

**REVENUE: No revenue impact**

**FISCAL: Minimal fiscal impact, no statement issued**

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<b>Action:</b>	Do Pass and Be Placed on the Consent Calendar
<b>Vote:</b>	8 - 0 - 2
<b>Yeas:</b>	Barton, Cameron, Krieger, Olson, Smith J., Stiegler, Whisnant, Barker
<b>Nays:</b>	0
<b>Exc.:</b>	Garrett, Shields
<b>Prepared By:</b>	Anna Braun, Counsel
<b>Meeting Dates:</b>	5/13

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**WHAT THE MEASURE DOES:** Clarifies the authority of the Oregon Board of Maritime Pilots to issue subpoenas for investigatory purposes. Allows board to enter a ship for investigatory purposes if the ship is open to the public. Requires warrant for inspections of ships that are not open to the public and when entrance is denied by the owner.

**ISSUES DISCUSSED:**

- Authority to enter foreign vessels
- Relationship to the Coast Guard
- Possible constitutional issues

**EFFECT OF COMMITTEE AMENDMENT:** No amendment.

**BACKGROUND:** The Oregon Board of Maritime Pilots currently has the authority to hold hearings and subpoena witnesses, administer oaths, take depositions, fix the fee and mileage of witnesses and compel the attendance of witnesses and the production of records. However, the board can only subpoena once a contested case has been opened. SB 601 A authorizes the board to issue an investigatory subpoena. The ability to investigate quickly is important because the board needs to act before a ship departs. Five other agencies have similar investigatory subpoena authority. In addition, SB 601 A adds authority for the board to enter a ship, premises or facility for investigative purposes. However, if an owner denies entrance and the ship, premises or facility is not open to the public, the board must obtain a warrant to enter.