

SENATE AMENDMENTS TO RESOLVE CONFLICTS TO B-ENGROSSED HOUSE BILL 2728

By JOINT COMMITTEE ON WAYS AND MEANS

July 2

1 On page 1 of the printed B-engrossed bill, line 2, after “284.711” insert “and section 10, chapter
2 519, Oregon Laws 2011, and sections 66 and 72, chapter ___, Oregon Laws 2015 (Enrolled Senate
3 Bill 215)”.

4 In line 3, after “2014” insert “, and sections 27, 36, 37 and 59, chapter ___, Oregon Laws 2015
5 (Enrolled Senate Bill 215)”.

6 On page 4, delete lines 31 through 45.

7 On page 5, delete lines 1 through 42 and insert:

8 “**SECTION 9.** ORS 284.706, as amended by section 1, chapter 196, Oregon Laws 2015 (Enrolled
9 House Bill 2288), is amended to read:

10 “284.706. (1) There is created the Oregon Innovation Council consisting of the following voting
11 members:

12 “(a) The Governor or the Governor’s designated representative, who shall be chairperson of the
13 council.

14 “(b) Seven members appointed by the Governor who are experienced entrepreneurs or investors
15 or are engaged in the operations of Oregon traded sector industries or Oregon growth businesses.

16 “(c) One member appointed by the Governor who is a representative of an Oregon-based, gen-
17 erally accredited, not-for-profit private institution of higher education.

18 “(d) One member appointed by the Governor who is a representative of an Oregon-based, gen-
19 erally accredited public institution of higher education as defined in ORS 284.633.

20 “(e) A member of the Oregon Growth Board, appointed by the board, who is experienced in
21 making direct investments in new growth-based companies.

22 “(f) A private sector member of the [*Engineering and Technology Industry Council, appointed by*
23 *the Engineering and Technology Industry Council*] **Oregon Talent Council.**

24 “(g) The Director or an executive officer of the Oregon Business Development Department.

25 “(h) The executive director of the Higher Education Coordinating Commission.

26 “(i) The State Treasurer.

27 “(2)(a) The Speaker of the House of Representatives shall appoint two members to the council
28 who are members of the House of Representatives.

29 “(b) The President of the Senate shall appoint two members to the council who are members of
30 the Senate.

31 “(c) Members of the Legislative Assembly appointed to the council are nonvoting members and
32 may act in an advisory capacity only.

33 “(3) The presiding officer of the Oregon Business Development Commission shall serve as an ex
34 officio, nonvoting member of the council.

35 “(4) The term of office of each appointed voting member of the council is two years, but an ap-

1 pointed member serves at the pleasure of the appointing authority. Before the expiration of the term
2 of an appointed voting member, the appointing authority shall appoint a successor whose term be-
3 gins on July 1 next following. An appointed member is eligible for reappointment for one additional
4 term. If there is a vacancy for any cause, the appointing authority shall make an appointment to
5 become immediately effective for the remainder of the unexpired term.

6 “(5) A majority of the voting members of the council constitutes a quorum for the transaction
7 of business.

8 “(6) Official action by the council requires the approval of a majority of the voting members of
9 the council.

10 “(7) The council shall meet at least four times per fiscal year at a place, day and time deter-
11 mined by the chairperson. The council may also meet at other times and places specified by a call
12 of the chairperson or by written request of a majority of the voting members of the council.

13 “(8) The council may adopt rules necessary for the operation of the council.

14 “(9) The council shall establish an audit and accountability committee that shall monitor per-
15 formance of council contracts and benchmark Oregon’s performance against nationally accepted in-
16 novation metrics.

17 “(10) The council may establish other committees and delegate to the committees duties as the
18 council considers desirable.

19 “(11) The Oregon Business Development Department shall provide staff support to the council.

20 “(12) Members of the council who are members of the Legislative Assembly are entitled to
21 compensation and expense reimbursement as provided in ORS 171.072.

22 “(13) Members of the council who are not members of the Legislative Assembly are entitled to
23 compensation and expenses incurred by them in the performance of their official duties in the man-
24 ner and amounts provided for in ORS 292.495. Claims for compensation and expenses of members
25 of the council who are public officers shall be paid out of funds appropriated to the public agency
26 that employs the member. Claims for compensation and expenses of members of the council who are
27 not public officers shall be paid out of funds appropriated to the Oregon Business Development De-
28 partment for that purpose.

29 “(14) All agencies of state government, as defined in ORS 174.111, are directed to assist the
30 council in the performance of its duties and, to the extent permitted by laws relating to
31 confidentiality, to furnish such information and advice as the members of the council consider nec-
32 essary to perform their duties.”.

33 On page 6, after line 1, insert:

34 “**SECTION 11. If Senate Bill 215 becomes law, sections 27 (amending ORS 351.663), 36**
35 **(amending section 5, chapter 85, Oregon Laws 2014), 37 (amending section 9, chapter 85,**
36 **Oregon Laws 2014) and 59 (amending ORS 351.663), chapter __, Oregon Laws 2015 (Enrolled**
37 **Senate Bill 215), are repealed.**

38 “**SECTION 12.** If Senate Bill 215 becomes law, section 10, chapter 519, Oregon Laws 2011, as
39 amended by section 1, chapter 37, Oregon Laws 2012, section 5, chapter 286, Oregon Laws 2013,
40 section 89, chapter 624, Oregon Laws 2013, section 9, chapter 660, Oregon Laws 2013, section 3,
41 chapter 661, Oregon Laws 2013, section 5, chapter 739, Oregon Laws 2013, section 194, chapter 747,
42 Oregon Laws 2013, section 6, chapter 778, Oregon Laws 2013, and section 8, chapter __, Oregon
43 Laws 2015 (Enrolled Senate Bill 215), is amended to read:

44 “**Sec. 10.** (1) Sections 5, 6 and 7, chapter 519, Oregon Laws 2011, are repealed on the effective
45 date of [this 2015 Act] **chapter __, Oregon Laws 2015 (Enrolled Senate Bill 215).**

1 “(2) The amendments to ORS 342.208 by section 4, chapter 286, Oregon Laws 2013, become op-
2 erative on the effective date of *[this 2015 Act]* **chapter __, Oregon Laws 2015 (Enrolled Senate**
3 **Bill 215).**

4 “(3) The amendments to ORS 326.021 by section 88, chapter 624, Oregon Laws 2013, become
5 operative on the effective date of *[this 2015 Act]* **chapter __, Oregon Laws 2015 (Enrolled Senate**
6 **Bill 215).**

7 “(4) The amendments to ORS 327.800, 327.810, 327.815 and 327.820 by sections 5, 6, 7 and 8,
8 chapter 660, Oregon Laws 2013, become operative on the effective date of *[this 2015 Act]* **chapter**
9 **__, Oregon Laws 2015 (Enrolled Senate Bill 215).**

10 “(5) The amendments to ORS 342.950 by section 2, chapter 661, Oregon Laws 2013, become op-
11 erative on the effective date of *[this 2015 Act]* **chapter __, Oregon Laws 2015 (Enrolled Senate**
12 **Bill 215).**

13 “(6) The amendments to ORS 326.500 by sections 4 and 6, chapter 739, Oregon Laws 2013, be-
14 come operative on the effective date of *[this 2015 Act]* **chapter __, Oregon Laws 2015 (Enrolled**
15 **Senate Bill 215).**

16 “(7) The amendments to ORS 342.443 by section 5, chapter 778, Oregon Laws 2013, become op-
17 erative on the effective date of *[this 2015 Act]* **chapter __, Oregon Laws 2015 (Enrolled Senate**
18 **Bill 215).**

19 “(8) The amendments to ORS 326.300, 351.075, 351.725 and 351.762 (formerly 326.375) by sections
20 9 to 12, chapter 36, Oregon Laws 2012, become operative on the effective date of *[this 2015 Act]*
21 **chapter __, Oregon Laws 2015 (Enrolled Senate Bill 215).**

22 “(9) The amendments to ORS 326.425 by section 22b, chapter 36, Oregon Laws 2012, become
23 operative on the effective date of *[this 2015 Act]* **chapter __, Oregon Laws 2015 (Enrolled Senate**
24 **Bill 215).**

25 “(10) The amendments to ORS 417.796 by section 8, chapter 37, Oregon Laws 2012, become op-
26 erative on the effective date of *[this 2015 Act]* **chapter __, Oregon Laws 2015 (Enrolled Senate**
27 **Bill 215).**

28 “(11) The amendments to ORS 417.847 by section 5, chapter 623, Oregon Laws 2013, become
29 operative on the effective date of *[this 2015 Act]* **chapter __, Oregon Laws 2015 (Enrolled Senate**
30 **Bill 215).**

31 “[*12*] *Section 9, chapter 85, Oregon Laws 2014, and the amendments to ORS 351.663 by section*
32 *2, chapter 85, Oregon Laws 2014, become operative on the effective date of this 2015 Act.]*

33 “[*13*] **(12)** The amendments to ORS 351.735 by section 2, chapter 113, Oregon Laws 2014, be-
34 come operative on the effective date of *[this 2015 Act]* **chapter __, Oregon Laws 2015 (Enrolled**
35 **Senate Bill 215).**

36 “**SECTION 13.** If Senate Bill 215 becomes law and Senate Bill 217 does not become law, section
37 66, chapter __, Oregon Laws 2015 (Enrolled Senate Bill 215), is amended to read:

38 “**Sec. 66.** (1)(a) Section 1, chapter 519, Oregon Laws 2011, as amended by section 8, chapter 519,
39 Oregon Laws 2011, sections 20 and 21, chapter 36, Oregon Laws 2012, and section 1 [*of this 2015*
40 *Act*], **chapter __, Oregon Laws 2015 (Enrolled Senate Bill 215)**, is repealed on June 30, 2019.

41 “(b) Section 2, chapter 519, Oregon Laws 2011, as amended by section 1, chapter 36, Oregon
42 Laws 2012, section 29, chapter 747, Oregon Laws 2013, and section 4 [*of this 2015 Act*], **chapter __,**
43 **Oregon Laws 2015 (Enrolled Senate Bill 215)**, is repealed on June 30, 2019.

44 “(c) Section 3, chapter 519, Oregon Laws 2011, as amended by section 5 [*of this 2015 Act*],
45 **chapter __, Oregon Laws 2015 (Enrolled Senate Bill 215)**, is repealed on June 30, 2019.

1 “(d) Section 5, chapter 85, Oregon Laws 2014, as amended by section 36 of this 2015 Act, is re-
2 pealed on June 30, 2019.]

3 “(2) The amendments to ORS 326.021 by section 42 [of this 2015 Act], chapter __, Oregon
4 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

5 “(3) The amendments to ORS 326.300 by section 43 [of this 2015 Act], chapter __, Oregon
6 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

7 “(4) The amendments to ORS 326.425 by section 44 [of this 2015 Act], chapter __, Oregon
8 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

9 “(5) The amendments to ORS 326.430 by section 45 [of this 2015 Act], chapter __, Oregon
10 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

11 “(6) The amendments to ORS 326.500 by section 46 [of this 2015 Act], chapter __, Oregon
12 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

13 “(7) The amendments to ORS 327.380 by section 8, chapter 739, Oregon Laws 2013, become op-
14 erative on June 30, 2019.

15 “(8) The amendments to ORS 327.800 by section 49 [of this 2015 Act], chapter __, Oregon
16 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

17 “(9) The amendments to ORS 327.810 by section 50 [of this 2015 Act], chapter __, Oregon
18 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

19 “(10) The amendments to ORS 327.815 by section 51 [of this 2015 Act], chapter __, Oregon
20 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

21 “(11) The amendments to ORS 327.820 by section 52 [of this 2015 Act], chapter __, Oregon
22 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

23 “(12) The amendments to ORS 342.208 by section 53 [of this 2015 Act], chapter __, Oregon
24 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

25 “(13) The amendments to ORS 342.350 by section 54 [of this 2015 Act], chapter __, Oregon
26 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

27 “(14) The amendments to ORS 342.410 by section 55 [of this 2015 Act], chapter __, Oregon
28 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

29 “(15) The amendments to ORS 342.443 by section 56 [of this 2015 Act], chapter __, Oregon
30 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

31 “(16) The amendments to ORS 342.950 by section 57 [of this 2015 Act], chapter __, Oregon
32 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

33 “(17) The amendments to ORS 351.077 by section 75a [of this 2015 Act], chapter __, Oregon
34 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

35 “(18) The amendments to ORS 351.203 by section 58 [of this 2015 Act], chapter __, Oregon
36 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

37 “[(19) The amendments to ORS 351.663 by section 59 of this 2015 Act become operative on June
38 30, 2019.]

39 “[(20)] (19) The amendments to ORS 351.725 by section 60 [of this 2015 Act], chapter __,
40 **Oregon Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

41 “[(21)] (20) The amendments to ORS 351.735 by section 61 [of this 2015 Act], chapter __,
42 **Oregon Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

43 “[(22)] (21) The amendments to ORS 417.796 by section 62 [of this 2015 Act], chapter __,
44 **Oregon Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

45 “[(23)] (22) The amendments to ORS 417.847 by section 63 [of this 2015 Act], chapter __,

1 **Oregon Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

2 “[24] (23) The amendments to ORS 417.852 by section 64 *[of this 2015 Act]*, **chapter __**,

3 **Oregon Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

4 “[25] (24) The amendments to ORS 660.324 by section 65 *[of this 2015 Act]*, **chapter __**,

5 **Oregon Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

6 “[26] (25) The amendments to section 11, chapter 188, Oregon Laws 2015 (Enrolled House Bill

7 3375), by section 76a *[of this 2015 Act]*, **chapter __**, **Oregon Laws 2015 (Enrolled Senate Bill 215)**,

8 become operative on June 30, 2019.

9 “[27] (26) Section 8, chapter 85, Oregon Laws 2014, becomes operative on June 30, 2019.

10 “**SECTION 14.** If both Senate Bill 215 and Senate Bill 217 become law, section 72, chapter __,

11 Oregon Laws 2015 (Enrolled Senate Bill 215), is amended to read:

12 “**Sec. 72.** (1)(a) Section 1, chapter 519, Oregon Laws 2011, as amended by section 8, chapter 519,

13 Oregon Laws 2011, sections 20 and 21, chapter 36, Oregon Laws 2012, and section 1 *[of this 2015*

14 *Act]*, **chapter __**, **Oregon Laws 2015 (Enrolled Senate Bill 215)**, is repealed on June 30, 2019.

15 “(b) Section 2, chapter 519, Oregon Laws 2011, as amended by section 1, chapter 36, Oregon

16 Laws 2012, section 29, chapter 747, Oregon Laws 2013, and section 4 *[of this 2015 Act]*, **chapter __**,

17 **Oregon Laws 2015 (Enrolled Senate Bill 215)**, is repealed on June 30, 2019.

18 “(c) Section 3, chapter 519, Oregon Laws 2011, as amended by section 5 *[of this 2015 Act]*,

19 **chapter __**, **Oregon Laws 2015 (Enrolled Senate Bill 215)**, is repealed on June 30, 2019.

20 “[*d*] Section 5, chapter 85, Oregon Laws 2014, as amended by section 36 of this 2015 Act, is re-

21 *pealed on June 30, 2019.*]

22 “(2) The amendments to ORS 326.021 by section 42 *[of this 2015 Act]*, **chapter __**, **Oregon**

23 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

24 “(3) The amendments to ORS 326.300 by section 43 *[of this 2015 Act]*, **chapter __**, **Oregon**

25 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

26 “(4) The amendments to ORS 326.425 by section 44 *[of this 2015 Act]*, **chapter __**, **Oregon**

27 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

28 “(5) The amendments to ORS 326.430 by section 45 *[of this 2015 Act]*, **chapter __**, **Oregon**

29 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

30 “(6) The amendments to ORS 326.500 by section 46 *[of this 2015 Act]*, **chapter __**, **Oregon**

31 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

32 “(7) The amendments to ORS 327.380 by section 8, chapter 739, Oregon Laws 2013, become op-

33 *erative on June 30, 2019.*

34 “(8) The amendments to ORS 327.800 by section 67a *[of this 2015 Act]*, **chapter __**, **Oregon**

35 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

36 “(9) The amendments to ORS 327.810 by section 68a *[of this 2015 Act]*, **chapter __**, **Oregon**

37 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

38 “(10) The amendments to ORS 327.815 by section 69a *[of this 2015 Act]*, **chapter __**, **Oregon**

39 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

40 “(11) The amendments to ORS 327.820 by section 70a *[of this 2015 Act]*, **chapter __**, **Oregon**

41 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

42 “(12) The amendments to ORS 342.208 by section 53 *[of this 2015 Act]*, **chapter __**, **Oregon**

43 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

44 “(13) The amendments to ORS 342.350 by section 54 *[of this 2015 Act]*, **chapter __**, **Oregon**

45 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

1 “(14) The amendments to ORS 342.410 by section 55 *[of this 2015 Act]*, **chapter __, Oregon**
2 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

3 “(15) The amendments to ORS 342.443 by section 56 *[of this 2015 Act]*, **chapter __, Oregon**
4 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

5 “(16) The amendments to ORS 342.950 by section 57 *[of this 2015 Act]*, **chapter __, Oregon**
6 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

7 “(17) The amendments to ORS 351.077 by section 75a *[of this 2015 Act]*, **chapter __, Oregon**
8 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

9 “(18) The amendments to ORS 351.203 by section 58 *[of this 2015 Act]*, **chapter __, Oregon**
10 **Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

11 “[19] *The amendments to ORS 351.663 by section 59 of this 2015 Act become operative on June*
12 *30, 2019.*]

13 “[20] **(19)** The amendments to ORS 351.725 by section 60 *[of this 2015 Act]*, **chapter __,**
14 **Oregon Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

15 “[21] **(20)** The amendments to ORS 351.735 by section 61 *[of this 2015 Act]*, **chapter __,**
16 **Oregon Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

17 “[22] **(21)** The amendments to ORS 417.796 by section 62 *[of this 2015 Act]*, **chapter __,**
18 **Oregon Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

19 “[23] **(22)** The amendments to ORS 417.847 by section 63 *[of this 2015 Act]*, **chapter __,**
20 **Oregon Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

21 “[24] **(23)** The amendments to ORS 417.852 by section 64 *[of this 2015 Act]*, **chapter __,**
22 **Oregon Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

23 “[25] **(24)** The amendments to ORS 660.324 by section 65 *[of this 2015 Act]*, **chapter __,**
24 **Oregon Laws 2015 (Enrolled Senate Bill 215)**, become operative on June 30, 2019.

25 “[26] **(25)** The amendments to section 11, chapter 188, Oregon Laws 2015 (Enrolled House Bill
26 3375), by section 76a *[of this 2015 Act]*, **chapter __, Oregon Laws 2015 (Enrolled Senate Bill 215)**,
27 become operative on June 30, 2019.

28 “[27] **(26)** Section 8, chapter 85, Oregon Laws 2014, becomes operative on June 30, 2019.”.

29 In line 2, delete “11” and insert “15”.

30