

**PROPOSED AMENDMENTS TO
HOUSE BILL 2206**

1 On page 4 of the printed bill, after line 4, insert:

2 **“SECTION 5. (1) Notwithstanding ORS 203.095, if the governing body**
3 **of a county believes that the county is in a state of fiscal distress that**
4 **compromises the county’s ability to provide medical examiner or death**
5 **investigation services at a minimally adequate level, the governing**
6 **body may request that the Governor declare a death investigation**
7 **services emergency in the county.**

8 **“(2) Upon request pursuant to subsection (1) of this section, the**
9 **Governor shall consult with the Superintendent of State Police to de-**
10 **termine whether to declare a death investigation services emergency**
11 **in the county.**

12 **“(3) Within 14 days after consultation with the superintendent pur-**
13 **suant to subsection (2) of this section, the Governor shall:**

14 **“(a) Declare the existence of a death investigation services emer-**
15 **gency in the county; or**

16 **“(b) Issue a determination that the county’s fiscal situation does**
17 **not cause the county to provide medical examiner or death investi-**
18 **gation services at a less than minimally adequate level.**

19 **“(4) As soon as practicable after declaration of an emergency pur-**
20 **suant to subsection (3)(a) of this section and after consultation with**
21 **the district attorney of the county, the Department of State Police**
22 **shall provide services in the county to the extent necessary to ensure**

1 a minimally adequate level of medical examiner or death investigation
2 services in the county, including the services provided by deputy
3 medical examiners appointed pursuant to ORS 146.085.

4 “(5)(a) When an emergency is declared in a county pursuant to
5 subsection (3)(a) of this section, the department shall immediately
6 notify the State Medical Examiner to discontinue partial reimburse-
7 ments to the county from the State Medical Examiner’s budget pur-
8 suant to ORS 146.045.

9 “(b) Within 30 days following the close of each fiscal quarter, the
10 department shall submit to the governing body of the county and the
11 State Medical Examiner an itemized statement of the department’s
12 actual costs incurred in providing services in the county for the period
13 covered by the statement.

14 “(c) As soon as practicable after receipt of the statement submitted
15 pursuant to paragraph (b) of this subsection, the State Medical Ex-
16 aminer shall transfer to the State Police Account established in ORS
17 181.175 the partial reimbursements from the State Medical Examiner’s
18 budget that, but for this subsection, would have been distributed to
19 the county pursuant to ORS 146.045 for the period covered by the
20 statement, in an amount not to exceed the department’s stated costs.

21 “(d) If the amounts received by the department under paragraph (c)
22 of this subsection are less than the department’s stated costs for the
23 period covered by the statement submitted pursuant to paragraph (b)
24 of this subsection, the department shall seek reimbursement of the
25 remaining costs, and such additional spending authority as the de-
26 partment considers necessary to carry out its duties under this sec-
27 tion, from the Emergency Board.

28 “(6) At any time after declaration of an emergency pursuant to
29 subsection (3)(a) of this section, the governing body of the county or
30 the superintendent may request that the Governor, after consultation

1 **with the superintendent, issue a determination pursuant to subsection**
2 **(3)(b) of this section.**

3 **“(7)(a) The county shall resume providing medical examiner or**
4 **death investigation services, as applicable, in the county on the earlier**
5 **of:**

6 **“(A) The date on which a determination is issued pursuant to sub-**
7 **section (6) of this section; or**

8 **“(B) Two years after the date on which an emergency is declared**
9 **in the county pursuant to subsection (3)(a) of this section.**

10 **“(b) The governing body of the county may request a declaration**
11 **under subsection (1) of this section at any time before or after the**
12 **elapse of the two-year period described in paragraph (a)(B) of this**
13 **subsection in order to ensure continuity of medical examiner or death**
14 **investigation services in the county.”.**

15 In line 5, delete “5” and insert “6”.

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