

OREGON STATE SENATE

THIRD READING ALERT

PROJECTED THIRD READINGS FOR TUESDAY, MAY 26, 2015

Senate Convenes at 10:30 AM

BILL#	COMM	RECOMMENDATION	FILED	CARRIER
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Third Reading Of Senate Measures:

<u>SB 190 A-Eng.</u>	<u>SFR</u>	dp	5/22/2015	Edwards
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Prohibits shipment or transportation of cigarettes or smokeless tobacco products purchased through mail, telephone, or computer by person selling such products for profit to anyone within state unless shipment is to distributor or retailer. Excludes shipment or transportation by freight forwarder or motor carrier. Requires face-to-face transactions for retail sale of tobacco products. Provides civil action enforcement authority to Attorney General. Allows execution of investigative demand by Attorney General for purposes of investigating violations of Act. (Committee Vote: Aye, 4; Nay, 1 --Boquist)

No Fiscal Impact

Revenue impact issued

Third Reading Of House Measures:

(Carried Over from Friday, May 22, 2015)

<u>HB 2424 A-Eng.</u>	<u>SJUD</u>	dp	5/21/2015	Prozanski
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Allows authorized staff member of Department of Corrections (DOC), State Board of Parole and Post-Prison Supervision and Oregon Corrections Enterprises assigned to work in department building to store personal handgun and ammunition in vehicle if certain conditions are met. Defines "vehicle" to include motorcycle, passenger car, van or truck, as well as soft top convertible and jeep. Provides that department does not have duty to inspect or secure vehicles or parking areas, or determine staff compliance with law. Directs department to adopt written policies or rules to regulate possession and storage of personal handgun and ammunition. (Committee Vote: Aye, 5)

Has minimal fiscal impact

No Revenue Impact

<u>HB 2655 A-Eng.</u>	<u>SED</u>	dp	5/21/2015	Roblan
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Directs State Board of Education to adopt specified standards related to student education records. Provides that parents and adult students have right to excuse student from statewide standardized summative assessment and that school districts must provide notice of that right to parents at beginning of school year. Mandates school district or public charter school shall provide notice of opt-out option. Mandates supervised study time for excused students. Mandates notice of information about summative assessments, including dates of assessments, class time required for administration of assessments, and information relating to assessment results, be sent to parents and adult students at least 30 days prior to administration of assessments. Details Department of Education process in case of school performance report being negatively impacted

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by individuals being excused from summative assessments. Sunsets portions of measure relating to reason for excuse after six years. Declares emergency, effective July 1, 2015. (Committee Vote: Aye, 6; Nay, 1 --Hass)

Has minimal fiscal impact
No Revenue Impact

HB 3466 A-Eng. **SJUD** **dp** **5/21/2015** **Thatcher**

Establishes that release criteria for defendant charged with sex crime or crime constituting domestic violence must include prohibition on contact or attempted contact with victim, either directly or through third party. Provides that when defendant is charged with sex crime or crime involving domestic violence, court must enter order prohibiting contact or attempted contact with victim, either directly or through third party, while defendant is in custody. Contains exemption for defense attorney or defense attorney agent other than defendant. (Committee Vote: Aye, 5)

Has minimal fiscal impact
No Revenue Impact

HB 3476 **SJUD** **dp** **5/21/2015** **Gelser, Kruse**

Creates privilege in civil, criminal, administrative and school proceedings for certain communications between victims seeking services related to sexual assault, domestic violence or stalking and qualified victim advocates and services programs. Prohibits disclosure of confidential communications without consent of victim. Declares emergency, effective on passage. (Committee Vote: Aye, 5)

Has minimal fiscal impact
No Revenue Impact

Third Reading Of House Measures:

HCR 22 **SVEP** **A** **5/22/2015** **Winters**

Memorializes Specialist Taylor Daniel Marks. (Committee Vote: Aye, 4)

No Fiscal Impact
No Revenue Impact

HJM 9 **SVEP** **A** **5/22/2015** **Olsen**

Urges Congress to recognize presumption of service connection for Agent Orange exposure of Vietnam War veterans serving at sea around or in the airspace above Vietnam. (Committee Vote: Aye, 4)

No Fiscal Impact
No Revenue Impact

HJM 19 **SENR** **A** **5/22/2015** **Knopp**

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: Aye, 4; Exc., 1 --Thomsen)

No Fiscal Impact
No Revenue Impact

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HB 2426 A-Eng. **SVEP** **dp** **5/22/2015** **Monnes Anderson**
 Updates statutory authority and language for current 9-1-1 emergency systems to be consistent with modern communications technologies. Declares emergency, effective on passage.
 (Committee Vote: Aye, 4)
No Fiscal Impact
No Revenue Impact

HB 2456 **SENR** **dp** **5/22/2015** **Olsen**
 Modifies optional method of evaluation of changes to urban growth boundary (UGB) of city outside Metro with population of 10,000 or more. Stipulates city's determination of supply and development capacity of lands proposed to be brought into UGB must be based on inventory of vacant and partially vacant lands and factors established for forecasting development and redevelopment capacity of lands. (Committee Vote: Aye, 5)
No Fiscal Impact
No Revenue Impact

HB 2557 B-Eng. **SJUD** **dpa PE** **5/21/2015** **Gelser**
 Authorizes court to set aside findings of guilty and responsible except for insanity. Establishes criteria and process. Adds Psychiatric Security Review Board, Department of Human Services, and Oregon Health Authority to certain definitions that apply to expunction of juvenile case records. Clarifies that medical records in the possession of the Psychiatric Security Review Board or the Oregon Health Authority are not to be sealed following a successful motion to set aside. Clarifies language to establish consistency with ORS 137.225. **Senate Amendment Clarifies that medical records in the possession of the Psychiatric Security Review Board or the Oregon Health Authority are not to be sealed following a successful motion to set aside. Re-arranges the language in section 4(c) of the bill to make it consistent with ORS 137.225.**
 (Committee Vote: Aye, 4; Exc., 1 --Burdick)
Has minimal fiscal impact
No Revenue Impact

HB 2585 A-Eng. **SBT** **dp** **5/22/2015** **Beyer**
 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: Aye, 4; Exc., 1 --Thomsen)
No Fiscal Impact
No Revenue Impact

HB 2596 B-Eng. **SJUD** **dpa PE** **5/21/2015** **Prozanski**
 Modifies crime of "Invasion of Personal Privacy" to prohibit the nonconsensual recording of another person's intimate areas. Defines terms. Declares emergency, effective upon passage. **Senate Amendment Resolves conflicts with House Bill 2356-B. Clarifies that conduct prohibit by this bill would constitute Invasion of Privacy in the Second Degree if House Bill**

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2356-B is enacted. Adds emergency clause. (Committee Vote: Aye, 4; Exc., 1 --Burdick)

**Has minimal fiscal impact
No Revenue Impact**

HB 2609 **SJUD** **dp** **5/22/2015** **Prozanski**
Establishes that information or complaint be deemed verified if complainant certifies sufficient grounds to believe defendant committed offense. States that false certification is Class A misdemeanor. (Committee Vote: Aye, 4; Exc., 1 --Burdick)
**Has minimal fiscal impact
No Revenue Impact**

HB 2660 A-Eng. **SJUD** **dp** **5/22/2015** **Prozanski**
Allows court discretion in ordering ignition interlock device (IID) in driving under the influence of intoxicants (DUII) diversion case if defendant submitted to chemical test of his or her breath or blood with result less than .08 percent by weight and the chemical test detected presence of alcohol only. Reorganizes fee and license suspension portions of IID laws. (Committee Vote: Aye, 3; Nay, 1 --Thatcher; Exc., 1 --Burdick)
**Fiscal impact issued
No Revenue Impact**

HB 2776 A-Eng. **SJUD** **dp** **5/22/2015** **Thatcher**
Allows peace officer to apply to circuit court judge for ex parte emergency protective order provided that victim consents. Establishes that court may enter order if court finds probable cause to believe that officer has responded to domestic disturbance that requires mandatory arrest, the person is in immediate danger of abuse by family or household member and emergency protective order is necessary to prevent person from suffering further abuse. States that emergency protective order expires seven days after entry. Provides that violation of emergency protective order constitutes contempt of court. (Committee Vote: Aye, 4; Exc., 1 --Burdick)
**Has minimal fiscal impact
No Revenue Impact**

HB 2919 **SVEP** **dp** **5/22/2015** **President Courtney**
Removes requirement that Office of Emergency Management (OEM) coordinate with Public Safety Answering Points (PSAPs) and law enforcement to collect emergency contact information for cellular service providers. (Committee Vote: Aye, 4)
**Has minimal fiscal impact
No Revenue Impact**

HB 2934 A-Eng. **SHC** **dp** **5/22/2015** **Dembrow**
Directs Oregon Health Authority (OHA) to convene a stakeholder workgroup to provide recommendations on operation of a basic health program. Specifies workgroup membership, when the first meeting shall occur and to develop recommendations to be reported to the interim health care committees no later than December 1, 2015. (Committee Vote: Aye, 4; Exc., 1 --

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Knopp)

Has minimal fiscal impact
No Revenue Impact

HB 2980 A-Eng. **SJUD** **dp** **5/22/2015** **Prozanski**

Authorizes defendant to request district attorney to approve extension of stay of criminal proceedings in district attorney diversion. Requires court to grant extension upon district attorney approval. Allows defendant to request extension after district attorney request for termination. (Committee Vote: Aye, 4; Exc., 1 --Burdick)

Has minimal fiscal impact
No Revenue Impact

HB 3114 A-Eng. **SWF** **dp** **5/22/2015** **Rosenbaum**

Allows injured worker to file workers' compensation claim within 90 days after health benefit plan rejects claim as being work related. Requires health benefit plan to pay benefits in accordance with terms, conditions and benefits of plan if workers' compensation claim is denied. (Committee Vote: Aye, 5)

No Fiscal Impact
No Revenue Impact

HB 3223 A-Eng. **SENR** **dp** **5/22/2015** **Olsen**

Expands definition of expedited land division to include development that will result in development that either: creates enough lots or parcels to allow building residential units at 80 percent or more of maximum net density permitted by zoning designation; or will be sold or rented to households with incomes below 120 percent of median income for county. Requires local government to send written notice to applicant, within two 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 if application meets requirements. Requires that written notice include description of requirements and procedure for applying for expedited land division. Unless applicant requests different process, requires local government to use expedited land division process. (Committee Vote: Aye, 4; Exc., 1 --Thomsen)

No Fiscal Impact
No Revenue Impact

HB 3282 A-Eng. **SENR** **dp** **5/22/2015** **Knopp**

Authorizes Land Conservation and Development Commission (LCDC), upon request by city, to permit city to undergo periodic review for limited purpose of completing changes to proposed amendments to comprehensive plan and land use regulations required on remand after review by LCDC. Authorizes city to adopt, and Director of Department of Land Conservation and Development to approve, work program that includes only changes required on remand if periodic review is initiated. Declares emergency, effective on passage. (Committee Vote: Aye, 4; Exc., 1 -Thomsen)

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HB 3329 **SENR** **dp** **5/22/2015** **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. Act takes effect on 91st day after date on which regular session of Seventy-eighth Legislative Assembly adjourns sine die. (Committee Vote: Aye, 4; Exc., 1 --Thomsen)

Has minimal fiscal impact

No Revenue Impact

HB 3378 A-Eng. **SHC** **dp** **5/22/2015** **Knopp**
 Requires hospitals to adopt written discharge policies. Modifies definition of lay caregiver. Specifies topics to be included in the discharge policy, that patient and lay caregiver are provided instruction or training prior to discharge, and that the hospital notify the lay caregiver of the patient's discharge. Specifies policy requirements. (Committee Vote: Aye, 4; Exc., 1 --Knopp)

Has minimal fiscal impact

No Revenue Impact

HB 3501 **SBT** **dp** **5/22/2015** **Monroe**
 Revises voting requirements for certain actions related to formation or conversion of benefit companies. (Committee Vote: Aye, 4; Exc., 1 --Thomsen)

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