

SB 664-4  
(LC 1243)  
4/7/17 (LHF/HE/ps)

Requested by SENATE COMMITTEE ON BUSINESS AND TRANSPORTATION

**PROPOSED AMENDMENTS TO  
SENATE BILL 664**

1 Delete lines 6 through 12 of the printed bill and insert:

2 **“SECTION 2. (1) Subject to subsection (2) of this section, an agency**  
3 **may not impose a civil penalty upon a small business in any proceed-**  
4 **ing under ORS 183.745 for:**

5 **“(a) A failure to timely file a form or other document required by**  
6 **the agency;**

7 **“(b) A failure to personally carry a document required by the**  
8 **agency;**

9 **“(c) A failure to carry a document required by the agency in the**  
10 **person’s vehicle; or**

11 **“(d) An error in the completion of a form or other document re-**  
12 **quired by the agency.**

13 **“(2) Subsection (1) of this section applies only if:**

14 **“(a) The small business was in substantial compliance with all other**  
15 **applicable laws;**

16 **“(b) The failure or error was the first violation by the small busi-**  
17 **ness of the requirement;**

18 **“(c) The failure or error did not pose an unreasonable risk of harm**  
19 **to an employee of the small business or a member of the general**  
20 **public; and**

21 **“(d) A contrary requirement is not imposed on an agency by federal**

1 **law or mandatory federal guidance.”.**

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