

# OREGON STATE SENATE

## THIRD READING ALERT

**PROJECTED THIRD READINGS FOR TUESDAY, JUNE 30, 2015**

**Senate Convened at 10:30 AM, Reconvenes at 4:30 PM**

BILL#	COMM	RECOMMENDATION	FILED	CARRIER
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**Propositions And Motions:**

*(Possible Consideration of House Amendments)*

<a href="#"><u>SB 32 A-Eng.</u></a>	<a href="#"><u>SBT</u></a>	<b>Concur</b>	<b>6/29/2015</b>	<b>Beyer</b>
<p>Directs Public Utility Commission (PUC) to form work group to study methods by which natural gas public utility may expand service to areas that do not currently have access to natural gas. Directs PUC to include in work group representatives of public utilities that furnish natural gas, other energy suppliers, local governments, and elected officials; stakeholders who have interest in study outcome; and individuals with subject matter knowledge. Requires PUC to report study results to interim committee of Legislative Assembly related to energy by September 15, 2016. Sunsets on January 2, 2017. Declares emergency, effective on passage. (House Vote: Ayes, 57; Excused, 3--Gallegos, Hack, Weidner.)</p> <p><b>Has minimal fiscal impact</b> <b>No Revenue Impact</b></p>				

<a href="#"><u>SB 699 B-Eng.</u></a>	<a href="#"><u>SBT</u></a>	<b>Concur</b>	<b>6/25/2015</b>	<b>Beyer</b>
<p>Broadens exemption to allow, without a license from Board of Cosmetology, the application of temporary makeup or styling hair by method for sole purpose of preparing individual for professional film or video performance or theatrical performance. Adds specific cosmetology techniques that someone preparing individual for professional photograph, who does not possess cosmetology license, is allowed to do to prepare individual. Specifies Health Licensing Office may develop and disseminate guidelines to ensure sanitation and hygiene best practices are followed. Declares emergency, effective on passage. <b>House Amendment Adds specific cosmetology techniques that someone preparing individual for professional photograph, who does not possess cosmetology license, is allowed to do to prepare person. Specifies person may braid hair, apply hair spray or hold cream to hair or style hair through the use of barrettes, ties, clips, ribbons and other similar hair accessories provided that the person does not use any product that alters keratin of hair.</b> (House Vote: Ayes, 54; Excused, 2--Bentz, Weidner; Excused for Business of the House, 4--Barnhart, McKeown, Sprenger, Speaker Kotek.)</p> <p><b>No Fiscal Impact</b> <b>No Revenue Impact</b></p>				

<a href="#"><u>SB 832 C-Eng.</u></a>	<a href="#"><u>SHSEC</u></a>	<b>Concur</b>	<b>6/29/2015</b>	<b>Gelser</b>
<p>Establishes behavioral health homes to be used by coordinated care organizations (CCOs). Requires Oregon Health Authority (OHA) set standards for achieving integration of behavioral and physical health services in patient-centered primary care homes and behavioral health homes via rulemaking. Permits use of applicable billing codes by providers in patient-centered primary care</p>				

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homes and behavioral health homes. Creates necessary definitions, including "integrated behavioral health care" and "behavioral health home." Declares emergency, effective on passage.

**House Amendment Resolves conflict with House Bill 2419 (2015).** (House Vote: Ayes, 57; Excused, 3--Gallegos, Hack, Weidner.)

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

**Third Reading of Senate Measures (Subject to Rules Suspension):**

**SB 5513 A-Eng.**                      **JWM**                      **do pass as amended, print**      **6/29/2015**                      **Monroe**  
**engrossed**

Agency: Housing and Community Services Department (Committee Vote: Aye, 17; Nay, 6 -- McLane, Smith, Whitsett, Girod, Thomsen, Whitsett; Exc., 1 --Burdick)

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

**SB 5514 A-Eng.**                      **JWM**                      **do pass as amended, print**      **6/29/2015**                      **Winters**  
**engrossed**

Agency: Judicial Department (Committee Vote: Aye, 23; Exc., 1 --Burdick)

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

**SB 5518 A-Eng.**                      **JWM**                      **do pass as amended, print**      **6/29/2015**                      **Steiner Hayward**  
**engrossed**

Agency: Legislative Branch Agencies (Committee Vote: Aye, 24)

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

**SB 5525 A-Eng.**                      **JWM**                      **do pass as amended, print**      **6/29/2015**                      **Johnson**  
**engrossed**

Agency: Oregon Business Development Department (Committee Vote: Aye, 24)

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

**SB 5526 A-Eng.**                      **JWM**                      **do pass as amended, print**      **6/29/2015**                      **Bates**  
**engrossed**

Agency: Oregon Health Authority (Committee Vote: Aye, 15; Nay, 6 --Huffman, Whisnant, Girod, Hansell, Thomsen, Whitsett; Exc., 3 --McLane, Read, Whitsett)

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

**SB 61 A-Eng.**                      **SFR**                      **do pass as amended, print**      **6/29/2015**                      **Hass**  
**engrossed**

Modifies list of jurisdictions of incorporation for which income must be included on Oregon

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corporate excise tax return, if corporation is member of unitary group with Oregon corporation. Allows adjustment of reported income received in a listed jurisdiction that is not attributable to transactions or activity of U.S. affiliates. Specifies criteria used to determine listed jurisdictions. Requires Legislative Revenue Office to report to the 2017 Legislature on the cost effectiveness of requiring corporations with subsidiaries in listed jurisdictions to report income in those jurisdictions. **Senate Amendment Modifies list of jurisdictions, incorporates criteria for determining jurisdictions in statute and allows for a subtraction from income reported in a listed jurisdiction if the income originates from outside the U.S. Requires Legislative Revenue Office to report to the 2017 Legislature.** (Committee Vote: Aye, 5)

Has minimal fiscal impact  
Revenue impact issued

**SB 226 B-Eng.**                      **JWM**                      **do pass as amended, print**                      **6/29/2015**                      **Winters**  
**engrossed**

Requires Department of Human Services (DHS) to operate three regional, mobile crisis teams to serve persons who reside in residential group homes. Describes minimum team duties. Dedicates one vehicle per team. Creates Task Force on Client and Staff Safety staffed by DHS. Specifies composition, formalities, and duties of task force. Requires report to legislature by September 15, 2015. Sunsets task force December 31, 2016. **Senate Amendment Removes mobile crisis teams and changes task force reporting date to September 15, 2016.** (Committee Vote: Aye, 21; Exc., 3 --McLane, Read, Whitsett)

Fiscal impact issued  
No Revenue Impact

**SB 465 B-Eng.**                      **SRULES**                      **do pass as amended, print**                      **6/29/2015**                      **Prozanski**  
**engrossed**

Replaces "county" with "community mental health program" and "community mental health program director" throughout statutes governing process to initiate commitment of persons with mental illness to align responsibility for payment of associated costs. Accounts for possibility of public or private entity under contract with Oregon Health Authority to provide mental health programs. Establishes that community mental health program is responsible for cost when state funds provided to community mental health program are exhausted. Declares emergency, effective on passage. **Senate Amendment Establishes that community mental health program is responsible for cost when state funds provided to community mental health program are exhausted.** (Committee Vote: Aye, 5)

No Fiscal Impact  
No Revenue Impact

### **Third Reading Of Senate Measures:**

**SJM 12**                      **JM91**                      **adopt**                      **6/26/2015**                      **Ferrioli, Burdick**

Urges Congress to support development of solution to financial issues arising from marijuana industry and to declassify marijuana as Schedule I drug under federal Controlled Substances Act. (Committee Vote: Aye, 10)

No Fiscal Impact  
No Revenue Impact

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**SB 5517 A-Eng.**      **JWM**      **do pass as amended, print engrossed**      **6/26/2015**      **Monroe**

Agency: Bureau of Labor and Industries (Committee Vote: Aye, 14; Nay, 10 --McLane, Huffman, Smith, Whisnant, Whitsett, Girod, Hansell, Thomsen, Whitsett, Winters)

**Budget Report Issued**

**No Revenue Impact**

**SB 5527**      **JWM**      **do pass**      **6/29/2015**      **Bates**

Ratifies fee changes approved by the Department of Administrative Services and adopted administratively by the Oregon Health Authority during the 2013-15 interim. Fees were established or increased in the Radiation Protection program for radioactive materials licensing, and in the Public Health Laboratory for the addition of the Severe Combined Immunodeficiency (SCID) test to the newborn screening panel fee. The fee changes are expected to generate a total of \$1,436,336 in new revenue during the 2015-17 biennium. (Committee Vote: Aye, 19; Nay, 2 -- Girod, Thomsen; Exc., 3 --McLane, Read, Whitsett)

**Fiscal impact issued**

**No Revenue Impact**

**SB 228**      **JWM**      **do pass**      **6/29/2015**      **Steiner Hayward**

Specifies that entity doing business as tanning facility must register each tanning device that is accessible by an individual who is afforded its use as a condition, benefit, or as part of membership in exchange for fee or other compensation. Increases annual registration fee not to exceed \$150 per tanning device. Increases biennial registration fees for institution X-ray machines: \$285 for hospital, \$145 for hospital when inspection of X-ray machine is performed by accredited inspector, \$190 for industrial or podiatry, \$140 for dental, academic, or veterinary, and \$140 for microwave oven repair facility. Creates increase in annual license fees not to exceed \$5,000 for specific license: by-product materials, source materials, or special nuclear materials and their devices. Declares emergency, effective on passage. (Committee Vote: Aye, 15; Nay, 6 --Huffman, Whisnant, Girod, Hansell, Thomsen, Whitsett; Exc., 3 --McLane, Read, Whitsett)

**Fiscal impact issued**

**No Revenue Impact**

**SB 460 A-Eng.**      **JM91**      **do pass as amended, print engrossed**      **6/26/2015**      **Ferrioli, Prozanski**

Allows medical marijuana dispensaries to sell up to one quarter ounce of dried leaves and flowers and four immature marijuana plants to persons at least 21 years of age starting October 1, 2015. Requires Oregon Health Authority (OHA) to create rules implementing measure. Allows local governments to pass ordinances prohibiting sales. Sunsets December 31, 2016. Declares emergency, effective on passage. **Senate Amendment Replaces measure.** (Committee Vote: Aye, 10)

**Fiscal impact issued**

**Revenue impact issued**

**SB 895 A-Eng.**      **JWM**      **do pass**      **6/29/2015**      **Steiner Hayward**

Requires each school and children's facility report annually to Oregon Health Authority (OHA) on

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number of children in area served by school or facility who are in attendance conditionally because of incomplete immunization schedule. Requires each local health department make available to each school and children's facility in area served data on immunization rate, by disease, of children in area. Allows OHA to assist local health departments in compiling data for specified data. Requires each school and children's facility make available immunization data by disease at main office, online where possible, and through specified paper document or electronic communication. Specifies timeline for providing immunization data. Requires Superintendent of Public Instruction include in school district and school performance report information related to number of children served in district and number of children susceptible to restrictable disease. Repeals section 4, chapter 516, Oregon Laws 2013. Declare emergency, effective on passage. (Committee Vote: Aye, 15; Nay, 6 --Huffman, Whisnant, Girod, Hansell, Whitsett, Winters; Exc., 3 - -McLane, Read, Whitsett)

**Has minimal fiscal impact**

**No Revenue Impact**

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

**HB 5003 A-Eng.**      **JWM**      **do pass**      **6/29/2015**      **Hansell**

Ratifies fee changes adopted by the Department of Agriculture and approved by the Department of Administrative Services. Fees were modified for nurseries, seed dealers and industrial hemp.

(Committee Vote: Aye, 20; Nay, 3 --McLane, Whisnant, Thomsen; Exc., 1 --Girod)

**Fiscal impact issued**

**No Revenue Impact**

**HB 5041 A-Eng.**      **JWM**      **do pass**      **6/29/2015**      **Steiner Hayward**

Agency: State Treasurer (Committee Vote: Aye, 16; Nay, 8 --McLane, Huffman, Whisnant, Whitsett, Girod, Hansell, Thomsen, Whitsett)

**Budget Report Issued**

**No Revenue Impact**

**HB 2041 A-Eng.**      **JM91**      **do pass**      **6/29/2015**      **Burdick, Ferrioli**

Replaces measure. Imposes 17 percent tax on marijuana items sold by recreational marijuana retailers (retailers) at point of retail sale starting January 1, 2016. Requires Oregon Liquor Control Commission (OLCC) to enter into agreement with Department of Revenue (Department) authorizing Department to implement, administer and enforce rules and procedures for collection of tax. Requires retailers submit tax return on or before last day of January, April, July and October of each year for each previous calendar quarter. Allows retailer to deduct and retain 2 percent of taxes collected. Describes process for collection by Department for any delinquent tax. Requires retailer to keep records for 5 years. Allows Department to review records upon oral or written demand. Allows Department to disclose information to OLCC gained through review of records or subpoena. Requires medical marijuana dispensaries selling to non-medical marijuana cardholders collect 25 percent tax on all sales starting on or after January 4, 2016. Repeals tax on December 31, 2016. **Senate Amendment Replaces measure.** (Committee Vote: Aye, 9; Exc., 1 --Beyer)

**Fiscal impact issued**

**Revenue impact issued**

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**HB 2058 A-Eng.**      **SRULES**      **do pass**      **6/29/2015**      **Beyer**

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. (Committee Vote: Aye, 4; Nay, 1 --Boquist)

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

**HB 2228 A-Eng.**      **JWM**      **do pass**      **6/29/2015**      **Bates**

Requires Oregon State Police to establish voluntary fingerprint retention program. Limits purposes for which collected information may be used. Contains notification requirements and processes for participation and discontinuation of participation. Requires Department of Administrative Services to create rules. Repeals ORS 181.545 addressing Voluntary Central Criminal Records Check Registry. (Committee Vote: Aye, 21; Nay, 2 --Whitsett, Shields; Exc., 1 --Girod)

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

**HB 2803 B-Eng.**      **JWM**      **do pass as amended, print engrossed**      **6/26/2015**      **Monroe**

Agency: Oregon Liquor Control Commission (Committee Vote: Aye, 22; Nay, 2 --Girod, Thomsen)

**Budget Report Issued**  
**No revenue impact, statement issued (Indeterminate Impact)**

**HB 3400 A-Eng.**      **JM91**      **do pass**      **6/29/2015**      **Ferrioli, Burdick**

**Senate Amendment Replaces measure.** (Committee Vote: Aye, 10)

**Fiscal impact issued**  
**No revenue impact, statement issued (Indeterminate Impact)**

**HB 3563**      **JWM**      **do pass**      **6/29/2015**      **Hansell**

The measure makes changes to ORS 517.800, increasing the statutory limits on fees related to mining operations regulated by the Oregon Department of Geology and Mineral Industries. The measure requires all revenues from these fees be deposited into the Mined Land Regulation and Reclamation Program Subaccount. The Department is directed to report to the governing board annually on the financial status of the subaccount. (Committee Vote: Aye, 22; Nay, 1 --Thomsen; Exc., 1 --Winters)

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

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

**HB 2653 A-Eng.**      **JWM**      **do pass**      **6/30/2015**      **Dembrow**

Requires Oregon State University (OSU) Extension Service, in consultation with State Department of Agriculture, to create best practices for beekeeping in residential areas. Provides method of dissemination for best practices. Allows local governments to adopt ordinances relating to beekeeping consistent with best practices. Allows local governments to charge reasonable fees for registering hives in residential areas. Makes findings related to beekeeping in urban and residential areas. (Committee Vote: Aye, 22; Exc., 2 --McLane, Smith)

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

**HB 3012 B-Eng.**      **JWM**      **do pass**      **6/30/2015**      **Roblan**

Establishes Oregon Hatchery Research Center (OHRC) Fund. Requires moneys in OHRC Fund to be used for research projects recommended by OHRC. Requires unexpended and unobligated balance in OHRC Fund as of July 1 of each year to be transferred to Hatchery Construction Fund. Establishes Hatchery Construction Fund, designates uses of fund and sunsets fund January 2, 2026. Establishes surcharge on angling licenses and additional commercial ad valorem catch fee on salmon and steelhead beginning January 1, 2016, and ending December 31, 2026. Directs moneys received to be deposited in Oregon Hatchery Research Center Fund. (Committee Vote: Aye, 21; Exc., 3 --McLane, Rayfield, Smith)

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

**HB 3125 B-Eng.**      **SFR**      **do pass as amended, print engrossed**      **6/29/2015**      **Boquist**

Expands existing property tax exemption for qualified machinery and equipment used in food processing to include machinery and equipment used to process grains, bakery products, dairy products and eggs. Exemption for grains, bakery products, dairy products and eggs effective for property tax years beginning on or after July 1, 2016. Modifies definition of "food processor" to include grains, bakery products, dairy products and eggs. Applicable beginning with tax years beginning on or after July 1, 2015, excludes a person engaged in the business of producing any product that contains marijuana or a marijuana extract. Modifies definition of qualified machinery and equipment to include grains, bakery products, dairy products and eggs. Requires qualified machinery and equipment used to process grains and bakery products to have real market value of at least \$100,000 when placed in service in order to qualify for exemption. Applicable beginning with tax years beginning on or after July 1, 2015, allows State Department of Agriculture to fix, assess and collect or cause to be collected fees on food processors in amount necessary to cover costs of certification. Requires State Department of Agriculture to submit a report, on impact of expanding exemption to include grain processing, to interim Legislative revenue committees not later than September 15, 2018. Applies to property tax years beginning on or after July 1, 2015. **Senate Amendment Includes bakery products, dairy products and eggs to list of food processors qualifying for existing food processing machinery and equipment five year property tax exemption. Exemption for grains, bakery products, dairy products and eggs effective for property tax years beginning on or after July 1, 2016. Defines terms. Requires qualifying bakeries to have been issued a wholesale license by State Department of Agriculture. Prohibits exemption from applying to machinery and equipment used to**

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**process bakery products if proceeds from retail sales made at the processing site constitute more than ten percent of all proceeds from sales made at processing site. Requires qualifying machinery and equipment used to process bakery products to have real market value of at least \$100,000 when placed in service. (Committee Vote: Aye, 5)**

**Fiscal impact issued  
Revenue impact issued**

**HB 3459 B-Eng.      JWM      do pass      6/30/2015      Hansell**

Allows State Fish and Wildlife Commission to issue order allowing angling of fish or taking of shellfish without licenses or tags for two days up to four times per year. Establishes Oregon Fishing Experience Enhancement Subaccount in Fish and Wildlife Account. Directs use of funds in Subaccount. Establishes nine member Oregon Outdoor Activities Investment Planning Task Force. Directs Task Force to develop plan for increasing angling activities for Oregon residents under 17 and establish a 50-year strategic plan for increasing availability of high-quality outdoor recreational activities. Requires Task Force to report to interim committees of Legislative Assembly related to environment and natural resources no later than September 15, 2016. Disbands Task Force on December 31, 2016. (Committee Vote: Aye, 21; Exc., 3 --McLane, Rayfield, Smith)

**Has minimal fiscal impact  
No Revenue Impact**

**HB 3525 A-Eng.      JWM      do pass      6/30/2015      Steiner Hayward**

Creates 12-member Task Force on Immigration Consultant Fraud. Requires study on violations of prohibition on acting as an immigration consultant without bar license and practice of immigration consultants attempting to obstruct persons from reporting violations. Requires Oregon Advocacy Commissions Office to provide staff. Requires report to the Legislature no later than September 15, 2015. (Committee Vote: Aye, 21; Exc., 3 --McLane, Rayfield, Smith)

**Fiscal impact issued  
No Revenue Impact**

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