

Enrolled Senate Bill 1580

Sponsored by Senator TAYLOR, Representatives HOLVEY, ANDERSEN; Senators CAMPOS, DEMBROW, FREDERICK, GELSER BLOUIN, GORSEK, JAMA, LIEBER, MANNING JR, MEEK, PATTERSON, PROZANSKI, SOLLMAN, WOODS, Representatives CHAICHI, EVANS, GAMBA, GRAYBER, HELM, LIVELY, NATHANSON, NELSON, NOSSE, OSBORNE (Presession filed.)

CHAPTER

AN ACT

Relating to fraudulent misrepresentation by employers to reduce workers' compensation premiums; creating new provisions; amending ORS 656.990; and declaring an emergency.

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

SECTION 1. ORS 656.990 is amended to read:

656.990. (1) Any person who knowingly makes any false statement or representation to the Workers' Compensation Board or its employees, the Workers' Compensation Board chairperson, the Director of the Department of Consumer and Business Services or employees of the director, the insurer or self-insured employer for the purpose of obtaining any benefit or payment under this chapter, either for self or any other person, *[or who knowingly misrepresents to the board, the board chairperson, the director or the corporation or any of their representatives the amount of a payroll, or who knowingly submits a false payroll report to the board, the board chairperson, the director or the corporation,]* commits a Class A misdemeanor.

(2) An employer commits a Class A misdemeanor if the employer, with the intent to decrease the employer's premium for coverage under this chapter, knowingly submits a false payroll report to the Workers' Compensation Board, the Workers' Compensation Board chairperson, the Director of the Department of Consumer and Business Services, the corporation or an insurer.

[(2)] (3) Violation of ORS 656.052 is a Class D violation. Each day during which an employer engages in any subject occupation in violation of ORS 656.052 constitutes a separate offense.

[(3)] (4) Violation of ORS 656.056 is a Class D violation.

[(4)] (5) The individual refusing to keep the payroll in accordance with ORS 656.726 or 656.758 when demanded by the director or corporation commits a Class C misdemeanor.

[(5)] (6) Failure on the part of an employer to send the signed payroll statement required by ORS 656.504 within 30 days after receipt of notice by the director or corporation is a Class A misdemeanor.

[(6)] (7) Violation of ORS 656.560 (4) is a Class D violation.

SECTION 2. The amendments to ORS 656.990 by section 1 of this 2024 Act apply to employer conduct occurring on or after the effective date of this 2024 Act.

SECTION 3. This 2024 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2024 Act takes effect on its passage.

Passed by Senate February 19, 2024

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Obadiah Rutledge, Secretary of Senate

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Rob Wagner, President of Senate

Passed by House March 5, 2024

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Dan Rayfield, Speaker of House

Received by Governor:

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Approved:

.....M,....., 2024

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Tina Kotek, Governor

Filed in Office of Secretary of State:

.....M,....., 2024

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LaVonne Griffin-Valade, Secretary of State