

House Bill 2981

Sponsored by Representative BENTZ; Representatives GALLEGOS, HUFFMAN, LIVELY, REARDON, WHISNANT, WILSON, Senators BOQUIST, FERRIOLI (at the request of Genevieve Woydziak)

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**.

Directs Department of Transportation to erect and maintain Fallen Hero roadside memorial sign for Specialist Mabry James Anders.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to Fallen Hero roadside memorial signs; and declaring an emergency.

3 Whereas Specialist Mabry James Anders was born on July 22, 1991, in Yuma, Arizona, and grew
4 up in Baker City, Oregon, attending Baker High School until midway through his senior year; and

5 Whereas Specialist Mabry James Anders graduated from Baker Alternative School in Haines,
6 Oregon, in 2009; and

7 Whereas Specialist Mabry James Anders joined the United States Army, 4th Special Troops
8 Battalion, 4th Brigade Combat Team, 4th Infantry Division out of Fort Carson, Colorado, on January
9 5, 2010, and became an Army Specialist; and

10 Whereas Specialist Mabry James Anders was deployed on a tour of duty to Afghanistan in
11 March 2010 and became a wheeled vehicle mechanic after his military education, which included the
12 Light-Wheel Vehicle Mechanic course, Route Reconnaissance and Clearance Maintainer course and
13 the Combat Lifesaver course; and

14 Whereas Specialist Mabry James Anders was killed in action on August 27, 2012, by small arms
15 enemy fire in Kalagush, Afghanistan; and

16 Whereas Specialist Mabry James Anders was buried with full military honors at the Haines
17 Cemetery in Haines, Oregon, and is honored at the Mountain Post Warrior Memorial at Fort
18 Carson, Colorado; and

19 Whereas Specialist Mabry James Anders received awards and decorations, including the Bronze
20 Star Medal, Purple Heart, Army Achievement Medal, Army Good Conduct Medal, National Defense
21 Service Medal, Afghanistan Campaign Medal with Bronze Service Star, Global War on Terrorism
22 Service Medal, Army Service Ribbon, Overseas Service Ribbon, NATO Medal, Combat Action Badge
23 and Driver and Mechanic Badge, as reported by the United States Army; now, therefore,

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

25 **SECTION 1.** ORS 366.931 is amended to read:

26 366.931. (1) As used in this section, "Armed Forces of the United States" has the meaning given
27 that term in ORS 348.282.

28 (2) Subject to subsection (3) of this section, to recognize and honor those who were killed in
29 action or who died as a result of wounds received in action while serving in the Armed Forces of
30 the United States, the Department of Transportation shall erect and maintain a Fallen Hero

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.

1 roadside memorial sign for:

- 2 (a) Eric McKinley, on Oregon Route 34 near milepost 50.
- 3 (b) Tyler Troyer, on Oregon Route 34 near milepost 4.
- 4 (c) Kevin Dewayne Davis, on Oregon Route 34 near milepost 15.
- 5 (d) Adam Buyes, on Oregon Route 22 near milepost 20.
- 6 (e) **Mabry James Anders, on Oregon Route 7 near milepost 36.**

7 (3) The department may not erect a Fallen Hero roadside memorial sign until the department
8 receives the payment of a fee. The department shall determine the amount of the fee by rule, except
9 that the fee may not exceed the direct and indirect expenses associated with erecting, maintaining
10 and removing a roadside memorial sign.

11 (4) The department shall deposit the fees that the department collects under this section into
12 the Roadside Memorial Fund established under ORS 366.932.

13 (5) A public body, as defined in ORS 174.109, may not expend moneys for the purpose of paying
14 the fee required under subsection (3) of this section.

15 (6) The department, by rule, shall establish the size, design and location of a roadside memorial
16 sign erected under this section. The sign must include the name of the individual the sign is recog-
17 nizing.

18 **SECTION 2. This 2015 Act being necessary for the immediate preservation of the public**
19 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**
20 **on its passage.**

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