

# House Bill 2220

Sponsored by Representatives SMITH DB, MORGAN (Pre-session filed.)

## 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**.

Prohibits Governor or state officer or agency from requiring lawful ongoing business concern to close or suspend operations during declared state of emergency or declared state of public health emergency.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to prohibitions on business closures mandated by the executive branch; and declaring an  
3 emergency.

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

5 **SECTION 1. Section 2 of this 2023 Act is added to and made a part of ORS 401.165 to**  
6 **401.236.**

7 **SECTION 2. The Governor, and any state officer or agency in the executive branch, may**  
8 **not order any ongoing business concern to close or suspend operations under the authority**  
9 **of the other provisions of ORS 401.165 to 401.236, if the business concern was operating law-**  
10 **fully immediately prior to the declaration of a state of emergency under ORS 401.165.**

11 **SECTION 3. Section 4 of this 2023 Act is added to and made a part of ORS 433.441 to**  
12 **433.452.**

13 **SECTION 4. The Governor, and any state officer or agency in the executive branch, may**  
14 **not order any ongoing business concern to close or suspend operations under the authority**  
15 **of the other provisions of ORS 433.441 to 433.452, if the business concern was operating law-**  
16 **fully immediately prior to the declaration of a state of public health emergency under ORS**  
17 **433.441.**

18 **SECTION 5. This 2023 Act being necessary for the immediate preservation of the public**  
19 **peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect**  
20 **on its passage.**

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**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.