

**Enrolled**  
**House Bill 2175**

Sponsored by Representatives STARK, BUEHLER, Senators PROZANSKI, ROBLAN; Representatives BARKER, OLSON, Senators MANNING JR, STEINER HAYWARD, THATCHER (Pre-session filed.)

CHAPTER .....

AN ACT

Relating to sobering facilities; amending ORS 430.262.

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

**SECTION 1.** ORS 430.262 is amended to read:

430.262. (1) The Oregon Health Authority shall maintain a registry of sobering facilities.

(2) To be registered, a sobering facility *[must provide the Director of the Oregon Health Authority with a written request for registration]* **shall send a written request to the Director of the Oregon Health Authority by certified mail, return receipt requested.** The written request must include the name and address of the sobering facility and a statement signed by an authorized representative that the facility meets the definition of a sobering facility in ORS 430.306.

(3) The authority may not impose a fee or other charge for the registration.

*[(4) The authority shall register a sobering facility that is in operation on July 20, 2015, if the facility submits a written request for registration that is received by the authority on or before December 31, 2015. The authority shall provide the facility with a written confirmation of the facility's registration no later than 30 days after the authority receives the written request for registration.]*

*[(5) Sobering facilities that are not in operation on July 20, 2015, may not submit a written request for registration before January 1, 2016. The authority may not register more than three such facilities.]*

*[(6)]* (4) *[The authority shall register a sobering facility that submits a written request for registration on or after January 1, 2016, if fewer than three such facilities are registered.]* The authority shall provide each sobering facility that submits a request for registration with a written confirmation of the facility's registration~~], or a notice denying the registration,~~ no later than 30 days after the authority receives the written request for registration. **The confirmation must be sent by certified mail.**

*[(7)]* (5) The authority shall report to each regular session of the Legislative Assembly, beginning with the 2017 regular session, on the extent to which sobering facilities registered with the authority under this section have provided safe, clean and appropriate environments for police officers to take intoxicated persons. The authority may also report any other information that the authority determines may be useful to the Legislative Assembly in evaluating the benefits of sobering facilities.

**Passed by House May 4, 2017**

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Timothy G. Sekerak, Chief Clerk of House

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Tina Kotek, Speaker of House

**Passed by Senate May 24, 2017**

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Peter Courtney, President of Senate

**Received by Governor:**

.....M,....., 2017

**Approved:**

.....M,....., 2017

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Kate Brown, Governor

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

.....M,....., 2017

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Dennis Richardson, Secretary of State