

Dear Co-Chairs Kotek and Courtney,

My name is Bryan Kelley and I support an amendment to HB 4212 that would provide temporary and targeted liability protections to entities that are adhering to state and federal public health guidelines and rules to reduce the risk of COVID-19 exposure.

Governor Brown's executive orders appear to be flattening the COVID-19 curve, but the regulatory environment is challenging. It is uncertain what liability public and private sector employers might have as they are being encouraged to stay open and support our economy. We have communities, workers, and families that rely on our continued services.

As long as we are following state and federal public health guidelines, we should have protection. Please amend HB 4212 to include the language: ***“A person or entity acting in good faith shall not be subject to civil damages resulting from acts or omissions that complied with an executive order or regulation or were in accordance with guidance regarding COVID-19, unless the damages result from the person or entity's gross negligence or from the person or entity's reckless, wanton or intentional misconduct. This section applies to all causes of action that accrue during the complete duration of the COVID-19 emergency declaration, EO 20-03 issued March 9, 2020.”***

The business community is your partner in keeping Oregon safe. Please don't leave those of us who work hard every day to follow the guidance exposed.

Thank you for your leadership.

Bryan Kelley

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