

Requested by HOUSE COMMITTEE ON HUMAN SERVICES

**PROPOSED AMENDMENTS TO
HOUSE BILL 2119**

1 On page 1 of the printed bill, line 2, after “provisions;” delete the rest
2 of the line and insert “amending ORS 401.092, 403.405, 403.420, 403.422,
3 403.425 and 403.430; and repealing ORS 403.415 and 403.435.”

4 Delete line 3.

5 Delete lines 5 through 31 and pages 2 and 3 and insert:

6 **“SECTION 1. The duties, functions and powers of the Office of
7 Emergency Management relating to the 2-1-1 system established under
8 ORS 403.400 to 403.435 are imposed upon, transferred to and vested in
9 the Department of Human Services.**

10 **“SECTION 2. ORS 401.092 is amended to read:**

11 “401.092. (1) The Director of the Office of Emergency Management is re-
12 sponsible for coordinating and facilitating exercises and training, emergency
13 planning, preparedness, response, mitigation and recovery activities with the
14 state and local emergency services agencies and organizations, and shall,
15 with the approval of the Adjutant General or as directed by the Governor:

16 “(a) Make rules that are necessary and proper for the administration and
17 implementation of this chapter;

18 “(b) Coordinate the activities of all public and private organizations spe-
19 cifically related to providing emergency services within this state;

20 “(c) Maintain a cooperative liaison with emergency management agencies
21 and organizations of local governments, other states and the federal govern-

1 ment;

2 “(d) Have such additional authority, duties and responsibilities authorized
3 by this chapter or as may be directed by the Governor;

4 “(e) Administer grants relating to emergency program management under
5 ORS 401.305[,] **and** emergency services for the state [*and the statewide 2-1-1*
6 *system as provided in ORS 403.430*];

7 “(f) Provide for and staff a State Emergency Operations Center to aid the
8 Governor and the Office of Emergency Management in the performance of
9 duties under this chapter;

10 “(g) Serve as the Governor’s authorized representative for coordination
11 of certain response activities and managing the recovery process;

12 “(h) Establish training and professional standards for local emergency
13 program management personnel;

14 “(i) Establish task forces and advisory groups to assist the office in
15 achieving mandated responsibilities;

16 “(j) Enforce compliance requirements of federal and state agencies for
17 receiving funds and conducting designated emergency functions; **and**

18 “[*k*] *Oversee the design, implementation and support of a statewide 2-1-1*
19 *system as provided under ORS 403.415; and*]

20 “[*L*] (**k**) Coordinate the activities of state and local governments to en-
21 able state and local governments to work together during domestic incidents
22 as provided in the National Incident Management System established by the
23 Homeland Security Presidential Directive 5 of February 28, 2003.

24 “(2) Notwithstanding subsection (1) of this section, the State Forester
25 shall serve as the Governor’s authorized representative for the purpose of
26 initiating the fire management assistance declaration process with the Fed-
27 eral Emergency Management Agency and administering Federal Emergency
28 Management Agency fire management assistance grants.

29 **“SECTION 3.** ORS 403.405 is amended to read:

30 “403.405. As used in ORS 403.400 to 403.435:

1 “(1) ‘2-1-1’ means the abbreviated dialing code assigned by the Federal
2 Communications Commission for consumer access to community information
3 and referral services.

4 “(2) ‘2-1-1 service’ means a telephone service that provides information
5 about and referral to services after an emergency and health and human
6 services.

7 “(3) ‘2-1-1 [*system facilitator*] **provider**’ means an Oregon nonprofit or-
8 ganization that is devoted to creating a statewide 2-1-1 system.

9 **“SECTION 4. ORS 403.415 is repealed.**

10 **“SECTION 5.** ORS 403.420 is amended to read:

11 “403.420. (1) The 2-1-1 [*system facilitator*] **provider** shall establish stan-
12 dards for, and solicit, review and evaluate applicants to be, designated re-
13 gional information centers.

14 “(2) A designated regional information center shall collect, input and
15 maintain regional resource information regarding services after an emer-
16 gency and health and human services for inclusion in the statewide resources
17 database maintained by the 2-1-1 [*system facilitator*] **provider**.

18 **“SECTION 6.** ORS 403.422 is amended to read:

19 “403.422. Upon written request of the 2-1-1 [*system facilitator*] **provider**,
20 telecommunications service providers shall enable 2-1-1 for customers ac-
21 cessing telecommunications services through local exchange service, cellular
22 service or other wired or wireless means.

23 **“SECTION 7.** ORS 403.425 is amended to read:

24 “403.425. Before a state agency that provides health and human services
25 establishes a new public information hotline, the state agency shall consult
26 with the [*Office of Emergency Management*] **Department of Human Ser-**
27 **vices** about using the 2-1-1 system to provide public access to the informa-
28 tion.

29 **“SECTION 8.** ORS 403.430 is amended to read:

30 “403.430. (1) The [*Office of Emergency Management*] **Department of Hu-**

1 **man Services** may accept contributions of moneys and assistance from the
2 federal government or its agencies [*or from any other source, public or*
3 *private*], and agree to conditions placed on the moneys not inconsistent with
4 the purpose of [*establishing*] **supporting** a statewide 2-1-1 system.

5 “(2) The [*office*] **department** may, from contributions of moneys received
6 under subsection (1) of this section, provide grants to the 2-1-1 [*system*
7 *facilitator*] **provider** to enable the provision of 2-1-1 service 24 hours per day,
8 seven days per week.

9 **“SECTION 9. ORS 403.435 is repealed.**

10 **“SECTION 10. (1) Nothing in section 1 of this 2021 Act, the amend-**
11 **ments to ORS 401.092, 403.405, 403.420, 403.422, 403.425 and 403.430 by**
12 **sections 2, 3 and 5 to 8 of this 2021 Act or the repeal of ORS 403.415**
13 **and 403.435 by sections 4 and 9 of this 2021 Act relieves a person of a**
14 **liability, duty or obligation accruing under or with respect to the du-**
15 **ties, functions and powers transferred by section 1 of this 2021 Act.**
16 **The Department of Human Services may undertake the collection or**
17 **enforcement of any such liability, duty or obligation.**

18 **“(2) The rights and obligations of the Office of Emergency Man-**
19 **agement legally incurred under contracts, leases and business trans-**
20 **actions executed, entered into or begun before the operative date of**
21 **section 1 of this 2021 Act and accruing under or with respect to the**
22 **duties, functions and powers transferred by section 1 of this 2021 Act**
23 **are transferred to the Department of Human Services. For the purpose**
24 **of succession to these rights and obligations, the Department of Hu-**
25 **man Services is a continuation of the Office of Emergency Manage-**
26 **ment.**

27 **“SECTION 11. (1) Section 1 of this 2021 Act, the amendments to ORS**
28 **401.092, 403.405, 403.420, 403.422, 403.425 and 403.430 by sections 2, 3 and**
29 **5 to 8 of this 2021 Act and the repeal of ORS 403.415 and 403.435 by**
30 **sections 4 and 9 of this 2021 Act become operative on July 1, 2022.**

1 **“(2) The Department of Human Services and the Office of Emer-**
2 **gency Management may take any action before the operative date**
3 **specified in subsection (1) of this section necessary to carry out the**
4 **legislative policy expressed in section 1 of this 2021 Act.”.**

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