

SENATE AMENDMENTS TO SENATE BILL 813

By COMMITTEE ON VETERANS AND EMERGENCY PREPAREDNESS

April 2

1 On page 1 of the printed bill, line 3, before “401.092” insert “285A.093, 286A.760, 286A.762,
2 286A.766, 286A.768, 286A.780, 286A.782, 286A.786, 286A.788,”.

3 Delete lines 5 through 30 and delete pages 2 through 5 and insert:
4

“SEISMIC REHABILITATION

5
6
7 “**SECTION 1.** ORS 401.910 is amended to read:

8 “401.910. (1) [*The Director of the Office of Emergency Management, pursuant to the authority to*
9 *administer grant programs for seismic rehabilitation provided in ORS 401.092,*] **The Oregon Business**
10 **Development Department** shall develop a grant program for the disbursement of funds for the
11 seismic rehabilitation of critical public buildings, including hospital buildings with acute inpatient
12 care facilities, fire stations, police stations, sheriffs’ offices, other facilities used by state, county,
13 district or municipal law enforcement agencies and buildings with a capacity of 250 or more persons
14 that are routinely used for student activities by kindergarten through grade 12 public schools,
15 community colleges, education service districts and institutions of higher education. **The Oregon**
16 **Infrastructure Finance Authority established in the department by ORS 285A.096 shall ad-**
17 **minister the grant program developed under this section.** The funds for the seismic rehabili-
18 tation of critical public buildings under the grant program are to be provided from the issuance of
19 bonds pursuant to the authority provided in Articles XI-M and XI-N of the Oregon Constitution.

20 “(2) The grant program shall include the appointment of a grant committee. The grant committee
21 may be composed of any number of persons with qualifications that the [*director*] **authority** deter-
22 mines necessary. However, the [*director*] **authority** shall include persons with experience in admin-
23 istering state grant programs and representatives of entities with responsibility over critical public
24 buildings. The [*director*] **authority** shall also include as permanent members representatives of:

25 “(a) The [*Department of Human Services*] **Office of Emergency Management;**

26 “(b) The State Department of Geology and Mineral Industries;

27 “(c) The Seismic Safety Policy Advisory Commission;

28 “(d) The Oregon Department of Administrative Services;

29 “(e) The Department of Education;

30 “(f) The Oregon Health Authority;

31 “(g) The Oregon Fire Chiefs Association;

32 “(h) The Oregon Association Chiefs of Police; [*and*]

33 “(i) The Oregon Association of Hospitals and Health Systems; **and**

34 “(j) **The Confederation of Oregon School Administrators.**

35 “(3) The [*director*] **authority** shall determine the form and method of applying for grants from

1 the grant program, the eligibility requirements for grant applicants, and general terms and condi-
2 tions of the grants. The [director] **authority** shall also provide that the grant committee review
3 grant applications and make a determination of funding based on a scoring system that is directly
4 related to the statewide needs assessment performed by the State Department of Geology and Min-
5 eral Industries. Additionally, the grant process may:

6 “(a) Require that the grant applicant provide matching funds for completion of any seismic re-
7 habilitation project.

8 “(b) Provide authority to the grant committee to waive requirements of the grant program based
9 on special circumstances such as proximity to fault hazards, community value of the structure,
10 emergency functions provided by the structure and storage of hazardous materials.

11 “(c) Allow an applicant to appeal any determination of grant funding to the [director] **authority**
12 for reevaluation.

13 “(d) Provide that applicants release the state, the [director] **authority** and the grant committee
14 from any claims of liability for providing funding for seismic rehabilitation.

15 “(e) Provide separate rules for funding rehabilitation of structural and nonstructural building
16 elements.

17 “(4) Subject to the grant rules established by the [director] **authority** and subject to reevalu-
18 ation by the [director] **authority**, the grant committee has the responsibility to review and make
19 determinations on grant applications under the grant program established pursuant to this section.

20 “**SECTION 2.** ORS 401.092 is amended to read:

21 “401.092. (1) The Director of the Office of Emergency Management is responsible for coordinat-
22 ing and facilitating exercises and training, emergency planning, preparedness, response, mitigation
23 and recovery activities with the state and local emergency services agencies and organizations, and
24 shall, with the approval of the Adjutant General or as directed by the Governor:

25 “(a) Make rules that are necessary and proper for the administration and implementation of this
26 chapter;

27 “(b) Coordinate the activities of all public and private organizations specifically related to pro-
28 viding emergency services within this state;

29 “(c) Maintain a cooperative liaison with emergency management agencies and organizations of
30 local governments, other states and the federal government;

31 “(d) Have such additional authority, duties and responsibilities authorized by this chapter or as
32 may be directed by the Governor;

33 “(e) Administer grants relating to emergency program management under ORS 401.305, [*seismic*
34 *rehabilitation,*] emergency services for the state and the statewide 2-1-1 system as provided in ORS
35 403.430;

36 “(f) Provide for and staff a State Emergency Operations Center to aid the Governor and the
37 Office of Emergency Management in the performance of duties under this chapter;

38 “(g) Serve as the Governor’s authorized representative for coordination of certain response ac-
39 tivities and managing the recovery process;

40 “(h) Establish training and professional standards for local emergency program management
41 personnel;

42 “(i) Establish task forces and advisory groups to assist the office in achieving mandated re-
43 sponsibilities;

44 “(j) Enforce compliance requirements of federal and state agencies for receiving funds and con-
45 ducting designated emergency functions;

1 “(k) Oversee the design, implementation and support of a statewide 2-1-1 system as provided
2 under ORS 403.415; and

3 “(L) Coordinate the activities of state and local governments to enable state and local govern-
4 ments to work together during domestic incidents as provided in the National Incident Management
5 System established by the Homeland Security Presidential Directive 5 of February 28, 2003.

6 “(2) Notwithstanding subsection (1) of this section, the State Forester shall serve as the
7 Governor’s authorized representative for the purpose of initiating the fire management assistance
8 declaration process with the Federal Emergency Management Agency and administering Federal
9 Emergency Management Agency fire management assistance grants.

10 “**SECTION 3.** ORS 285A.093 is amended to read:

11 “285A.093. The Oregon Infrastructure Finance Authority Board shall:

12 “(1) Serve as a body to advise municipalities, state agencies and private persons on the devel-
13 opment and implementation of state policies and programs relating to the infrastructure needs of
14 this state and its communities.

15 “(2) Advise the Governor, the Oregon Business Development Commission, the Director of the
16 Oregon Business Development Department and the Oregon Business Development Department on
17 matters identified by the commission as being of interest to the Governor, the commission, the di-
18 rector and the department that relate to infrastructure and public works programs administered, and
19 actions taken, by the Oregon Infrastructure Finance Authority.

20 “(3) Provide the commission with the opportunity to comment and provide direction on matters
21 relating to infrastructure and public works programs administered, and actions taken, by the au-
22 thority.

23 “(4) Seek and receive the views of all levels of government and the private sector with respect
24 to state policies and programs to address the infrastructure needs of this state.

25 “(5) Prepare and submit to the director suggested administrative rules that the board determines
26 are necessary for the operation of the programs under the direction of the authority.

27 “(6) Establish policies and procedures for loan and grant programs administered by the
28 authority, **except for the seismic rehabilitation grant program administered under ORS**
29 **401.910.**

30 “**SECTION 4.** ORS 286A.760 is amended to read:

31 “286A.760. As used in ORS 286A.760 to 286A.772, unless the context requires otherwise:

32 “(1) ‘Article XI-M bonds’ means general obligation bonds or other general obligation indebt-
33 edness issued or incurred under the authority of Article XI-M of the Oregon Constitution.

34 “(2) ‘Bond administration fund’ means the Article XI-M Bond Administration Fund established
35 under ORS 286A.766.

36 “(3) ‘Bond fund’ means the Article XI-M Bond Fund established under ORS 286A.764.

37 “(4) ‘Bond-related costs’ means:

38 “(a) The costs of paying the principal of, the interest on and the premium, if any, on Article
39 XI-M bonds;

40 “(b) The costs and expenses of issuing, administering and maintaining Article XI-M bonds in-
41 cluding, but not limited to, redeeming Article XI-M bonds and paying amounts due in connection
42 with bond insurance, other credit enhancements or the administrative costs and expenses of the
43 State Treasurer and the Oregon Department of Administrative Services, including costs of consult-
44 ants or advisers retained by the State Treasurer or the department for the purpose of issuing, ad-
45 ministering or maintaining Article XI-M bonds;

1 “(c) Capitalized interest on Article XI-M bonds;

2 “(d) Costs of funding reserves for Article XI-M bonds, including costs of surety bonds and similar
3 instruments;

4 “(e) Rebates or penalties due the United States Government in connection with Article XI-M
5 bonds; and

6 “(f) Other costs or expenses that the Director of the Oregon Department of Administrative
7 Services determines are necessary or desirable in connection with issuing, administering or main-
8 taining Article XI-M bonds.

9 “(5) ‘Seismic fund’ means the Education Seismic Fund established under ORS 286A.768.

10 “(6) ‘State share of costs’ means the total costs and related expenses of the seismic rehabili-
11 tation of public education buildings, minus contributions for seismic rehabilitation from the appli-
12 cants as required by the [*Office of Emergency Management*] **Oregon Business Development**
13 **Department**.

14 “**SECTION 5.** ORS 286A.762 is amended to read:

15 “286A.762. (1) Article XI-M bonds are a general obligation of the State of Oregon and must
16 contain a direct promise on behalf of the State of Oregon to pay the principal of, the interest on
17 and the premium, if any, on the Article XI-M bonds. The State of Oregon shall pledge its full faith
18 and credit and taxing power to pay Article XI-M bonds, except that the ad valorem taxing power
19 of the State of Oregon may not be pledged to pay Article XI-M bonds.

20 “(2) The State Treasurer, with the concurrence of the Director of the Oregon Department of
21 Administrative Services, may issue Article XI-M bonds as provided in this chapter, subject to the
22 limit on bond issuance established for the particular biennium pursuant to ORS 286A.035 and at the
23 request of the [*Director of the Office of Emergency Management*] **Director of the Oregon Business**
24 **Development Department**, for the purpose of financing all or a portion of the state share of costs
25 to plan and implement seismic rehabilitation of public education buildings in the amount of the state
26 share of costs, plus an amount determined by the State Treasurer to pay estimated bond-related
27 costs.

28 “(3) The State Treasurer shall transfer the net proceeds of Article XI-M bonds issued for the
29 purpose described in subsection (2)(a) of this section to the [*Office of Emergency Management*]
30 **Oregon Business Development Department** for deposit in the Education Seismic Fund established
31 under ORS 286A.768.

32 “**SECTION 6.** ORS 286A.766 is amended to read:

33 “286A.766. (1) The Article XI-M Bond Administration Fund is established in the State Treasury,
34 separate and distinct from the General Fund. Amounts in the bond administration fund may be in-
35 vested as provided in ORS 293.701 to 293.820, and interest earned on the bond administration fund
36 must be credited to the bond administration fund. Amounts credited to the bond administration fund
37 are continuously appropriated to the Oregon Department of Administrative Services for payment of
38 bond-related costs. The department shall credit to the bond administration fund:

39 “(a) Proceeds of Article XI-M bonds that were issued to pay bond-related costs;

40 “(b) Amounts appropriated or otherwise provided by the Legislative Assembly for deposit in the
41 bond administration fund; and

42 “(c) Amounts transferred from the Education Seismic Fund by the [*Office of Emergency Man-*
43 *agement*] **Oregon Business Development Department** as provided in ORS 286A.768.

44 “(2) The **Oregon Department of Administrative Services** may create separate accounts in the
45 bond administration fund.

1 “**SECTION 7.** ORS 286A.768 is amended to read:

2 “286A.768. (1) The Education Seismic Fund is established in the State Treasury, separate and
3 distinct from the General Fund. Amounts in the seismic fund may be invested as provided in ORS
4 293.701 to 293.820, and interest earned on the seismic fund must be credited to the seismic fund.
5 Amounts credited to the seismic fund are continuously appropriated to the [*Office of Emergency*
6 *Management*] **Oregon Business Development Department** for the purpose described in ORS
7 286A.762 (2) and for the purpose of paying bond-related costs. The [*office*] **department** shall deposit
8 in the seismic fund:

9 “(a) The net proceeds of Article XI-M bonds transferred pursuant to ORS 286A.762 (3);

10 “(b) Amounts appropriated or otherwise provided by the Legislative Assembly for deposit in the
11 seismic fund;

12 “(c) Gifts, grants or contributions received by the [*office*] **department** for the purpose described
13 in ORS 286A.762 (2); and

14 “(d) Moneys received as repayment of, as a return on or in exchange for the grant or loan of
15 net proceeds of Article XI-M bonds.

16 “(2) The [*office*] **department** may create separate accounts in the seismic fund as appropriate
17 for the management of moneys in the seismic fund.

18 “(3) The [*office*] **department** and any other state agency or other entity receiving or holding
19 net proceeds of Article XI-M bonds shall, at the direction of the Oregon Department of Administra-
20 tive Services, take action necessary to maintain the excludability of interest on Article XI-M bonds
21 from gross income under the Internal Revenue Code.

22 “(4) The [*office*] **department** shall transfer to the Article XI-M Bond Administration Fund the
23 unexpended and uncommitted amounts remaining in the seismic fund if:

24 “(a) Unexpended funds that are not contractually committed to a particular purpose remain in
25 the seismic fund on the last day of the biennium; and

26 “(b) Article XI-M bonds will be outstanding in the next biennium.

27 “(5) The [*office*] **department** may adopt rules to carry out this section including, but not limited
28 to, establishing:

29 “(a) Required contributions from applicants;

30 “(b) Fees;

31 “(c) Standards, terms and conditions under which moneys in the seismic fund may be granted,
32 loaned or otherwise made available; and

33 “(d) Procedures for distributing and monitoring the use of moneys from the seismic fund.

34 “**SECTION 8.** ORS 286A.780 is amended to read:

35 “286A.780. As used in ORS 286A.780 to 286A.792, unless the context requires otherwise:

36 “(1) ‘Article XI-N bonds’ means general obligation bonds or other general obligation indebt-
37 edness issued or incurred under the authority of Article XI-N of the Oregon Constitution.

38 “(2) ‘Bond administration fund’ means the Article XI-N Bond Administration Fund established
39 under ORS 286A.786.

40 “(3) ‘Bond fund’ means the Article XI-N Bond Fund established under ORS 286A.784.

41 “(4) ‘Bond-related costs’ means:

42 “(a) The costs of paying the principal of, the interest on and the premium, if any, on Article XI-N
43 bonds;

44 “(b) The costs and expenses of issuing, administering and maintaining Article XI-N bonds in-
45 cluding, but not limited to, redeeming Article XI-N bonds and paying amounts due in connection

1 with bond insurance, other credit enhancements or the administrative costs and expenses of the
2 State Treasurer and the Oregon Department of Administrative Services, including costs of consult-
3 ants or advisers retained by the State Treasurer or the department for the purpose of issuing, ad-
4 ministering or maintaining Article XI-N bonds;

5 “(c) Capitalized interest on Article XI-N bonds;

6 “(d) Costs of funding reserves for Article XI-N bonds, including costs of surety bonds and similar
7 instruments;

8 “(e) Rebates or penalties due the United States Government in connection with Article XI-N
9 bonds; and

10 “(f) Other costs or expenses that the Director of the Oregon Department of Administrative
11 Services determines are necessary or desirable in connection with issuing, administering or main-
12 taining Article XI-N bonds.

13 “(5) ‘Seismic fund’ means the Emergency Services Seismic Fund established under ORS 286A.788.

14 “(6) ‘State share of costs’ means the total costs and related expenses of the seismic rehabili-
15 tation of emergency services buildings, minus contributions for seismic rehabilitation from the ap-
16 plicants as required by the [*Office of Emergency Management*] **Oregon Business Development**
17 **Department**.

18 “**SECTION 9.** ORS 286A.782 is amended to read:

19 “286A.782. (1) Article XI-N bonds are a general obligation of the State of Oregon and must
20 contain a direct promise on behalf of the State of Oregon to pay the principal of, the interest on
21 and the premium, if any, on the Article XI-N bonds. The State of Oregon shall pledge its full faith
22 and credit and taxing power to pay Article XI-N bonds, except that the ad valorem taxing power
23 of the State of Oregon may not be pledged to pay Article XI-N bonds.

24 “(2) The State Treasurer, with the concurrence of the Director of the Oregon Department of
25 Administrative Services, may issue Article XI-N bonds as provided in this chapter, subject to the
26 limit on bond issuance established for the particular biennium pursuant to ORS 286A.035 and at the
27 request of the Director of the [*Office of Emergency Management*] **Oregon Business Development**
28 **Department**, for the purpose of financing all or a portion of the state share of costs to plan and
29 implement seismic rehabilitation of emergency services buildings in the amount of the state share
30 of costs, plus an amount determined by the State Treasurer to pay estimated bond-related costs.

31 “(3) The State Treasurer shall transfer the net proceeds of Article XI-N bonds issued for the
32 purpose described in subsection (2)(a) of this section to the [*Office of Emergency Management*]
33 **Oregon Business Development Department** for deposit in the Emergency Services Seismic Fund
34 established under ORS 286A.788.

35 “**SECTION 10.** ORS 286A.786 is amended to read:

36 “286A.786. (1) The Article XI-N Bond Administration Fund is established in the State Treasury,
37 separate and distinct from the General Fund. Amounts in the bond administration fund may be in-
38 vested as provided in ORS 293.701 to 293.820, and interest earned on the bond administration fund
39 must be credited to the bond administration fund. Amounts credited to the bond administration fund
40 are continuously appropriated to the Oregon Department of Administrative Services for payment of
41 bond-related costs. The department shall credit to the bond administration fund:

42 “(a) Proceeds of Article XI-N bonds that were issued to pay bond-related costs;

43 “(b) Amounts appropriated or otherwise provided by the Legislative Assembly for deposit in the
44 bond administration fund; and

45 “(c) Amounts transferred from the Emergency Services Seismic Fund by the [*Office of Emergency*

1 *Management*] **Oregon Business Development Department** as provided in ORS 286A.788.

2 “(2) The **Oregon Department of Administrative Services** may create separate accounts in the
3 bond administration fund.

4 “**SECTION 11.** ORS 286A.788 is amended to read:

5 “286A.788. (1) The Emergency Services Seismic Fund is established in the State Treasury, sep-
6 arate and distinct from the General Fund. Amounts in the seismic fund may be invested as provided
7 in ORS 293.701 to 293.820, and interest earned on the seismic fund must be credited to the seismic
8 fund. Amounts credited to the seismic fund are continuously appropriated to the [*Office of Emergency*
9 *Management*] **Oregon Business Development Department** for the purpose described in ORS
10 286A.782 (2) and for the purpose of paying bond-related costs. The [*office*] **department** shall deposit
11 in the seismic fund:

12 “(a) The net proceeds of Article XI-N bonds transferred pursuant to ORS 286A.782 (3);

13 “(b) Amounts appropriated or otherwise provided by the Legislative Assembly for deposit in the
14 seismic fund;

15 “(c) Gifts, grants or contributions received by the [*office*] **department** for the purpose described
16 in ORS 286A.782 (2); and

17 “(d) Moneys received as repayment of, as a return on or in exchange for the grant or loan of
18 net proceeds of Article XI-N bonds.

19 “(2) The [*office*] **Oregon Business Development Department** may create separate accounts in
20 the seismic fund as appropriate for the management of moneys in the seismic fund.

21 “(3) The [*office*] **Oregon Business Development Department** and any other state agency or
22 other entity receiving or holding net proceeds of Article XI-N bonds shall, at the direction of the
23 Oregon Department of Administrative Services, take action necessary to maintain the excludability
24 of interest on Article XI-N bonds from gross income under the Internal Revenue Code.

25 “(4) The [*office*] **Oregon Business Development Department** shall transfer to the Article XI-N
26 Bond Administration Fund the unexpended and uncommitted amounts remaining in the seismic fund
27 if:

28 “(a) Unexpended funds that are not contractually committed to a particular purpose remain in
29 the seismic fund on the last day of the biennium; and

30 “(b) Article XI-N bonds will be outstanding in the next biennium.

31 “(5) The [*office*] **Oregon Business Development Department** may adopt rules to carry out this
32 section including, but not limited to, establishing:

33 “(a) Required contributions from applicants;

34 “(b) Fees;

35 “(c) Standards, terms and conditions under which moneys in the seismic fund may be granted,
36 loaned or otherwise made available; and

37 “(d) Procedures for distributing and monitoring the use of moneys from the seismic fund.

38
39 “**TRANSFER**

40
41 “**SECTION 12.** The duties, functions and powers of the Director of the Office of Emer-
42 gency Management relating to seismic rehabilitation of critical public buildings under the
43 grant program described in ORS 401.910 are imposed upon, transferred to and vested in the
44 **Oregon Business Development Department.**

1 "RECORDS, PROPERTY, EMPLOYEES

2
3 "SECTION 13. (1) The Director of the Office of Emergency Management shall:

4 "(a) Deliver to the Oregon Business Development Department all records and property
5 within the jurisdiction of the director that relate to the duties, functions and powers trans-
6 ferred by section 12 of this 2013 Act; and

7 "(b) Transfer to the department those employees engaged primarily in the exercise of the
8 duties, functions and powers transferred by section 12 of this 2013 Act.

9 "(2) The Director of the Oregon Business Development Department shall take possession
10 of the records and property, and shall take charge of the employees and employ them in the
11 exercise of the duties, functions and powers transferred by section 12 of this 2013 Act,
12 without reduction of compensation but subject to change or termination of employment or
13 compensation as provided by law.

14 "(3) The Governor shall resolve any dispute between the Director of the Office of Emer-
15 gency Management and the Oregon Business Development Department relating to transfers
16 of records, property or employees under this section, and the Governor's decision is final.

17
18 "UNEXPENDED REVENUES

19
20 "SECTION 14. (1) The unexpended balances of amounts authorized to be expended by the
21 Director of the Office of Emergency Management for the biennium beginning July 1, 2013,
22 from revenues dedicated, continuously appropriated, appropriated or otherwise made avail-
23 able for the purpose of administering and enforcing the duties, functions and powers trans-
24 ferred by section 12 of this 2013 Act are transferred to and are available for expenditure by
25 the Oregon Business Development Department for the biennium beginning July 1, 2013, for
26 the purpose of administering and enforcing the duties, functions and powers transferred by
27 section 12 of this 2013 Act.

28 "(2) The expenditure classifications, if any, established by Acts authorizing or limiting
29 expenditures by the director remain applicable to expenditures by the department under this
30 section.

31
32 "ACTION, PROCEEDING, PROSECUTION

33
34 "SECTION 15. The transfer of duties, functions and powers to the Oregon Business De-
35 velopment Department by section 12 of this 2013 Act does not affect any action, proceeding
36 or prosecution involving or with respect to such duties, functions and powers begun before
37 and pending at the time of the transfer, except that the Oregon Business Development De-
38 partment is substituted for the Director of the Office of Emergency Management in the
39 action, proceeding or prosecution.

40
41 "LIABILITY, DUTY, OBLIGATION

42
43 "SECTION 16. (1) Nothing in sections 12 to 18 of this 2013 Act and the amendments to
44 ORS 285A.093, 286A.760, 286A.762, 286A.766, 286A.768, 286A.780, 286A.782, 286A.786, 286A.788,
45 401.092 and 401.910 by sections 1 to 11 of this 2013 Act relieves a person of a liability, duty

1 or obligation accruing under or with respect to the duties, functions and powers transferred
2 by section 12 of this 2013 Act. The Oregon Business Development Department may undertake
3 the collection or enforcement of any such liability, duty or obligation.

4 “(2) The rights and obligations of the Director of the Office of Emergency Management
5 legally incurred under contracts, leases and business transactions executed, entered into or
6 begun before the operative date of section 12 of this 2013 Act accruing under or with respect
7 to the duties, functions and powers transferred by section 12 of this 2013 Act are transferred
8 to the department. For the purpose of succession to these rights and obligations, the de-
9 partment is a continuation of the director and not a new authority.

10
11 “RULES
12

13 “SECTION 17. Notwithstanding the transfer of duties, functions and powers by section
14 12 of this 2013 Act, the rules of the Director of the Office of Emergency Management with
15 respect to such duties, functions or powers that are in effect on the operative date of section
16 12 of this 2013 Act continue in effect until superseded or repealed by rules of the Oregon
17 Business Development Department. References in such rules of the director to the director
18 or the Office of Emergency Management or to an officer or employee of the office are con-
19 sidered to be references to the department or to an officer or employee of the department.

20 “SECTION 18. Whenever, in any uncodified law or resolution of the Legislative Assembly
21 or in any rule, document, record or proceeding authorized by the Legislative Assembly, in
22 the context of the duties, functions and powers transferred by section 12 of this 2013 Act,
23 reference is made to the Director of the Office of Emergency Management, to the Office of
24 Emergency Management or to an officer or employee of the office, whose duties, functions
25 or powers are transferred by section 12 of this 2013 Act, the reference is considered to be a
26 reference to the Oregon Business Development Department or to an officer or employee of
27 the department who by this 2013 Act is charged with carrying out such duties, functions and
28 powers.

29
30 “OPERATIVE DATE
31

32 “SECTION 19. Sections 12 to 18 of this 2013 Act and the amendments to ORS 285A.093,
33 286A.760, 286A.762, 286A.766, 286A.768, 286A.780, 286A.782, 286A.786, 286A.788, 401.092 and
34 401.910 by sections 1 to 11 of this 2013 Act become operative on January 1, 2014.

35
36 “UNIT CAPTIONS
37

38 “SECTION 20. The unit captions used in this 2013 Act are provided only for the conven-
39 ience of the reader and do not become part of the statutory law of this state or express any
40 legislative intent in the enactment of this 2013 Act.

41
42 “EMERGENCY CLAUSE
43

44 “SECTION 21. This 2013 Act being necessary for the immediate preservation of the public
45 peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect

1 **on its passage.”**

2
