

## SENATE AMENDMENTS TO SENATE BILL 851

By COMMITTEE ON VETERANS AND EMERGENCY PREPAREDNESS

April 26

1 In line 2 of the printed bill, after “Department;” insert “amending ORS 181A.250 and 396.305;”.

2 Delete lines 4 through 8 and insert:

3 “**SECTION 1.** ORS 181A.250 is amended to read:

4 “181A.250. (1) [No] A law enforcement agency, as defined in ORS 181A.010, may **not** collect or  
5 maintain information about the political, religious or social views, associations or activities of any  
6 individual, group, association, organization, corporation, business or partnership unless [such] **the**  
7 information directly relates to an investigation of criminal activities, and there are reasonable  
8 grounds to suspect the subject of the information is or may be involved in criminal conduct.

9 “(2) **Notwithstanding subsection (1) of this section, to the extent allowed by federal law,**  
10 **the Oregon Military Department may receive information described in subsection (1) of this**  
11 **section from an agency of the federal government, and the department may provide to a law**  
12 **enforcement agency, and a law enforcement agency may receive and maintain, the informa-**  
13 **tion for the purpose of preventing terrorism. Information received, provided or received and**  
14 **maintained under this subsection may not be used for purposes of prosecution.**

15 “**SECTION 2.** ORS 396.305 is amended to read:

16 “396.305. (1) The Oregon Military Department is established. The department, under the direc-  
17 tion of the Governor, shall be responsible as provided in this chapter and ORS chapters 398 and 399  
18 for the supervision of the military affairs of the state.

19 “(2) The military department shall prepare and promulgate necessary regulations for the organ-  
20 ization, governance, armament, equipment, training and compensation of the militia of the state in  
21 conformity with the provisions of this chapter, ORS chapters 398 and 399 and the laws of the United  
22 States. Regulations so made shall be subject to the approval of the Governor.

23 “(3) The military department shall make such changes in the military organization of the Oregon  
24 National Guard as are necessary from time to time to conform to the requirements of the laws of  
25 the United States and the directives of the National Guard Bureau.

26 “(4) The military department shall fix the location of the units and headquarters of the Oregon  
27 National Guard, and shall, subject to the approval of the National Guard Bureau, transfer, attach,  
28 consolidate or inactivate any organization or unit when in its judgment the efficiency of the present  
29 organization will be increased thereby.

30 “(5) The military department shall have the power to establish awards and decorations and to  
31 approve the design therefor.

32 “(6) **The military department may accept and manage threat-related information, in-**  
33 **cluding but not limited to redirecting received threat-related information to appropriate law**  
34 **enforcement agencies.”**

35 In line 9, delete “2” and insert “3”.

