

HB 3043-3
(LC 2255)
3/2/21 (ASD/ps)

Requested by HOUSE COMMITTEE ON BUSINESS AND LABOR (at the request of Employment Department)

**PROPOSED AMENDMENTS TO
HOUSE BILL 3043**

1 On page 1 of the printed bill, line 2, delete “657.100 and”.

2 In line 3, delete “657.150” and insert “401.175”.

3 Delete lines 5 through 29 and delete pages 2 through 5 and insert:

4 **“SECTION 1. ORS 401.175, as amended by sections 1 and 2, chapter 2,**
5 **Oregon Laws 2020 (second special session), is amended to read:**

6 “401.175. During the existence of an emergency, the Governor may:

7 “(1) Assume complete control of all emergency operations in the area
8 specified in a proclamation of a state of emergency issued under ORS 401.165,
9 direct all rescue and salvage work and do all things deemed advisable and
10 necessary to alleviate the immediate conditions.

11 “(2) Assume control of all police and law enforcement activities in such
12 area, including the activities of all local police and peace officers.

13 “(3) Close all roads and highways in such area to traffic or by order of
14 the Governor limit the travel on such roads to such extent as the Governor
15 deems necessary and expedient.

16 “(4) Designate persons to coordinate the work of public and private relief
17 agencies operating in such area and exclude from such area any person or
18 agency refusing to cooperate with and work under such coordinator or to
19 cooperate with other agencies engaged in emergency work.

20 “(5) Require the aid and assistance of any state or other public or quasi-
21 public agencies in the performance of duties and work attendant upon the

1 emergency conditions in such area.

2 **“(6) Authorize the Director of the Department of Revenue to dis-**
3 **close and give access to information described in ORS 314.835 to the**
4 **Director of the Employment Department if the Director of the De-**
5 **partment of Revenue determines that the administration of any fed-**
6 **eral or state law or program requires the disclosure of the information**
7 **to enable the Employment Department to verify the identity or income**
8 **level of any person for purposes related to the emergency or any con-**
9 **sequences of the emergency. The information that may be disclosed**
10 **under this subsection shall be limited to information that is necessary**
11 **to verify a person’s identity or income level. The Director of the Em-**
12 **ployment Department shall maintain the confidentiality of the infor-**
13 **mation during and after the state of emergency.**

14 **“SECTION 2.** ORS 401.175, as amended by sections 1 and 2, chapter 2,
15 Oregon Laws 2020 (second special session), and section 1 of this 2021 Act, is
16 amended to read:

17 “401.175. During the existence of an emergency, the Governor may:

18 “(1) Assume complete control of all emergency operations in the area
19 specified in a proclamation of a state of emergency issued under ORS 401.165,
20 direct all rescue and salvage work and do all things deemed advisable and
21 necessary to alleviate the immediate conditions.

22 “(2) Assume control of all police and law enforcement activities in such
23 area, including the activities of all local police and peace officers.

24 “(3) Close all roads and highways in such area to traffic or by order of
25 the Governor limit the travel on such roads to such extent as the Governor
26 deems necessary and expedient.

27 “(4) Designate persons to coordinate the work of public and private relief
28 agencies operating in such area and exclude from such area any person or
29 agency refusing to cooperate with and work under such coordinator or to
30 cooperate with other agencies engaged in emergency work.

1 “(5) Require the aid and assistance of any state or other public or quasi-
2 public agencies in the performance of duties and work attendant upon the
3 emergency conditions in such area.

4 “[*(6) Authorize the Director of the Department of Revenue to disclose and*
5 *give access to information described in ORS 314.835 to the Director of the*
6 *Employment Department if the Director of the Department of Revenue deter-*
7 *mines that the administration of any federal or state law or program requires*
8 *the disclosure of the information to enable the Employment Department to*
9 *verify the identity or income level of any person for purposes related to the*
10 *emergency or any consequences of the emergency. The information that may be*
11 *disclosed under this subsection shall be limited to information that is neces-*
12 *sary to verify a person’s identity or income level. The Director of the Employ-*
13 *ment Department shall maintain the confidentiality of the information during*
14 *and after the state of emergency.*]

15 **“SECTION 3. The amendments to ORS 401.175 by section 2 of this**
16 **2021 Act become operative on the date on which the declaration of a**
17 **state of emergency related to COVID-19 issued by the Governor on**
18 **March 8, 2020, and any extension of the declaration of emergency, is**
19 **no longer in effect.**

20 **“SECTION 4. Notwithstanding the operative date set forth in sec-**
21 **tion 3 of this 2021 Act, authority granted under ORS 401.175 (6) to the**
22 **Director of the Department of Revenue before the operative date set**
23 **forth in section 3 of this 2021 Act to disclose and give access to infor-**
24 **mation shall continue until the earliest of:**

25 **“(1) The date that is 90 days following the latest date of expiration**
26 **of any temporary federal program that is related to COVID-19 and**
27 **administered by the Employment Department to provide unemploy-**
28 **ment benefits based on self-employment or similar earnings for which**
29 **information may be disclosed to the Director of the Employment De-**
30 **partment under ORS 401.175 (6);**

1 “(2) December 31, 2022; or

2 “(3) The date on which the Governor revokes the grant of authority.

3 “SECTION 5. Notwithstanding section 3, chapter 2, Oregon Laws
4 2020 (second special session), disclosures made by the Director of the
5 Department of Revenue after February 28, 2021, and before the effec-
6 tive date of this 2021 Act, that are in compliance with ORS 401.175 as
7 in effect on February 28, 2021, are hereby ratified to the extent of the
8 compliance.

9 “SECTION 6. This 2021 Act being necessary for the immediate
10 preservation of the public peace, health and safety, an emergency is
11 declared to exist, and this 2021 Act takes effect on its passage.”.

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