

OREGON STATE SENATE

THIRD READING ALERT

PROJECTED THIRD READINGS FOR MONDAY, JUNE 8, 2015

Senate Convenes at 10:30 AM

BILL#	COMM	RECOMMENDATION	FILED	CARRIER
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Propositions And Motions:

(Possible Consideration of House Amendments)

<u>SB 278 B-Eng.</u>	<u>SBT</u>	Concur	5/29/2015	Beyer
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Voids payday loans, title loans and consumer finance loans of \$50,000 or less if, at the time the loan in question is made, the person making the loan was not licensed to issue the loan. Prohibits unlicensed persons, or their successors, assignees or affiliates, from collecting, receiving or retaining principal, interest, fees, or charges related to, or in connection with, payday loans, title loans or consumer finance loans of \$50,000 or less. Applies to loans originated on or after measure's effective date. Becomes operative 91 days after measure's effective date. Declares emergency, effective on passage. **House Amendment Deletes provision making measure retroactive to loans originated before effective date of measure.** (House Vote: Ayes, 35; Nays, 21--Barreto, Bentz, Buehler, Davis, Esquivel, Gilliam, Hack, Hayden, Huffman, Johnson, Kennemer, Krieger, McLane, Parrish, Post, Smith, Sprenger, Stark, Weidner, Whisnant, Whitsett; Excused, 4--Barton, Gallegos, Heard, Piluso.)

No Fiscal Impact

No Revenue Impact

<u>SB 935 A-Eng.</u>	<u>SBT</u>	Concur	6/3/2015	Beyer
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Specifies that a certificate of authority is not required of an insurer with respect to wet marine and transportation insurance. Declares emergency, effective on passage. **House Amendment Adds emergency clause.** (House Vote: Ayes, 58; Nays, 1--Witt; Excused, 1--Rayfield.)

No Fiscal Impact

No Revenue Impact

(Consideration Of Committee and Minority Reports)

<u>HB 2758 A-Eng.</u>	<u>SHC</u>	do pass (Committee)	6/3/2015	Steiner Hayward
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Prohibits carriers and third-party administrators from disclosing to anyone other than the enrollee receiving services, personal information about an enrollee, upon the request of the dependent enrollee. Specifies procedure for enrollees making a confidential communication request. Requires Department of Consumer and Business Services to submit report no later than December 1, 2016 on the effectiveness of the process. Changes the definition of personal health information to protected health information. Protects confidential communication in appeal of adverse benefit determination. Declares emergency, effective on passage.

Has minimal fiscal impact

No Revenue Impact

LEGEND

SRULES=RULES
SFR=FIN & REV
JWM=WAYS & MEANS
SHC=HEA CARE
SJUD=JUDICIARY
SWF=WRK FOR

SBT=BUS & TRANS

HB 2758 B-Eng. SHC **do pass as amended, print 6/3/2015** **Kruse**
engrossed (Minority)

Prohibits carriers and third-party administrators from disclosing to anyone other than the enrollee receiving services, personal information about an enrollee, upon the request of the dependent enrollee. Specifies procedure for enrollees making a confidential communication request. Allows carrier or third-party administrator to not comply with confidential request to withhold communications to a parent or guardian of person 18 years of age or younger, unless the request is accompanied by the enrollee's statement of reasonable belief that disclosure of specific information will subject the enrollee to unlawful conduct, or federal law requires the insurer to comply with confidential communications request. Requires Department of Consumer and Business Services to submit report no later than December 1, 2016 on the effectiveness of the process. Changes the definition of personal health information to protected health information. Protects confidential communication in appeal of adverse benefit determination. Declares emergency, effective on passage. **Senate Amendment Allows carrier or third-party administrator to not comply with confidential request to withhold communications to a parent or guardian of person under age 18, unless the request is accompanied by the enrollee's statement of reasonable belief that disclosure of specific information will subject the enrollee to unlawful conduct, or federal law requires the insurer to comply with confidential communications request.** (Filed by Sen. Tim Knopp, Sen. Jeff Kruse)

Has minimal fiscal impact
 No Revenue Impact

Third Reading Of Senate Measures:

SB 215 A-Eng. SRULES **do pass as amended, print 6/3/2015** **Roblan**
engrossed

Expires terms of office for members of Oregon Education Investment Board (OEIB) upon effective date of Act and dissolves OEIB board. Extends sunset of OEIB agency and Chief Education Officer (CEO) to June 30, 2019. Changes agency name to "Chief Education Office." Specifies that office is established for purpose of coordinating with education stakeholders to establish unified public education system. Specifies office duties and entities with whom collaboration should take place. Allows office to adopt rules necessary for administration of laws that office is charged with administering. Specifies CEO duties and positions with whom collaboration should take place. Establishes CEO has direction and control over specific positions for matters related to design and organization of multi-agency planning. Requires records and property in possession of CEO be transferred to specified positions as of June 30, 2019. Removes requirements related to achievement compacts. Declares emergency, effective on passage. **Senate Amendment Replaces original measure.** (Committee Vote: Aye, 4; Exc., 1 --Burdick)

Fiscal impact issued
 No Revenue Impact

SB 925 A-Eng. SFR **do pass as amended, print 6/3/2015** **Boquist, Hass**
engrossed

Directs Legislative Revenue Officer, in consultation with Department of Revenue and Legislative Counsel, to prepare legislation designed to restructure the state and local tax system for consideration in the 2016 legislative session. Specifies that the Legislative Revenue Officer shall prepare a bill and a constitutional measure. The bill is to contain changes to the corporate and personal income tax and the framework for a new commercial activities tax. The constitutional

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provision is to restructure the property tax system. Directs the Legislative Revenue Officer to prepare analysis of the proposed measures in terms of their impact on the state economy, state and local revenue and the stability of the state and local revenue system. No later than December 1, 2015, the Legislative Revenue Officer is to issue a progress report to the interim committees on revenue. **Senate Amendment Amendment replaces the bill.** (Committee Vote: Aye, 5)

Has minimal fiscal impact

No Revenue Impact

Third Reading Of House Measures:

HB 5020 A-Eng. **JWM** **do pass** **6/4/2015** **Steiner Hayward**

Agency: Oregon Government Ethics Commission (Committee Vote: Aye, 17; Nay, 2 --Girod, Thomsen; Exc., 5 --McLane, Read, Williamson, Burdick, Shields)

Budget Report Issued

No Revenue Impact

HB 2306 **SHC** **do pass** **6/4/2015** **Kruse**

Grants explicit authority to Oregon Health Authority (OHA) to limit providers with regard to which medical assistance recipient may obtain prescription drugs if the recipient meets specific criteria including use of three or more pharmacies in six-month period and alteration of prescription. Authorizes OHA to conduct prospective drug utilization review, prior to payment for drugs for patient who has filled prescription for more than 15 drugs in preceding six-month period. Declares emergency, effective on passage. (Committee Vote: Aye, 5)

No Fiscal Impact

No Revenue Impact

HB 2333 A-Eng. **SJUD** **do pass as amended, print** **6/3/2015** **Gelser**
eng, rescind sub

Clarifies statutory language regarding statute of limitations when person entitled to bring action is child or has disabling mental condition that bars person from comprehending rights person is otherwise bound to know. Declares emergency, effective upon passage. **Senate Amendment Replaces "is insane" with "has a disabling mental condition that bars the person from comprehending rights that the person is otherwise bound to know."** (Committee Vote: Aye, 5)

Fiscal impact issued

No Revenue Impact

HB 2566 A-Eng. **SFR** **do pass** **6/4/2015** **Baertschiger Jr**

Provides that disaster or emergency related work conducted by an out-of-state business may not be used as the sole basis for determining that the company is doing business in Oregon and therefore subject to Oregon's income tax. Similarly, out-of-state employees working in Oregon for disaster or emergency related work would not be subject to the personal income tax for such earned income. (Committee Vote: Aye, 5)

Has minimal fiscal impact

No revenue impact, statement issued (Indeterminate Impact)

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[HB 2764 B-Eng.](#)[SWF](#)do pass as amended, print 6/3/2015
engrossed

Rosenbaum

Modifies circumstances under which attorney fees may be awarded and amount of attorney fees in workers' compensation claims. Requires interest payment on compensable benefits, attorney fees and costs that are withheld pending an appeal. Allows attorney fees under certain circumstances for representation related to or before the Director of Department of Consumer and Business Services. Requires attorney fees awarded to be equitable in aggregate in relation to fees earned by attorneys for insurers or self-insurers. Directs Board to review attorney fees biennially. Declares emergency, effective on passage. **Senate Amendment Removes penalties. Requires attorney fees be proportionate to benefit of injured worker if insurer unreasonably delays or refuses to pay attorney fees or costs and raises attorney fees cap from \$3,000 to \$4,000 in such cases. Expands circumstances in which attorney fee is assessed.** (Committee Vote: Aye, 3; Nay, 2 --Knopp, Thatcher)

Fiscal impact issued

No Revenue Impact

[HB 3248 B-Eng.](#)[SWF](#)do pass as amended, print 6/3/2015
engrossed

Gelser

Requires public agency terminating contract with qualified nonprofit agency for individuals with disabilities (QRF) to require in new contract for same work that contractor must offer employment to employees of terminated QRF at wages and, for certain employees, with health benefits at least as favorable as under former contract. Permits public agency to procure products and services from source other than qualified nonprofit agency for individuals with disabilities under specified circumstances. Allows contracting agency to require QRFs to comply with applicable local ordinances governing labor standards and to disqualify from public contracts QRFs repeatedly violating local labor standard ordinances. Becomes operative January 1, 2016. Declares emergency, effective on passage. **Senate Amendment Removes applicability of reemployment requirement on service contracts that expire. Clarifies that reemployment by new contractor is to be at wages and, for those with disabilities who work at least 28 hours per week, with health benefits at least as favorable as under the terminated contract.** (Committee Vote: Aye, 4; Nay, 1 --Thatcher)

Fiscal impact issued

No Revenue Impact

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