

HOUSE AMENDMENTS TO HOUSE BILL 4041

By COMMITTEE ON VETERANS AND EMERGENCY PREPAREDNESS

February 12

1 On page 1 of the printed bill, line 2, after “provisions;” delete the rest of the line and lines 3
2 through 15 and insert “amending ORS 401.062; and declaring an emergency.”.

3 Delete lines 17 through 21 and delete pages 2 through 80.

4 On page 81, delete lines 1 through 5 and insert:

5 “**NOTE:** Sections 1 through 3 were deleted by amendment. Subsequent sections were not re-
6 numbered.

“DIRECTOR OF THE OFFICE OF EMERGENCY MANAGEMENT

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10 “**SECTION 4.** ORS 401.062 is amended to read:

11 “401.062. (1) The Office of Emergency Management is under the supervision and control of a
12 director, who is responsible for the performance of the duties, functions and powers of the office.

13 “(2) [*The Adjutant General, with the approval of*] The Governor[,] shall appoint the Director of
14 the Office of Emergency Management, who holds office at the pleasure of the [*Adjutant General*].
15 **Governor. The appointment of the director is subject to confirmation by the Senate in the**
16 **manner prescribed by ORS 171.562 and 171.565.**

17 “(3) The director shall be paid a salary as provided by law or, if not so provided, as prescribed
18 by [*the Adjutant General, with the approval of*] the Governor.

19 “(4) For purposes of administration, subject to the approval of the [*Adjutant General*]
20 **Governor**, the director may organize and reorganize the office as the director considers necessary
21 to properly conduct the work of the office.

22 “(5) The director may divide the functions of the office into administrative divisions. Subject to
23 the approval of the [*Adjutant General*] **Governor**, the director may appoint an individual to admin-
24 ister each division. The administrator of each division serves at the pleasure of the director and is
25 not subject to the provisions of ORS chapter 240. Each individual appointed under this subsection
26 must be well qualified by technical training and experience in the functions to be performed by the
27 individual.

28 “**NOTE:** Sections 5 through 14 were deleted by amendment. Subsequent sections were not re-
29 numbered.

30 “**SECTION 15. The Director of the Office of Emergency Management on the effective date**
31 **of this 2020 Act shall continue to serve as director at the pleasure of the Governor and**
32 **without the need for confirmation by the Senate.**

33 “**NOTE:** Sections 16 through 150 were deleted by amendment. Subsequent sections were not
34 renumbered.”

35 In line 13, delete “Oregon Department” and insert “Office”.

1 In line 14, delete “Oregon Department” and insert “Office”.
2 In line 15, delete “Department” and insert “office”.
3 Delete lines 36 and 37 and insert:
4 “(3) The council shall advise and make policy recommendations to the State Resilience Officer
5 regarding resiliency at state, regional, local and tribal levels, in alignment with federal emergency
6 support functions.”.
7 In line 38, delete “Emergency Preparedness Advisory”.
8 On page 82, line 3, delete “Oregon Department” and insert “Office”.
9 In line 28, delete “Oregon Department” and insert “Office”.
10 In line 40, delete “department” and insert “office”.
11 On page 83, delete lines 2 through 31 and insert:

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13 **“EMERGENCY MANAGEMENT RESTRUCTURING TASK FORCE**

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15 **“SECTION 153. (1) The Emergency Management Restructuring Task Force is established.**
16 **“(2) The task force consists of 13 members appointed as follows:**
17 **“(a) Two members from the Senate appointed by the President of the Senate;**
18 **“(b) Two members from the House of Representatives appointed by the Speaker of the**
19 **House of Representatives; and**
20 **“(c) Nine members appointed by the Governor as follows:**
21 **“(A) One member to represent local governments;**
22 **“(B) One member to represent tribal interests;**
23 **“(C) One member to represent emergency management organizations; and**
24 **“(D) Six members who have experience or interest in emergency management.**
25 **“(3)(a) The task force shall perform a study of emergency management resources and**
26 **capabilities available in this state, including resources and capabilities available within state**
27 **government, local government and the private sector.**
28 **“(b) The task force shall prepare recommendations for a comprehensive restructuring**
29 **of emergency management systems in this state, with the goals of:**
30 **“(A) Maximizing the emergency management abilities of state, local and private re-**
31 **sources; and**
32 **“(B) Aligning state, local and private emergency management abilities with federal**
33 **emergency management priorities.**
34 **“(c) The task force shall study and prepare recommendations regarding mandatory**
35 **grants of leaves of absence from employment for emergency volunteers, similar to the leave**
36 **granted to firefighters under ORS 476.574.**
37 **“(d) No later than January 31, 2022, the task force shall submit a report on its findings**
38 **and recommendations, which may include recommendations for legislation, to an appropriate**
39 **standing or interim committee of the Legislative Assembly.**
40 **“(4) A majority of the members of the task force constitutes a quorum for the trans-**
41 **action of business.**
42 **“(5) Official action by the task force requires the approval of a majority of the members**
43 **of the task force.**
44 **“(6) The task force shall elect one of its members to serve as chairperson.**
45 **“(7) If there is a vacancy for any cause, the appointing authority shall make an appoint-**

1 **ment to become immediately effective.**

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

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

5 **“(10) The Office of Emergency Management shall provide staff support to the task force.**

6 **“(11) Members of the task force are not entitled to compensation or reimbursement for**
7 **expenses and serve as volunteers on the task force.**

8 **“(12) All agencies of state government, as defined in ORS 174.111, are directed to assist**
9 **the task force in the performance of the duties of the task force and, to the extent permitted**
10 **by laws relating to confidentiality, to furnish information and advice the members of the task**
11 **force consider necessary to perform their duties.**

12 **“SECTION 153a. Section 153 of this 2020 Act is repealed on June 30, 2022.”.**

13 In line 35, delete “156” and insert “154”.

14 After line 37, insert:

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16 **“EMERGENCY CLAUSE**

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18 **“SECTION 155. This 2020 Act being necessary for the immediate preservation of the**
19 **public peace, health and safety, an emergency is declared to exist, and this 2020 Act takes**
20 **effect on its passage.”.**