

HOUSE OF REPRESENTATIVES

THIRD READING ALERT

PROJECTED THIRD READINGS FOR TUESDAY, JUNE 23, 2015

House Convenes at 11:00 AM

BILL#	COMM	RECOMMENDATION	FILED	CARRIER
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Propositions & Motions:*(Possible Consideration Of Senate Amendments)*

<u>HB 2509 B-Eng.</u>	<u>HRCLUW</u>	Not Concur	6/11/2015	Clem
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Requires Oregon Department of Agriculture (ODA), if requested by either party of dispute where person engaged in farming practice has reasonable belief that planting, growing or harvesting of agricultural or horticultural commodity on nearby land might or is interfering with farming practice, to provide mediation program services or refer parties to United States Department of Agriculture (USDA) for participation in certified state agricultural mediation program. Stipulates person requested to participate may elect to have proceeding conducted through either program. Requires person electing to have mediation services through ODA, rather than USDA referral must pay any additional costs and fees. Stipulates if ODA provides mediation services costs required of parties may not exceed \$2,500. Stipulates party requesting mediation services is responsible for paying unless both parties agree to divide costs. Authorizes court to consider if party is offered and is unwilling to participate in mediation when determining preliminary injunction. Requires parties to participate in mediation proceeding if court action arises, beginning no later than 270 days after action is filed. Authorizes court to impose sanctions against party that is unwilling to participate in at least four hours of mediation, or shorter time agreed upon by both parties. Establishes cause of action against party that discloses confidential communications or terms of mediation agreement if both parties agreed in writing to confidentiality. Clarifies Act does not require party to mediation to disclose confidential information that may be adverse to their legal interests. Stipulates Act does not apply to any dispute in county that has ordinance in effect regulating planting, growing, or harvesting of genetically engineered commodities. Requires, upon request by farmer or holder of patent granted for seed crop or trait, ODA Director 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 fee for service. **Senate Amendment Replaces measure.** (Senate Vote: Ayes, 29; excused, 1--Johnson.)

Fiscal impact issued**No Revenue Impact**

<u>HB 3530 B-Eng.</u>	<u>HHC</u>	Concur	6/18/2015	Greenlick
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Prohibits specified terms imposed on vision care provider by vision care insurance or vision care discount card. (Senate Vote: Ayes, 26; nays, 2--Johnson, Olsen; excused, 2--Gelser, Thomsen.)

Has minimal fiscal impact**No Revenue Impact****LEGEND**

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Third Reading Of House Bills:*(Carried Over from Monday, June 22, 2015)*

HB 5041 A-Eng. **JWM** **dpa PE** **6/15/2015** **Smith**
 Agency: State Treasurer (Committee Vote: Aye, 16; Nay, 8 --McLane, Huffman, Whisnant, Whitsett, Girod, Hansell, Thomsen, Whitsett)
Budget Report Issued
No Revenue Impact

Third Reading Of House Bills:

HB 2058 A-Eng. **HRULES** **dpa PE** **6/18/2015** **Hoyle**
 Extends exemption from reporting to Oregon Government Ethics Commission (OGEC) moneys spent by registered lobbyist on lobbying another registered lobbyist. Exemption does not apply if person lobbied is legislative official, executive official or member of state board or commission. Sunsets exemption on June 30, 2017. Declares emergency, effective on passage. **House Amendment Extends exemption from reporting to Oregon Government Ethics Commission moneys spent by registered lobbyist on lobbying another registered lobbyist until June 30, 2017.** (Committee Vote: Aye, 8; Exc., 1 --McLane)
No Fiscal Impact
No Revenue Impact

Final Reading: Memorials and Resolutions:

HR 8 **HRULES** **A** **6/22/2015** **Linger**
 Honoring Ivan Tadic on his 84th birthday. (Committee Vote: Aye, 9)
No Fiscal Impact
No Revenue Impact
Please note: Will be made a Special Order of Business on 6/26/15

HR 9 **HRULES** **A** **6/22/2015** **Whisnant**
 Honoring Howard Schor and Mary Kilpatrick for founding Bend Experimental Art Theatre (BEAT). (Committee Vote: Aye, 9)
No Fiscal Impact
No Revenue Impact

SCR 15 **HRULES** **A** **6/22/2015** **Kennemer**
 Declares that lobby message center in Oregon State Capitol shall be known as David S. Barrows Lobby Center. (Committee Vote: Aye, 9)
No Fiscal Impact
No Revenue Impact
Please note: Will be made a Special Order of Business on 6/24/15

SCR 16 **HRULES** **A** **6/22/2015** **Bentz**
 Recognizes and honors Specialist Mabry James Anders (1991-2012) for his service to this state. (Committee Vote: Aye, 9)

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No Fiscal Impact
No Revenue Impact

SCR 17 **HRULES** **A** **6/22/2015** **Rayfield**

In memoriam: Hector Macpherson, Jr., 1918-2015. (Committee Vote: Aye, 9)

No Fiscal Impact
No Revenue Impact

SJR 4 A-Eng. **HRULES** **A** **6/19/2015** **Smith Warner**

Proposes amendment to Oregon Constitution to remove provisions fixing age for mandatory retirement of judges and provisions allowing Legislative Assembly or people to fix age for mandatory retirement of judges. Refers proposed amendment to people for their approval or rejection at next regular general election. (Committee Vote: Aye, 5; Nay, 3 --Gilliam, Kennemer, Wilson; Exc., 1 --McLane)

Fiscal impact issued
No Revenue Impact

Third Reading Of Senate Bills:
(Carried Over from Monday, June 22, 2015)

SB 5544 A-Eng. **JWM** **dp** **6/15/2015** **Hack**

Agencies: Department of Agriculture; Department of Fish and Wildlife (Committee Vote: Aye, 21; Exc., 4 --Smith, Johnson, Thomsen, Winters)

Budget Report Issued
No Revenue Impact

SB 72 B-Eng. **JWM** **dp** **6/15/2015** **Olson**

Agency: Oregon State Board of Nursing (Committee Vote: Aye, 21; Exc., 3 --Smith, Thomsen, Winters)

Budget Report Issued
No Revenue Impact

SB 245 A-Eng. **JWM** **dp** **6/15/2015** **Gomberg**

Consolidates and updates authorized use of permit fees and tipping fees to include policy development, permitting, inspecting, monitoring, enforcement, training, technical assistance, responding to complaints, rulemaking, and other activities that support safe management of solid waste. Clarifies fees apply to sites that receive domestic solid waste or solid waste generated outside of state for final disposal or destruction and person who transports solid waste out of state for final disposal or destruction. Establishes fee is levied on district for solid waste delivered to disposal site owned and operated by metropolitan service district. Authorizes Environmental Quality Commission (EQC) to establish fees for composting if amount of waste tonnage per calendar year falls below 90 percent of amount of waste tonnage averaged from 2014 to 2016 for two consecutive years and would remain in effect until EQC determines fee is no longer necessary. Requires solid waste disposal tipping fee be no more than \$1.18 per ton for biennium beginning July 1, 2015 and per ton fee on disposal sites for composting be no more than per ton fee assessed on domestic solid waste, less \$0.81 per ton. Stipulates after July 1, 2017

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Department of Administrative Services and EQC may proportionally adjust fee to meet revenue needs consistent with legislatively authorized budget or adjust for inflation based on certain guidelines. Establishes tipping fee rebate program for nine most economically distressed counties. Authorizes fees on disposal sites that receive and person who transport out of state for final disposal building demolition or construction wastes, land clearing debris and waste tires. Requires Department of Environmental Quality to submit report to interim legislative committee on environment and natural resources no later than October 31, 2022. (Committee Vote: Aye, 19; Nay, 1 --Girod; Exc., 4 --Smith, Shields, Thomsen, Winters)

Fiscal impact issued

No Revenue Impact

SB 262 A-Eng. **JWM** **dp** **6/15/2015** **Rayfield**

Increases fees for oil spill prevention program. Expands uses of moneys in Oil Spillage Control Fund to include planning and preparedness activities. Expands reporting requirements to include the penalties recovered by the department for civil penalties for the willful and negligent discharge of oil and the activities of the Department of Environmental Quality in collecting penalties for oil spills. (Committee Vote: Aye, 20; Exc., 4 --Smith, Shields, Thomsen, Winters)

Fiscal impact issued

No Revenue Impact

SB 441 A-Eng. **JWM** **dp** **6/15/2015** **Gomberg**

Agency: Oregon Business Development Department (Committee Vote: Aye, 20; Exc., 4 --Smith, Shields, Thomsen, Winters)

Budget Report Issued

No Revenue Impact

SB 696 B-Eng. **JWM** **dp** **6/15/2015** **Keny-Guyer**

Increases the Behavior Analysis Regulatory Board (BARB) membership from seven members to nine. Eliminates the BARB requirement to register licensed health care professionals and behavior analysis interventionists. Permits criteria for licensure to include certification by another agency approved by BARB. Requires fingerprinting for licensure. Directs Health Licensing Office to register behavior analysis interventionists. Creates title protections. Incorporates BARB under health professional regulatory boards and Health Licensing Office provisions. Permits insurance reimbursement to certain licensed health care professionals actively practicing applied behavior analysis through July 1, 2018 and requires documentation to Health Licensing Office. Allows health benefit plan to establish credentialing requirements for provision of behavior analysis. Creates operative date of November 1, 2015. Declares emergency, effective on passage. (Committee Vote: Aye, 20; Exc., 4 --Smith, Shields, Thomsen, Winters)

Fiscal impact issued

No Revenue Impact

Third Reading Of Senate Bills:

SB 5506 A-Eng. **JWM** **dp** **6/19/2015** **Williamson**

Agency: Criminal Justice Commission (Committee Vote: Aye, 21; Nay, 2 --McLane, Thomsen; Exc., 1 --Girod)

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when considering project eligibility, IFA must find that the levee project substantially contributes to improvement, expansion or repair of state's or municipality's infrastructure system and is essential for use of development of farms, industrial or commercial land in Oregon to approve project.

(Committee Vote: Aye, 21; Exc., 3 --McLane, Read, Girod)

Fiscal impact issued

No Revenue Impact

SB 469 B-Eng. **JWM** **dp** **6/19/2015** **Nathanson**

Agency: Oregon Health Authority (Committee Vote: Aye, 21; Exc., 3 --McLane, Read, Girod)

Budget Report Issued

No Revenue Impact

SB 473 B-Eng. **JWM** **dp** **6/19/2015** **Taylor**

Agency: Higher Education Coordinating Commission (Committee Vote: Aye, 18; Nay, 3 --Whitsett, Hansell, Whitsett; Exc., 3 --McLane, Read, Girod)

Budget Report Issued

No Revenue Impact

SB 475 **JWM** **dp** **6/19/2015** **Taylor**

The measure requires that students in youth care centers within a detention facility receive educational services through the Juvenile Detention Education Program (JDEP). The measure will allow the provider of the educational services within the detention facility to claim the students in the youth care centers as part of the Average Daily Membership (ADM) which is used to calculate the distribution of State School Funds. (Committee Vote: Aye, 21; Exc., 3 --McLane, Read, Girod)

Fiscal impact issued

Revenue impact issued

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