

**A-Engrossed**  
**House Bill 4072**

Ordered by the House February 15  
Including House Amendments dated February 15

Sponsored by Representative ESQUIVEL; Representatives BREWER, HANNA, JENSON, JOHNSON, KRIEGER, MCLANE, PARRISH, ROBLAN, SCHAUFLEER, SHEEHAN, G SMITH, WAND, WEIDNER, WHISNANT, WINGARD, Senators KRUSE, OLSEN (Pre-session filed.)

**SUMMARY**

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

*[Allows forest protective association to contract with Department of Transportation for association seasonal fire prevention and suppression personnel to render off-season services to department that indirectly facilitate fire prevention and suppression.]*

**Authorizes Department of Transportation to enter into contract with specified forest protective associations for certain off-season services. Specifies terms of such contracts.**

Declares emergency, effective on passage.

**A BILL FOR AN ACT**

Relating to seasonal fire personnel; and declaring an emergency.

**Be It Enacted by the People of the State of Oregon:**

**SECTION 1. Section 2 of this 2012 Act is added to and made a part of ORS 477.406 to 477.412.**

**SECTION 2. (1) The Department of Transportation and the Douglas Forest Protective Association, the Coos Forest Protective Association, the Walker Range Forest Protective Association or any successor association may enter into contracts that provide for seasonal fire prevention and suppression personnel employed by an association to render off-season services to the Department of Transportation. Services provided under a contract described in this section must be off-season services that State Forestry Department personnel were authorized to perform under one or more contracts or agreements between the Department of Transportation and the State Forestry Department entered into on or before January 1, 2012.**

**(2) A contract under this section shall specify the functions or activities to be performed and by what means the functions or activities are to be performed. The contract shall provide for:**

**(a) Identifying the responsibilities of the parties in ensuring payment of wages to the personnel for the off-season services.**

**(b) The term or duration of the contract.**

**(c) The rights of the parties to terminate the contract.**

**(3) A contract under this section may exclude any clause or condition required by ORS 279B.220, 279B.225, 279B.230, 279B.235, 279B.270 or 279C.500 to 279C.530 from the contract.**

**(4) If the Department of Transportation enters into a contract under this section, the department shall submit a summary of the contract to the Oregon Department of Adminis-**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 **trative Services within the 30-day period immediately following the effective date of the**  
2 **contract. The summary must include the following information:**

3 **(a) Names of the parties to the contract.**

4 **(b) Date of the contract.**

5 **(c) Subject matter of the contract.**

6 **(d) The location at which a person may obtain a copy of the contract.**

7 **(5) The Department of Transportation shall submit a summary under subsection (4) of**  
8 **this section to the Oregon Department of Administrative Services through electronic means.**

9 **SECTION 3. This 2012 Act being necessary for the immediate preservation of the public**  
10 **peace, health and safety, an emergency is declared to exist, and this 2012 Act takes effect**  
11 **on its passage.**

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