

Requested by Representative EVANS

**PROPOSED AMENDMENTS TO  
HOUSE BILL 4042**

1 On page 1 of the printed bill, delete lines 4 through 29 and delete page  
2 2 and insert:

3 **“SECTION 1. Section 2 of this 2020 Act is added to and made a part**  
4 **of ORS chapter 279A.**

5 **“SECTION 2. (1) Notwithstanding provisions of law that require a**  
6 **contracting agency to award a contract to the lowest responsible bid-**  
7 **der or best proposer or provider of a quotation, a contracting agency**  
8 **shall give preference to a bidder or proposer if:**

9 **“(a) The bidder or proposer is qualified as an emergency**  
10 **preparedness partner under section 3 of this 2020 Act;**

11 **“(b) The contracting agency is a state agency; and**

12 **“(c) The contract is for purposes of a capital construction project.**

13 **“(2) To receive the preference under this section, a bidder or**  
14 **proposer must submit the qualification form described in section 3 (3)**  
15 **of this 2020 Act to the contracting agency at the time the bidder or**  
16 **proposer submits the bid or proposal.**

17 **“SECTION 3. (1) For purposes of the public contracting preference**  
18 **described in section 2 of this 2020 Act, an organization doing business**  
19 **in Oregon qualifies as an emergency preparedness partner if at least**  
20 **five individuals in the organization, or 10 percent of the individuals in**  
21 **the applicant’s workforce, whichever is greater:**

1       “(a) Meet the requirements established by the Office of Emergency  
2 Management under subsection (2) of this section; and

3       “(b) Have registered with the office to perform emergency service  
4 activities, or are otherwise qualified emergency service volunteers, as  
5 defined in ORS 401.358.

6       “(2)(a) The office shall establish and publish minimum requirements  
7 for purposes of this section. The requirements must be designed to  
8 ensure that individuals who meet the requirements are able to  
9 competently assist professional first responders in short-term emer-  
10 gency response and recovery.

11       “(b) The requirements must include:

12       “(A) Possession of a valid Oregon driver license;

13       “(B) Completion of basic training on the Federal Emergency Man-  
14 agement Agency Incident Command System; and

15       “(C) Completion of basic first aid and CPR training.

16       “(c) The office must ensure that any training components of the  
17 requirements are available at low or no cost.

18       “(d) At least once per biennium, the office shall review, and may  
19 revise, the requirements.

20       “(e) In establishing or revising the requirements, the office shall  
21 consult with, at a minimum, representatives of:

22       “(A) The construction industry;

23       “(B) The business community; and

24       “(C) Community emergency response teams or Team Rubicon.

25       “(3)(a) The office shall create a qualification form that organiza-  
26 tions may use to self-certify that the organization qualifies as an  
27 emergency preparedness partner.

28       “(b) To receive a public contracting preference under section 2 of  
29 this 2020 Act, an organization that is qualified as an emergency  
30 preparedness partner must:

1       “(A) Submit the form to the office; and

2       “(B) Submit the form to the contracting agency at the time speci-  
3       fied in section 2 of this 2020 Act.

4       “(c) The office may, at any time, audit an organization that sub-  
5       mitted the form to ensure that the organization qualifies as an emer-  
6       gency preparedness partner.

7       “(4) The office may adopt rules necessary to carry out the pro-  
8       visions of this section.

9       “SECTION 4. The Office of Emergency Management may take any  
10      action before the operative date specified in section 5 of this 2020 Act  
11      that is necessary for the office to exercise, on or after the operative  
12      date specified in section 5 of this 2020 Act, all of the duties, functions  
13      and powers conferred on the office by section 3 of this 2020 Act.

14      “SECTION 5. Sections 1 to 3 of this 2020 Act become operative on  
15      January 2, 2022.”.

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