

HB 3260-2
(LC 940)
3/17/23 (HE/ps)

Requested by Representative DIEHL

**PROPOSED AMENDMENTS TO
HOUSE BILL 3260**

1 On page 1 of the printed bill, line 2, after “liquids;” delete the rest of the
2 line and line 3 and insert “and declaring an emergency.”.

3 After line 3, insert:

4 “Whereas the 2020 wildfires ravaged the Santiam Canyon and in partic-
5 ular the remote town of Detroit; and

6 “Whereas the public gas stations in Detroit, along with the worker
7 housing, were destroyed by the wildfires; and

8 “Whereas a local fuel station owner has rebuilt the public fuel station
9 with new, state of the art, self-service capable pumps in order to provide fuel
10 for both local residents and travelers; and

11 “Whereas the community has a severe worker shortage due to limited
12 housing and other resources; and

13 “Whereas Detroit offers the only public fueling station within 20 miles
14 to the west and over 50 miles to the east; and

15 “Whereas this fueling station is essential for economic recovery and
16 wildfire resilience, and serves a public safety need providing fuel for gener-
17 ators and public safety equipment; and

18 “Whereas this change is temporary and will sunset after allowing time for
19 the area to recover and rebuild; now, therefore,”.

20 Delete lines 5 through 31 and delete page 2 and insert:

21 **“SECTION 1. (1) As used in this section, ‘2020 wildfires’ includes all**

1 wildfires within Marion County that were identified in an executive
2 order issued by the Governor in accordance with the Emergency
3 Conflagration Act under ORS 476.510 to 476.610 between August 1 and
4 September 31, 2020.

5 “(2) Notwithstanding ORS 480.320, 480.330, 480.340 and 480.349, and
6 subject to ORS 480.344, a filling station, service station, garage or
7 other dispensary where Class 1 flammable liquids are dispensed at re-
8 tail may permit a customer to use or manipulate a device for dis-
9 pensing liquids into the fuel tank of a motor vehicle or other retail
10 container, regardless of whether an owner, operator or employee of
11 the dispensary is present at the dispensary if:

12 “(a) The dispensary is located within a city of Marion County that
13 was directly impacted as a result of the 2020 wildfires; and

14 “(b) The city described in paragraph (a) of this subsection is located
15 at least 15 driving miles from another city with a retail dispensary,
16 measured by the shortest distance by public roads between the two
17 dispensaries.

18 “(3) Sales under subsection (2) of this section do not make a filling
19 station, service station, garage or other dispensary where Class 1
20 flammable liquids are dispensed at retail subject to any provisions of
21 ORS 480.315 to 480.385 regulating nonretail facilities.

22 “(4) This section does not prohibit, limit or condition any dispensing
23 of Class 1 flammable liquids or diesel fuel otherwise authorized under
24 ORS 480.315 to 480.385.

25 “SECTION 2. Section 1 of this 2023 Act is repealed on January 2,
26 2029.

27 “SECTION 3. This 2023 Act being necessary for the immediate
28 preservation of the public peace, health and safety, an emergency is
29 declared to exist, and this 2023 Act takes effect on its passage.”.

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