

Requested by HOUSE COMMITTEE ON RULES (at the request of Metro)

**PROPOSED AMENDMENTS TO
HOUSE BILL 3431**

1 On page 1 of the printed bill, delete lines 5 through 30.

2 On page 2, delete line 1 through 11 and insert:

3 **“SECTION 1.** ORS 346.510 is amended to read:

4 “346.510. As used in ORS 346.510 to 346.570:

5 “(1) ‘Cafeteria’ means a food-dispensing facility:

6 “(a) That can provide a variety of prepared foods and beverages;

7 “(b) Where a patron may move through a self-service line;

8 “(c) That may employ some servers to wait on patrons; and

9 “(d) That provides seating suitable for patrons to consume meals.

10 “(2) ‘Healthy vending item’ and ‘local vending item’ have the meanings
11 given those terms by rules adopted by the Commission for the Blind in con-
12 sultation with the Public Health Director and the business enterprise con-
13 sumer committee.

14 “(3) ‘Person who is blind’ means a person who has not more than 20/200
15 visual acuity in the better eye with best correction or whose visual acuity,
16 if better than 20/200, is accompanied by a limit to the field of vision to such
17 a degree that its widest diameter subtends an angle of no greater than 20
18 degrees and whose blindness is certified by a licensed physician who spe-
19 cializes in diseases of the eye.

20 “(4) ‘Political subdivision’ means a local government as defined in ORS
21 174.116, a municipality, town or village of this state.

1 “(5)(a) ‘Public building’ or ‘property’ means a building, land or other real
2 property, or a portion of a building, land or other real property, that is
3 owned, leased, managed or occupied by a department or an agency of the
4 State of Oregon or by a political subdivision[, *except for*].

5 **“(b) ‘Public building’ or ‘property’ does not include:**

6 **“(A) A public elementary [*school, a*] or secondary school[.];**

7 **“(B) A public university listed in ORS 352.002 [*or*];**

8 **“(C) A public corporation created pursuant to ORS 353.020[.];**

9 **“(D) A facility that is owned, leased, managed or occupied by a
10 political subdivision of this state and that is:**

11 **“(i) A convention or an exposition center;**

12 **“(ii) A zoo;**

13 **“(iii) A performing arts center;**

14 **“(iv) A museum;**

15 **“(v) A golf course; or**

16 **“(vi) A facility primarily used for sporting events; or**

17 **“(E) A commercial airport owned and operated by a city or a port
18 district organized under ORS chapter 778.**

19 **“(6) ‘Vending facility’ means:**

20 **“(a) Shelters, counters, shelving, display and wall cases, refrigerating ap-
21 paratus and other appropriate auxiliary equipment that are necessary or
22 customarily used for the vending of articles, including an established mix
23 of healthy vending items approved by the Commission for the Blind and the
24 agency, department or political subdivision charged with maintaining the
25 public building or property where the vending facility is located;**

26 **“(b) Manual or coin-operated vending machines or similar devices for
27 vending articles, including machines or devices that accept electronic pay-
28 ment; or**

29 **“(c) Cafeterias or snack bars for the dispensing of food stuffs and
30 beverages.**

1 “(7) ‘Vending facility manager’ means a person who is:

2 “(a) Blind;

3 “(b) Responsible for the day-to-day conduct of the vending facility opera-
4 tion; and

5 “(c) Licensed under ORS 346.510 to 346.570.”.

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