

# OREGON STATE SENATE

## THIRD READING ALERT

**PROJECTED THIRD READINGS FOR WEDNESDAY, JUNE 17, 2015**

**Senate Convenes at 10:30 AM**

| BILL# | COMM | RECOMMENDATION | FILED | CARRIER |
|-------|------|----------------|-------|---------|
|-------|------|----------------|-------|---------|

**Propositions And Motions:**

*(Possible Consideration of House Amendments)*

|                                      |                              |               |                  |               |
|--------------------------------------|------------------------------|---------------|------------------|---------------|
| <a href="#"><u>SB 244 A-Eng.</u></a> | <a href="#"><u>SHSEC</u></a> | <b>Concur</b> | <b>6/12/2015</b> | <b>Gelser</b> |
|--------------------------------------|------------------------------|---------------|------------------|---------------|

Clarifies language regarding housing programs administered by Oregon Housing and Community Services. Aligns eligibility criteria for Housing Development Guarantee Program and General Housing Account Program. Directs State Housing Council adopt policy to concentrate distribution of funds according to greatest need of persons with low and very low income. **House Amendment Restores language requiring rulemaking on geographic distribution of funds.** (House Vote: Ayes, 57; Excused, 3--Barreto, Esquivel, Johnson.)

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

|                                      |                             |               |                  |                  |
|--------------------------------------|-----------------------------|---------------|------------------|------------------|
| <a href="#"><u>SB 383 B-Eng.</u></a> | <a href="#"><u>SJUD</u></a> | <b>Concur</b> | <b>6/11/2015</b> | <b>Prozanski</b> |
|--------------------------------------|-----------------------------|---------------|------------------|------------------|

Amends and clarifies requirements for bringing claim against design professionals. Removes "construction" from term "construction design professional." Defines "design professional." Applies only to actions filed on or after the effective date. **House Amendment Modifies definition of "design professional" to include persons credentialed in another state to practice as an architect, landscape architect, professional engineer or professional land surveyor. Deletes requirement for summary of alleged conduct to be included in complaint. Deletes exemption for public bodies.** (House Vote: Ayes, 43; Nays, 5--Barton, Heard, McLane, Sprenger, Whitsett; Excused, 4--Esquivel, Gorsek, Smith Warner, Taylor; Excused for Business of the House, 8--Bentz, Davis, Hayden, McKeown, Nathanson, Piluso, Vega Pederson, Speaker Kotek.)

**No Fiscal Impact**  
**No Revenue Impact**

|                                      |                              |               |                 |               |
|--------------------------------------|------------------------------|---------------|-----------------|---------------|
| <a href="#"><u>SB 430 A-Eng.</u></a> | <a href="#"><u>SHSEC</u></a> | <b>Concur</b> | <b>6/9/2015</b> | <b>Gelser</b> |
|--------------------------------------|------------------------------|---------------|-----------------|---------------|

Makes explicit State Board's authority to deny licensure due to conviction for sex crime. Applies to the Board of Psychologist Examiners, Licensed Social Workers and Licensed Professional Counselors. **House Amendment Authorizes the Board of Psychologist Examiners, Licensed Social Workers and Licensed Professional Counselors to deny, revoke or not renew license for individual convicted of a sex crime in Oregon or other state or jurisdiction.** (House Vote: Ayes, 59; Excused, 1--Barton.)

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

**LEGEND**

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**Third Reading Of Senate Measures:**

**SB 5506 A-Eng.**                      **JWM**                      **do pass as amended, print**      **6/15/2015**                      **Winters**  
**engrossed**

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

**Budget Report Issued**  
**No Revenue Impact**

**SB 5533 A-Eng.**                      **JWM**                      **do pass as amended, print**      **6/15/2015**                      **Shields**  
**engrossed**

Agency: Public Defense Services Commission (Committee Vote: Aye, 20; Nay, 2 --Whitsett, Hansell; Exc., 2 --Nathanson, Girod)

**Budget Report Issued**  
**No Revenue Impact**

**SB 5539 A-Eng.**                      **JWM**                      **do pass as amended, print**      **6/15/2015**                      **Monroe**  
**engrossed**

Agency: Department of Veterans' Affairs (Committee Vote: Aye, 21; Exc., 3 --McLane, Read, Girod)

**Budget Report Issued**  
**No Revenue Impact**

**SB 5542 A-Eng.**                      **JWM**                      **do pass as amended, print**      **6/15/2015**                      **Winters**  
**engrossed**

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

**Budget Report Issued**  
**No Revenue Impact**

**SB 306 B-Eng.**                      **JWM**                      **do pass as amended, print**      **6/15/2015**                      **Johnson**  
**engrossed**

Adds levee inspection and repair projects to the qualified uses of monies in the Special Public Works Fund. Authorizes the Oregon Infrastructure Finance Authority (IFA) in the Oregon Business Development Department to provide loans or grants for levee projects to drainage districts, corporations for drainage or flood control or for-profit or nonprofit entities and individuals in the ownership, construction, inspection, accreditation, certification or repair of levees. Specifies that 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.

**Senate Amendment Removes authorization for the Water Resources Department to certify levee compliance with federal safety and flood standards.** (Committee Vote: Aye, 21; Exc., 3 -McLane, Read, Girod)

**Fiscal impact issued**  
**No Revenue Impact**

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[SB 469 B-Eng.](#)      [JWM](#)      **do pass as amended, print engrossed**      **6/15/2015**      **Monnes Anderson**

Agency: Oregon Health Authority (Committee Vote: Aye, 21; Exc., 3 --McLane, Read, Girod)  
**Budget Report Issued**  
**No Revenue Impact**

[SB 473 B-Eng.](#)      [JWM](#)      **do pass as amended, print engrossed**      **6/15/2015**      **Roblan**

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**

**Third Reading Of House Measures:**  
***(Carried Over from Tuesday, June 16, 2015)***

[HB 3084 A-Eng.](#)      [SRULES](#)      **do pass**      **6/15/2015**      **Beyer**

Authorizes owner of tract within incorporated boundaries of City of Damascus to withdraw tract from city in certain circumstances. Requires filing of request for withdrawal with mayor and governing body, Metro and Department of Land Conservation and Development. Requires determination of absence of undue hardship on operation of city at time of request for withdrawal. Requires public hearing on withdrawal of tract within 30 days of receipt of request and specifies public notification requirement. Authorizes determination on withdrawal within 30 days after receiving public testimony. Details process if withdrawal is approved or rejected. Provides that determination by governing body, or withdrawal of tract due to failure of governing body to make timely determination, may be appealed to circuit court. Prohibits city from annexing withdrawn tract for 10 years. Declares emergency, effective on passage. (Committee Vote: Aye, 4; Nay, 1 --Ferrioli)

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

[HB 3085 A-Eng.](#)      [SRULES](#)      **do pass as amended, print engrossed**      **6/12/2015**      **Beyer**

Requires City of Damascus to surrender its charter, disincorporate and cease to exist on 61 st day after election. Requires city to satisfy all outstanding legal debts and obligations and expend all moneys as provided by law and to convey all real property and tangible and intangible personal property to Clackamas County, no sooner than the 30th day after election. Refers Act to people of City of Damascus for their approval or rejection at next primary election held throughout the state. Requires majority of voters voting on Act to approve law. **Senate Amendment Refers question of disincorporation to voters in City of Damascus, at next primary election. Requires city to surrender its charter, disincorporate and cease to exist on 61st day after election. Requires city, no sooner than the 30th day after election, to satisfy all debts, obligations, liabilities, expenses, transfer real property, tangible and intangible personal property and moneys to Clackamas County.** (Committee Vote: Aye, 4; Nay, 1 --Ferrioli)

**Fiscal impact issued**  
**Revenue impact issued**

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HB 3086 B-Eng.SRULESdo pass as amended, print 6/12/2015  
engrossed

Beyer

Requires City of Damascus to distribute to ad valorem property taxpayers all excess moneys remaining in city funds after satisfying all outstanding legal debts and obligations of city. Takes effect only if House Bill 3085 (2015) disincorporating City of Damascus is approved by majority of people of city voting in next primary election held throughout this state. Declares emergency, effective on passage. **Senate Amendment Requires City of Damascus satisfy all debts, obligations, liabilities, expenses, transfer real property, tangible and intangible personal property and moneys to Clackamas County, no sooner than 30th day after election. Changes timeline for distribution and property tax years used to calculate amount of money to be distributed to ad valorem property taxpayers of excess moneys remaining in city funds.** (Committee Vote: Aye, 4; Nay, 1 --Ferrioli)

Fiscal impact issued  
No Revenue Impact

HB 3382 A-Eng.SENRdo pass as amended, print 6/12/2015  
engrossed

Edwards

Defines Willamette Valley Protected District (District). Directs College of Agricultural Sciences (College) at Oregon State University to use field monitoring and research of canola to identify acreages on which canola can be grown within District. Allows State Department of Agriculture (Department) to authorize up to 500 acres for growing canola for commercial purposes within District provided it is on acreage identified by College that was not used for growing canola under chapter 724, Oregon Laws 2013 (Research Area); grown in manner determined to be compatible with growing of other crops; and under same conditions imposed by College for Research Area. Allows Department to assess civil penalty up to \$25,000 against person who grows canola without authorization. Requires Department to develop and report recommendations regarding means for coexistence of production of canola and other crops, including recommendations for legislation, to Legislature no later than November 15, 2018. Requires College to submit specified information for review by experts having sufficient knowledge of vegetable seed production to provide evaluation of research. Requires assessment to include review of published material from certain areas. Sunsets authorization to grow 500 acres of canola for commercial purposes per year in District on January 2, 2020. Extends sunset from January 2, 2019 to July 1, 2019 for law imposing general prohibition on growing of canola in District. **Senate Amendment Stipulates 500 acres for growing canola for commercial purposes grown per year must be on acreage not used for growing canola under chapter 724, Oregon Laws 2013 (Research Area); grown in manner determined to be compatible with growing of other crops; and under same conditions imposed by College of Agriculture Sciences of Oregon State University (College) under Research Area. Requires Department of Agriculture to develop and report recommendations regarding means for coexistence of production of canola and other crops, including recommendations for legislation, to Legislature no later than November 15, 2018. Requires College to submit information for review by experts having sufficient knowledge of vegetable seed production to provide evaluation of research. Requires assessment to include review of published material from certain areas.** (Committee Vote: Aye, 4; Exc., 1 --Olsen)

Fiscal impact issued  
No Revenue Impact

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**HB 3499 B-Eng.**      **JWM**      **do pass**      **6/15/2015**      **Roblan**  
 Establishes advisory group to develop uniform budget coding requirements and reporting requirements. This advisory group on January 2, 2016. The State Board of Education is required to adopt rules related to uniform budget coding requirements no later than January 1, 2016. (Committee Vote: Aye, 22; Exc., 2 --Read, Hansell)  
**Fiscal impact issued**  
**Revenue impact issued**

**HB 3542 A-Eng.**      **SFR**      **do pass**      **6/15/2015**      **Riley**  
 Requires chief sponsor or proponent to submit the policy purpose for measures that create or expand tax credits. Directs Legislative Revenue Officer to identify and prepare analysis on those existing tax credits in which the actual revenue impact has exceeded the initial projected impact by 10% or more and include that information in the biennial report called for in ORS 173.025. (Committee Vote: Aye, 5)  
**Fiscal impact issued**  
**No Revenue Impact**

### **Third Reading Of House Measures:**

**HB 5012 A-Eng.**      **JWM**      **do pass**      **6/16/2015**      **Johnson**  
 Agency: Department of Consumer and Business Services (Committee Vote: Aye, 15; Nay, 6 --McLane, Huffman, Whisnant, Whitsett, Girod, Whitsett; Exc., 3 --Smith, Thomsen, Winters)  
**Budget Report Issued**  
**No Revenue Impact**

**HB 5018 A-Eng.**      **JWM**      **do pass**      **6/16/2015**      **Dembrow**  
 Agency: Department of Environmental Quality (Committee Vote: Aye, 16; Nay, 5 --Huffman, Whisnant, Whitsett, Girod, Whitsett; Exc., 3 --Smith, Thomsen, Winters)  
**Budget Report Issued**  
**No Revenue Impact**

**HB 5044 A-Eng.**      **JWM**      **do pass**      **6/16/2015**      **Monroe**  
 The measure approves the fees adopted by rule for the licensure of Pharmacy Benefit Managers as required by HB 2023 (Ch. 570, Laws 2013). The fees were adopted by DCBS and became effective on July 21, 2014. (Committee Vote: Aye, 18; Nay, 2 --McLane, Girod; Exc., 4 --Smith, Burdick, Thomsen, Winters)  
**No Fiscal Impact**  
**No Revenue Impact**

**HB 2019 B-Eng.**      **JWM**      **do pass**      **6/16/2015**      **Steiner Hayward**  
 Agency: Oregon Government Ethics Commission (Committee Vote: Aye, 20; Exc., 4 --McLane, Read, Williamson, Shields)  
**Budget Report Issued**  
**No Revenue Impact**

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|---|----------------------|----------------|------------------|------------------|
| <b><u>HB 2020</u></b>   | <b><u>SRULES</u></b> | <b>do pass</b> | <b>6/16/2015</b> | <b>Rosenbaum</b> |
| <p>Alters definition of "public official." Prohibits Governor, First Partner, Secretary of State, State Treasurer, Attorney General and Commissioner of Bureau of Labor and Industries from receiving money or other consideration for speaking engagement or presentation. Requires Deputy Secretary of State, First Partner and all policy advisors and attorneys employed by Governor's office to file statement of economic interest. Increases civil penalty for willful abuse of official position by public official. Declares emergency, effective on passage. (Committee Vote: Aye, 3; Exc., 2 --Ferrioli, Beyer)</p>  |                      |                |                  |                  |
| <p><b>Has minimal fiscal impact</b><br/><b>No Revenue Impact</b></p>  |                      |                |                  |                  |
| <b><u>HB 2407 A-Eng.</u></b>  | <b><u>JWM</u></b>    | <b>do pass</b> | <b>6/16/2015</b> | <b>Roblan</b>    |
| <p>Allows Oregon Opportunity Grants to be awarded to highest need students when funds are insufficient to award all eligible students. Guarantees second year award to students who reapply and meet eligibility requirements including progress to degree/certification and maintain a certain grade point. Permits development of program to provide additional incentives for students completing 15 or more credits per term. Requires Office of Student Access and Completion to inform post-secondary institutions of qualified students attending institution for purpose of providing academic counseling and guidance. Directs Higher Education Coordinating Commission to report annually to Legislative Assembly regarding academic success and performance of qualified students. Declares emergency, effective on passage. (Committee Vote: Aye, 17; Nay, 3 --Whitsett, Girod, Whitsett; Exc., 4 --Smith, Shields, Thomsen, Winters)</p> |                      |                |                  |                  |
| <p><b>Fiscal impact issued</b><br/><b>No Revenue Impact</b></p>   |                      |                |                  |                  |
| <b><u>HB 2451 A-Eng.</u></b>  | <b><u>JWM</u></b>    | <b>do pass</b> | <b>6/16/2015</b> | <b>Hansell</b>   |
| <p>Authorizes Department of Environmental Quality to use money in Water Pollution Control Revolving Fund to buy or refinance debt obligations of public agencies for all projects otherwise eligible for financial assistance through Fund. Extends loan term that may be authorized by Environmental Quality Commission from 20 to 30 years. (Committee Vote: Aye, 18; Nay, 2 --Whitsett, Whitsett; Exc., 4 --Smith, Shields, Thomsen, Winters)</p>  |                      |                |                  |                  |
| <p><b>Has minimal fiscal impact</b><br/><b>Has minimal revenue impact</b></p>   |                      |                |                  |                  |
| <b><u>HB 2846 A-Eng.</u></b>  | <b><u>JWM</u></b>    | <b>do pass</b> | <b>6/16/2015</b> | <b>Monroe</b>    |
| <p>The bill permits up to fifteen minutes of instruction in the classroom, provided when students are consuming breakfast, to be considered instructional time. (Committee Vote: Aye, 19; Exc., 5 --Smith, Shields, Thomsen, Whitsett, Winters)</p>   |                      |                |                  |                  |
| <p><b>Fiscal impact issued</b><br/><b>No Revenue Impact</b></p>   |                      |                |                  |                  |
| <b><u>HB 2997 A-Eng.</u></b>  | <b><u>JWM</u></b>    | <b>do pass</b> | <b>6/16/2015</b> | <b>Hansell</b>   |
| <p>Agency: Oregon Business Development Department (Committee Vote: Aye, 22; Exc., 3 --Smith, Thomsen, Winters)</p>  |                      |                |                  |                  |

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**Budget Report Issued**  
**Has minimal revenue impact**

**HB 2998 B-Eng.**      **JWM**      **do pass**      **6/16/2015**      **Hansell**

Agencies: Oregon Business Development Department; Higher Education Coordinating Commission (Committee Vote: Aye, 22; Exc., 3 --Smith, Thomsen, Winters)

**Budget Report Issued**  
**Has minimal revenue impact**

**HB 3522 A-Eng.**      **JWM**      **do pass**      **6/16/2015**      **Dembrow**

Allows Environmental Quality Commission to increase water quality permit fees in amount exceeding anticipated increase in cost of administering program or three percent if larger increase is provided for in Department of Environmental Quality's legislatively approved budget.

(Committee Vote: Aye, 15; Nay, 4 --McLane, Huffman, Whisnant, Whitsett; Exc., 5 --Smith, Shields, Thomsen, Whitsett, Winters)

**Fiscal impact issued**  
**No Revenue Impact**

**HB 3530 B-Eng.**      **SRULES**      **do pass**      **6/16/2015**      **Kruse**

Prohibits specified terms imposed on vision care provider by vision care insurance or vision care discount card. (Committee Vote: Aye, 3; Exc., 2 --Ferrioli, Beyer)

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

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