

A-Engrossed
Senate Bill 1703

Ordered by the Senate August 10
Including Senate Amendments dated August 10

Sponsored by JOINT COMMITTEE ON THE SECOND SPECIAL SESSION OF 2020

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Provides **temporarily** that during statutorily declared emergency Governor may authorize Director of Department of Revenue to disclose certain information set forth in tax report or return to *[any state agency]* **Director of Employment Department** if Director of **Department of Revenue** determines that administration of any federal or state law or program, *including, but not limited to, administration of unemployment insurance laws and programs by Employment Department,* requires disclosure to enable *[agency]* **Employment Department** to verify identity or income level of any person for purposes related to emergency or any consequences of emergency.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to emergency disclosure by the Department of Revenue of certain tax information to state
3 agencies; creating new provisions; amending ORS 401.175; and declaring an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 401.175 is amended to read:

6 401.175. During the existence of an emergency, the Governor may:

7 (1) Assume complete control of all emergency operations in the area specified in a proclamation
8 of a state of emergency issued under ORS 401.165, direct all rescue and salvage work and do all
9 things deemed advisable and necessary to alleviate the immediate conditions.

10 (2) Assume control of all police and law enforcement activities in such area, including the ac-
11 tivities of all local police and peace officers.

12 (3) Close all roads and highways in such area to traffic or by order of the Governor limit the
13 travel on such roads to such extent as the Governor deems necessary and expedient.

14 (4) Designate persons to coordinate the work of public and private relief agencies operating in
15 such area and exclude from such area any person or agency refusing to cooperate with and work
16 under such coordinator or to cooperate with other agencies engaged in emergency work.

17 (5) Require the aid and assistance of any state or other public or quasi-public agencies in the
18 performance of duties and work attendant upon the emergency conditions in such area.

19 **(6) Authorize the Director of the Department of Revenue to disclose and give access to**
20 **information described in ORS 314.835 to the Director of the Employment Department if the**
21 **Director of the Department of Revenue determines that the administration of any federal**
22 **or state law or program requires the disclosure of the information to enable the Employment**
23 **Department to verify the identity or income level of any person for purposes related to the**
24 **emergency or any consequences of the emergency. The information that may be disclosed**
25 **under this subsection shall be limited to information that is necessary to verify a person's**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.
New sections are in **boldfaced** type.

1 **identity or income level. The Director of the Employment Department shall maintain the**
2 **confidentiality of the information during and after the state of emergency.**

3 **SECTION 2.** ORS 401.175, as amended by section 1 of this 2020 second special session Act, is
4 amended to read:

5 401.175. During the existence of an emergency, the Governor may:

6 (1) Assume complete control of all emergency operations in the area specified in a proclamation
7 of a state of emergency issued under ORS 401.165, direct all rescue and salvage work and do all
8 things deemed advisable and necessary to alleviate the immediate conditions.

9 (2) Assume control of all police and law enforcement activities in such area, including the ac-
10 tivities of all local police and peace officers.

11 (3) Close all roads and highways in such area to traffic or by order of the Governor limit the
12 travel on such roads to such extent as the Governor deems necessary and expedient.

13 (4) Designate persons to coordinate the work of public and private relief agencies operating in
14 such area and exclude from such area any person or agency refusing to cooperate with and work
15 under such coordinator or to cooperate with other agencies engaged in emergency work.

16 (5) Require the aid and assistance of any state or other public or quasi-public agencies in the
17 performance of duties and work attendant upon the emergency conditions in such area.

18 *[(6) Authorize the Director of the Department of Revenue to disclose and give access to information*
19 *described in ORS 314.835 to the Director of the Employment Department if the Director of the De-*
20 *partment of Revenue determines that the administration of any federal or state law or program requires*
21 *the disclosure of the information to enable the Employment Department to verify the identity or income*
22 *level of any person for purposes related to the emergency or any consequences of the emergency. The*
23 *information that may be disclosed under this subsection shall be limited to information that is neces-*
24 *sary to verify a person's identity or income level. The Director of the Employment Department shall*
25 *maintain the confidentiality of the information during and after the state of emergency.]*

26 **SECTION 3.** The amendments to ORS 401.175 by section 2 of this 2020 second special
27 session Act become operative on the earlier of:

28 (1) The date on which the state of emergency, including any extension of the state of
29 emergency, is no longer in effect; or

30 (2) March 1, 2021.

31 **SECTION 4.** This 2020 second special session Act being necessary for the immediate
32 preservation of the public peace, health and safety, an emergency is declared to exist, and
33 this 2020 second special session Act takes effect on its passage.
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