

A-Engrossed
House Bill 2624

Ordered by the House May 17
Including House Amendments dated May 17

Sponsored by Representative BURLEY; Representative ESQUIVEL

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.

[Authorizes governing body of specified cities to submit request that Governor declare emergency directly to Office of Emergency Management rather than submitting request through county.]

Requires county to establish procedure for receiving, processing and transmitting to Office of Emergency Management request submitted by city that Governor declare emergency.

A BILL FOR AN ACT

1
2 Relating to authority of city to request emergency declaration; amending ORS 401.055.

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

4 **SECTION 1.** ORS 401.055 is amended to read:

5 401.055. (1) The Governor may declare a state of emergency by proclamation at the request of
6 a county governing body or after determining that an emergency has occurred or is imminent.

7 (2) All requests by a county governing body that the Governor declare an emergency shall be
8 sent to the Office of Emergency Management. Cities must submit requests through the governing
9 body of the county in which the majority of the city's property is located. Requests from counties
10 shall be in writing and include the following:

11 (a) A certification signed by the county governing body that all local resources have been ex-
12 pended; and

13 (b) A preliminary assessment of property damage or loss, injuries and deaths.

14 (3)(a) If, in the judgment of the Superintendent of State Police, the Governor cannot be reached
15 by available communications facilities in time to respond appropriately to an emergency, the super-
16 intendent shall notify the Secretary of State or, if the Secretary of State is not available, the State
17 Treasurer that the Governor is not available.

18 (b) After notice from the superintendent that the Governor is not available, the elected state
19 official so notified may declare a state of emergency pursuant to the provisions of subsections (1)
20 and (2) of this section.

21 (c) If the Superintendent of State Police is unavailable to carry out the duties described in this
22 subsection, such duties shall be performed by the Director of the Office of Emergency Management.

23 (4) Any state of emergency declared by the Secretary of State or State Treasurer pursuant to
24 this section has the same force and effect as if issued by the Governor, except that it must be af-
25 firmed by the Governor as soon as the Governor is reached. However, if the Governor does not set
26 aside the proclamation within 24 hours of being reached, the proclamation shall be considered af-
27 firmed by the Governor.

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 (5) Any proclamation of a state of emergency must specify the geographical area covered by the
2 proclamation. Such area shall be no larger than necessary to effectively respond to the emergency.

3 **(6) The governing body of each county shall establish a procedure for receiving, pro-**
4 **cessing and transmitting to the Office of Emergency Management, in a timely manner, a**
5 **request submitted by a city that the Governor declare an emergency.**

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