House Bill 3243

Sponsored by Representative RESCHKE

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 as introduced.

Provides that civil penalty imposed as result of violation of COVID-19 emergency rule becomes due and payable 50 years after order imposing penalty becomes final.

A BILL FOR AN ACT

Relating to civil penalties for violation of COVID-19 emergency rules.

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

SECTION 1. (1) As used in this section, “COVID-19 emergency rule” means an executive order or agency rule issued or adopted during and related to the state of emergency declared by the Governor on March 8, 2020, and any extension of the state of emergency.

(2) Notwithstanding ORS 183.745, a civil penalty imposed as a result of violation of a COVID-19 emergency rule becomes due and payable 50 years after the order imposing the civil penalty becomes final by operation of law or on appeal. The state may not take any action to collect a civil penalty subject to this section until the penalty becomes due and payable as provided in this section.

(3) When an order imposing a civil penalty subject to this section becomes final by operation of law or on appeal, and the amount of penalty is not paid within 50 years after the order becomes final, the order may be recorded with the county clerk in any county of this state. The clerk shall thereupon record the name of the person incurring the penalty and the amount of the penalty in the County Clerk Lien Record.

SECTION 2. Section 1 of this 2021 Act applies to all civil penalties imposed as a result of violation of a COVID-19 emergency rule, as defined in section 1 of this 2021 Act, whether imposed before, on or after the effective date of this 2021 Act.

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.

LC 3340