

**Enrolled**  
**House Bill 2019**

Sponsored by Representative MATTHEWS; Representatives CLEM, ESQUIVEL, FREEMAN, HOYLE, HUFFMAN, NATHANSON, READ, SCHAUFLEER, WITT, Senators BOQUIST, EDWARDS

CHAPTER .....

AN ACT

Relating to the Oregon National Guard; and declaring an emergency.

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

**SECTION 1.** (1) If the Adjutant General receives notice that an Oregon National Guard unit will be called into active federal service outside this state under Title 10 of the United States Code, the Adjutant General may not place or retain a servicemember in the unit if the servicemember is the sibling of a person who was killed while serving under Title 10 of the United States Code with the Armed Forces of the United States, unless the Adjutant General has first provided notice to the Governor. The notice must include documentation of:

(a) The determination by the chain of command that placement or retention of the servicemember in the unit is a military necessity to accomplish the unit's mission; or

(b) The servicemember's request for active federal service with the unit, completed in a manner that complies with Oregon National Guard regulations.

(2) The Oregon Military Department shall adopt regulations as necessary to carry out the provisions of this section.

(3) This section does not require action by the Oregon National Guard that is contrary to federal law or regulations, or that degrades the readiness of the Oregon National Guard to perform federal or state missions.

**SECTION 2.** This 2011 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect on its passage.

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**Passed by House April 27, 2011**

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Ramona Kenady Line, Chief Clerk of House

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Bruce Hanna, Speaker of House

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Arnie Roblan, Speaker of House

**Passed by Senate May 31, 2011**

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Peter Courtney, President of Senate

**Received by Governor:**

.....M,....., 2011

**Approved:**

.....M,....., 2011

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John Kitzhaber, Governor

**Filed in Office of Secretary of State:**

.....M,....., 2011

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Kate Brown, Secretary of State