SB 5515-A**                              **WM**                              **dp**                                      **04/21/15**                              **Williamson**  
 Commission on Judicial Fitness and Disability. (Committee vote: 9-0-3)  
**Please note: Has Budget Report.**

**SB 5537-A**                              **WM**                              **dp**                                      **04/21/15**                              **Nearman**  
 Real Estate Agency. (Committee vote: 9-0-3)  
**Please note: Has Budget Report.**

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