

Requested by Representative MCKEOWN

**PROPOSED AMENDMENTS TO
HOUSE BILL 4212**

1 On page 23 of the printed bill, after line 1, insert:

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3 **“LIMITATION OF LIABILITY**

4
5 **“SECTION 44. (1) As used in this section:**

6 **“(a) ‘Guidance’ means executive orders issued by the Governor or**
7 **regulations adopted by any state agency.**

8 **“(b) ‘Person’ includes an individual, corporation, association, firm,**
9 **partnership, limited liability company, joint stock company or public**
10 **body, as defined in ORS 174.109.**

11 **“(c) ‘State agency’ means any state officer, board, commission,**
12 **bureau, department, or division thereof, in the executive branch of**
13 **state government.**

14 **“(2) A person is not liable for damages arising out of acts or omis-**
15 **sions that complied with the guidance regarding COVID-19 that is ap-**
16 **plicable to the person’s activities.**

17 **“(3) This section does not limit liability for gross negligence or**
18 **reckless, wanton or intentional misconduct.**

19 **“SECTION 45. Section 44 of this 2020 special session Act applies to**
20 **causes of action that accrue during the period during which the dec-**
21 **laration of a state of emergency issued by the Governor on March 8,**

1 **2020, and any extension of the declaration, is in effect.”.**

2 In line 5, delete “44” and insert “46”.

3 In line 11, delete “45” and insert “47”.

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