

SENATE AMENDMENTS TO SENATE BILL 1559

By COMMITTEE ON BUSINESS AND TRANSPORTATION

February 18

1 On page 1 of the printed bill, line 2, after the first semicolon delete the rest of the line and in-
2 sert “creating new provisions; amending ORS 181.010; and declaring an emergency.”.

3 Delete lines 3 through 20.

4 On page 2, delete lines 1 through 22.

5 Delete lines 24 through 45 and delete pages 3 through 12 and insert:

6 **“SECTION 1. (1) The Oregon Liquor Control Commission Modernization Task Force is**
7 **established, consisting of 13 members appointed as follows:**

8 **“(a) The President of the Senate shall appoint three members from among members of**
9 **the Senate.**

10 **“(b) The Speaker of the House of Representatives shall appoint three members from**
11 **among members of the House of Representatives.**

12 **“(c) The President of the Senate and the Speaker of the House of Representatives shall**
13 **jointly appoint two members who are members of the Oregon Liquor Control Commission.**

14 **“(d) The Governor shall appoint:**

15 **“(A) One member to represent local governments; and**

16 **“(B) Four public members.**

17 **“(2) The task force shall undertake an evaluation of the system for distributing and**
18 **selling distilled liquor in this state to identify and evaluate potential means of modernizing**
19 **the system. The evaluation shall include, but need not be limited to, issues regarding:**

20 **“(a) Customer convenience and improvement of the shopping experience.**

21 **“(b) The support and promotion of Oregon distilled liquor manufacturers.**

22 **“(c) Public safety.**

23 **“(d) Revenue optimization.**

24 **“(e) Expansion of the retail sales system for distilled liquor.**

25 **“(f) Seller compensation options.**

26 **“(g) Existing and potential infrastructure needs.**

27 **“(3) The task force may take actions necessary and proper for the purposes of the task**
28 **force’s work, including but not limited to the conducting of hearings and taking of testimony.**

29 **“(4) A majority of the members of the task force constitutes a quorum for the trans-**
30 **action of business.**

31 **“(5) Official action by the task force requires the approval of a majority of the members**
32 **of the task force.**

33 **“(6) The task force shall elect one of its members to serve as chairperson.**

34 **“(7) If there is a vacancy for any cause, the appointing authority shall make an appoint-**
35 **ment to become immediately effective.**

1 “(8) The task force shall meet at times and places specified by the call of the chairperson
2 or of a majority of the members of the task force.

3 “(9) The task force may adopt rules necessary for the operation of the task force.

4 “(10) The task force shall submit a report in the manner provided by ORS 192.245, and
5 may include recommendations for legislation, to an interim committee of the Legislative
6 Assembly related to business no later than October 1, 2014.

7 “(11) The commission shall provide staff support to the task force.

8 “(12) Members of the task force who are not members of the Legislative Assembly are
9 not entitled to compensation, but may be reimbursed for actual and necessary travel and
10 other expenses incurred by them in the performance of their official duties in the manner
11 and amounts provided for in ORS 292.495. Claims for expenses incurred in performing func-
12 tions of the task force shall be paid out of funds appropriated to the commission for purposes
13 of the task force.

14 “(13) All agencies of state government, as defined in ORS 174.111, are directed to assist
15 the task force in the performance of its duties and, to the extent permitted by laws relating
16 to confidentiality, to furnish such information and advice as the members of the task force
17 consider necessary to perform their duties.

18 “**SECTION 2.** ORS 181.010 is amended to read:

19 “181.010. As used in ORS 181.010 to 181.560 and 181.715 to 181.730, unless the context requires
20 otherwise:

21 “(1) ‘Criminal justice agency’ means:

22 “(a) The Governor;

23 “(b) Courts of criminal jurisdiction;

24 “(c) The Attorney General;

25 “(d) District attorneys, city attorneys with criminal prosecutorial functions, attorney employees
26 of the office of public defense services and nonprofit public defender organizations established under
27 contract with the Public Defense Services Commission;

28 “(e) Law enforcement agencies;

29 “(f) The Department of Corrections;

30 “(g) The Oregon Youth Authority;

31 “(h) The State Board of Parole and Post-Prison Supervision;

32 “(i) The Department of Public Safety Standards and Training;

33 “(j) [*The Oregon Liquor Control Commission*] **Liquor enforcement inspectors as defined in**
34 **ORS 471.001;**

35 “(k) Regional information systems that share programs to track, identify and remove cross-
36 jurisdictional criminal and terrorist conspiracies; and

37 “(L) Any other state or local agency with law enforcement authority.

38 “(2) ‘Criminal offender information’ includes records and related data as to physical description
39 and vital statistics, fingerprints received and compiled for purposes of identifying criminal offenders
40 and alleged offenders, records of arrests and the nature and disposition of criminal charges, includ-
41 ing sentencing, confinement, parole and release.

42 “(3) ‘Department’ means the Department of State Police established under ORS 181.020.

43 “(4) ‘Deputy superintendent’ means the Deputy Superintendent of State Police appointed under
44 ORS 181.220.

45 “(5) ‘Designated agency’ means any state, county or municipal government agency where Oregon

1 criminal offender information is required to implement a federal or state statute, executive order
2 or administrative rule that expressly refers to criminal conduct and contains requirements or ex-
3 clusions expressly based on such conduct or for agency employment purposes, licensing purposes or
4 other demonstrated and legitimate needs when designated by order of the Governor.

5 “(6) ‘Disposition report’ means a form or process prescribed or furnished by the department,
6 containing a description of the ultimate action taken subsequent to an arrest.

7 “(7) ‘Law enforcement agency’ means:

8 “(a) County sheriffs, municipal police departments, police departments established by a univer-
9 sity under ORS 352.383 or 353.125 and State Police;

10 “(b) Other police officers of this state or another state, including humane special agents as de-
11 fined in ORS 181.435;

12 “(c) A tribal government as defined in section 1, chapter 644, Oregon Laws 2011, that employs
13 authorized tribal police officers as defined in section 1, chapter 644, Oregon Laws 2011; and

14 “(d) Law enforcement agencies of the federal government.

15 “(8) ‘State police’ means the sworn members of the state police force appointed under ORS
16 181.250.

17 “(9) ‘Superintendent’ means the Superintendent of State Police appointed under ORS 181.200.

18 “**SECTION 3.** ORS 181.010, as amended by section 49, chapter 644, Oregon Laws 2011, section
19 19, chapter 54, Oregon Laws 2012, section 12, chapter 67, Oregon Laws 2012, and section 30, chapter
20 180, Oregon Laws 2013, is amended to read:

21 “181.010. As used in ORS 181.010 to 181.560 and 181.715 to 181.730, unless the context requires
22 otherwise:

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25 “(b) Courts of criminal jurisdiction;

26 “(c) The Attorney General;

27 “(d) District attorneys, city attorneys with criminal prosecutorial functions, attorney employees
28 of the office of public defense services and nonprofit public defender organizations established under
29 contract with the Public Defense Services Commission;

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13 fined in ORS 181.435; and

14 “(c) Law enforcement agencies of the federal government.

15 “(8) ‘State police’ means the sworn members of the state police force appointed under ORS
16 181.250.

17 “(9) ‘Superintendent’ means the Superintendent of State Police appointed under ORS 181.200.

18 **“SECTION 4. Section 1 of this 2014 Act is repealed on the date of the convening of the
19 2015 regular session of the Legislative Assembly as specified in ORS 171.010.**

20 **“SECTION 5. This 2014 Act being necessary for the immediate preservation of the public
21 peace, health and safety, an emergency is declared to exist, and this 2014 Act takes effect
22 on its passage.”.**

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