

Requested by Representative BOWMAN

**PROPOSED AMENDMENTS TO  
HOUSE BILL 3127**

1 On page 1 of the printed bill, delete lines 4 through 27 and delete page  
2 2 and insert:

3 **“SECTION 1. As used in sections 1 to 3 of this 2023 Act:**

4 **“(1) ‘Covered product’ means any form of hardware, software or**  
5 **service provided by a covered vendor.**

6 **“(2) ‘Covered vendor’ means any of the following corporate entities,**  
7 **or any parent, subsidiary, affiliate or successor entity of the following**  
8 **corporate entities:**

9 **“(a) Ant Group Co., Limited.**

10 **“(b) ByteDance Limited.**

11 **“(c) Huawei Technologies Company Limited.**

12 **“(d) Kaspersky Lab.**

13 **“(e) Tencent Holdings Limited.**

14 **“(f) ZTE Corporation.**

15 **“(g) Any other corporate entity designated a covered vendor by the**  
16 **State Chief Information Officer under section 3 of this 2023 Act.**

17 **“(3) ‘State agency’ means any board, commission, department, di-**  
18 **vision, office or other entity of state government, as defined in ORS**  
19 **174.111.**

20 **“(4) ‘State information technology asset’ means any form of hard-**  
21 **ware, software or service for data processing, office automation or**

1 telecommunications used directly by a state agency or used to a sig-  
2 nificant extent by a contractor in the performance of a contract with  
3 a state agency.

4 **“SECTION 2. (1) A covered product may not be:**

5 **“(a) Installed or downloaded onto a state information technology**  
6 **asset; or**

7 **“(b) Used or accessed by a state information technology asset.**

8 **“(2) A state agency shall:**

9 **“(a) Remove any covered product that is installed or downloaded**  
10 **onto a state information technology asset that is under the manage-**  
11 **ment or control of the state agency; and**

12 **“(b) Implement all measures necessary to prevent the:**

13 **“(A) Installation or download of a covered product onto a state in-**  
14 **formation technology asset that is under the management or control**  
15 **of the state agency; or**

16 **“(B) Use or access of a covered product by a state information**  
17 **technology asset that is under the management or control of the state**  
18 **agency.**

19 **“(3)(a) Notwithstanding subsections (1) and (2) of this section, a**  
20 **state agency may, for investigatory, regulatory or law enforcement**  
21 **purposes, permit the:**

22 **“(A) Installation or download of a covered product onto a state in-**  
23 **formation technology asset; or**

24 **“(B) Use or access of a covered product by a state information**  
25 **technology asset.**

26 **“(b) A state agency that permits the installation, download, use or**  
27 **access of a covered product under this subsection shall adopt risk**  
28 **mitigation standards and procedures related to the installation,**  
29 **download, use or access of the covered product.**

30 **“(4) The State Chief Information Officer shall coordinate with and**

1 oversee state agencies to implement the provisions of this section in  
2 accordance with the policies and standards adopted under section 3 (3)  
3 this 2023 Act.

4 **“SECTION 3. (1) The State Chief Information Officer shall adopt:**

5 **“(a) Rules pertaining to the designation of a corporate entity as a  
6 covered vendor under section 1 of this 2023 Act; and**

7 **“(b) Policies and standards for state agencies to implement the  
8 provisions of section 2 of this 2023 Act.**

9 **“(2) The rules adopted under this section must include:**

10 **“(a) The definition of ‘national security threat’ for purposes of  
11 protecting state information technology assets;**

12 **“(b) Criteria and a process for determining when a corporate entity  
13 poses a national security threat; and**

14 **“(c) Criteria and a process for determining when a corporate entity  
15 no longer poses a national security threat.**

16 **“(3) The policies and standards adopted under this section must in-  
17 clude:**

18 **“(a) The procedures for providing state agencies notice that a cor-  
19 porate entity is designated or no longer designated a covered vendor  
20 under section 1 of this 2023 Act;**

21 **“(b) The time schedules for implementing the requirements under  
22 section 2 of this 2023 Act with regard to a corporate entity that is  
23 designated a covered vendor by the State Chief Information Officer;  
24 and**

25 **“(c) The time schedules for incorporating the requirements under  
26 section 2 of this 2023 Act into a state agency’s information security  
27 plans, standards or measures.**

28 **“SECTION 4. This 2023 Act takes effect on the 91st day after the  
29 date on which the 2023 regular session of the Eighty-second Legislative  
30 Assembly adjourns sine die.”**

