

A-Engrossed
House Bill 2119

Ordered by the House March 30
Including House Amendments dated March 30

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Governor Kate Brown for Oregon Military Department)

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.

Transfers responsibility for 2-1-1 system from Office of Emergency Management to Department of Human Services.

Modifies terminology related to 2-1-1 system.

Repeals law relating to duty to contract for creation of 2-1-1 system.

Modifies laws relating to financial contributions for 2-1-1 system.

A BILL FOR AN ACT

1
2 Relating to the 2-1-1 system; creating new provisions; amending ORS 401.092, 403.405, 403.420,
3 403.422, 403.425 and 403.430; and repealing ORS 403.415 and 403.435.

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

5 **SECTION 1. The duties, functions and powers of the Office of Emergency Management**
6 **relating to the 2-1-1 system established under ORS 403.400 to 403.435 are imposed upon, and**
7 **transferred to and vested in the Department of Human Services.**

8 **SECTION 2.** ORS 401.092 is amended to read:

9 401.092. (1) The Director of the Office of Emergency Management is responsible for coordinating
10 and facilitating exercises and training, emergency planning, preparedness, response, mitigation and
11 recovery activities with the state and local emergency services agencies and organizations, and
12 shall, with the approval of the Adjutant General or as directed by the Governor:

13 (a) Make rules that are necessary and proper for the administration and implementation of this
14 chapter;

15 (b) Coordinate the activities of all public and private organizations specifically related to pro-
16 viding emergency services within this state;

17 (c) Maintain a cooperative liaison with emergency management agencies and organizations of
18 local governments, other states and the federal government;

19 (d) Have such additional authority, duties and responsibilities authorized by this chapter or as
20 may be directed by the Governor;

21 (e) Administer grants relating to emergency program management under ORS 401.305[,] **and**
22 emergency services for the state [*and the statewide 2-1-1 system as provided in ORS 403.430*];

23 (f) Provide for and staff a State Emergency Operations Center to aid the Governor and the Of-
24 fice of Emergency Management in the performance of duties under this chapter;

25 (g) Serve as the Governor's authorized representative for coordination of certain response ac-
26 tivities and managing the recovery process;

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 (h) Establish training and professional standards for local emergency program management per-
2 sonnel;

3 (i) Establish task forces and advisory groups to assist the office in achieving mandated respon-
4 sibilities;

5 (j) Enforce compliance requirements of federal and state agencies for receiving funds and con-
6 ducting designated emergency functions; **and**

7 [(k) *Oversee the design, implementation and support of a statewide 2-1-1 system as provided under*
8 *ORS 403.415; and*]

9 [(L)] **(k)** Coordinate the activities of state and local governments to enable state and local gov-
10 ernments to work together during domestic incidents as provided in the National Incident Manage-
11 ment System established by the Homeland Security Presidential Directive 5 of February 28, 2003.

12 (2) Notwithstanding subsection (1) of this section, the State Forester shall serve as the
13 Governor’s authorized representative for the purpose of initiating the fire management assistance
14 declaration process with the Federal Emergency Management Agency and administering Federal
15 Emergency Management Agency fire management assistance grants.

16 **SECTION 3.** ORS 403.405 is amended to read:

17 403.405. As used in ORS 403.400 to 403.435:

18 (1) “2-1-1” means the abbreviated dialing code assigned by the Federal Communications Com-
19 mission for consumer access to community information and referral services.

20 (2) “2-1-1 service” means a telephone service that provides information about and referral to
21 services after an emergency and health and human services.

22 (3) “2-1-1 [*system facilitator*] **provider**” means an Oregon nonprofit organization that is devoted
23 to creating a statewide 2-1-1 system.

24 **SECTION 4. ORS 403.415 is repealed.**

25 **SECTION 5.** ORS 403.420 is amended to read:

26 403.420. (1) The 2-1-1 [*system facilitator*] **provider** shall establish standards for, and solicit, re-
27 view and evaluate applicants to be, designated regional information centers.

28 (2) A designated regional information center shall collect, input and maintain regional resource
29 information regarding services after an emergency and health and human services for inclusion in
30 the statewide resources database maintained by the 2-1-1 [*system facilitator*] **provider**.

31 **SECTION 6.** ORS 403.422 is amended to read:

32 403.422. Upon written request of the 2-1-1 [*system facilitator*] **provider**, telecommunications ser-
33 vice providers shall enable 2-1-1 for customers accessing telecommunications services through local
34 exchange service, cellular service or other wired or wireless means.

35 **SECTION 7.** ORS 403.425 is amended to read:

36 403.425. Before a state agency that provides health and human services establishes a new public
37 information hotline, the state agency shall consult with the [*Office of Emergency Management*] **De-**
38 **partment of Human Services** about using the 2-1-1 system to provide public access to the infor-
39 mation.

40 **SECTION 8.** ORS 403.430 is amended to read:

41 403.430. (1) The [*Office of Emergency Management*] **Department of Human Services** may accept
42 contributions of moneys and assistance from the federal government or its agencies [*or from any*
43 *other source, public or private*], and agree to conditions placed on the moneys not inconsistent with
44 the purpose of [*establishing*] **supporting** a statewide 2-1-1 system.

45 (2) The [*office*] **department** may, from contributions of moneys received under subsection (1) of

1 this section, provide grants to the 2-1-1 [*system facilitator*] **provider** to enable the provision of 2-1-1
2 service 24 hours per day, seven days per week.

3 **SECTION 9. ORS 403.435 is repealed.**

4 **SECTION 10. (1) Nothing in section 1 of this 2021 Act, the amendments to ORS 401.092,**
5 **403.405, 403.420, 403.422, 403.425 and 403.430 by sections 2, 3 and 5 to 8 of this 2021 Act or the**
6 **repeal of ORS 403.415 and 403.435 by sections 4 and 9 of this 2021 Act relieves a person of a**
7 **liability, duty or obligation accruing under or with respect to the duties, functions and pow-**
8 **ers transferred by section 1 of this 2021 Act. The Department of Human Services may**
9 **undertake the collection or enforcement of any such liability, duty or obligation.**

10 **(2) The rights and obligations of the Office of Emergency Management legally incurred**
11 **under contracts, leases and business transactions executed, entered into or begun before the**
12 **operative date of section 1 of this 2021 Act and accruing under or with respect to the duties,**
13 **functions and powers transferred by section 1 of this 2021 Act are transferred to the De-**
14 **partment of Human Services. For the purpose of succession to these rights and obligations,**
15 **the Department of Human Services is a continuation of the Office of Emergency Manage-**
16 **ment.**

17 **SECTION 11. (1) Section 1 of this 2021 Act, the amendments to ORS 401.092, 403.405,**
18 **403.420, 403.422, 403.425 and 403.430 by sections 2, 3 and 5 to 8 of this 2021 Act and the repeal**
19 **of ORS 403.415 and 403.435 by sections 4 and 9 of this 2021 Act become operative on July 1,**
20 **2022.**

21 **(2) The Department of Human Services and the Office of Emergency Management may**
22 **take any action before the operative date specified in subsection (1) of this section necessary**
23 **to carry out the legislative policy expressed in section 1 of this 2021 Act.**

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