

Dear Senate Judiciary Committee Members:

I understand that there were questions at today's hearing about the -1 amendments that we requested to Senate Bill 909. These are previously-negotiated amendments that DOJ worked on with the proponents during the LC drafting process. We were told that the workgroup did not have time to work these into the draft before it was filed.

These is what we asked for in the -1 amendment:

- A provision clarifying that charitable LLCs are subject to the same requirements as all other charities under Oregon law, including oversight by DOJ's Charitable Activities Section;
- Adding back current provisions that are necessary from a fraud-fighting perspective, consistent with HB 2191 (2017). We asked for ORS 163.140 to be restored; and
- Changing oversight of the entire LLC Act from the Attorney General to the Secretary of State. The Attorney General does not currently enforce ORS Chapter 63 related to Limited Liability Companies, and would not be the appropriate agency to have this broad oversight.

Thank you and please let me know if you have any questions.

-Kate

**Kate Denison**

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