

A-Engrossed Senate Bill 807

Ordered by the Senate June 19
Including Senate Amendments dated June 19

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Governor Tina Kotek 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. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: Allows the Adjutant General to pay a bonus to a member of the Oregon National Guard who reenlists or extends their service. Requires a member to repay a bonus if the member fails to meet the terms agreed to for the bonus. Provides for exceptions. (Flesch Readability Score: 61.8).

Authorizes the Adjutant General to pay a reenlistment or retention bonus to a member of the Oregon National Guard. Requires a member to repay the bonus if the member fails to complete the period of service or conditions agreed to in exchange for the bonus. Provides for exceptions.

Declares an emergency, effective on passage.

A BILL FOR AN ACT

Relating to the Oregon National Guard; and declaring an emergency.

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

SECTION 1. Section 2 of this 2025 Act is added to and made a part of ORS chapter 399.

SECTION 2. (1) The Adjutant General may pay a bonus to a member of the Oregon National Guard who:

(a) Reenlists or extends the member's period of service in the Oregon National Guard for a period of time that is not less than three years; and

(b) Agrees to meet any other conditions required by the Adjutant General.

(2) A bonus may be paid as a lump sum or in installments over a period of time not to exceed the term of reenlistment or extension of the member's period of service.

(3) To receive a bonus under this section, a member determined to be eligible for the bonus shall enter into a written agreement with the Adjutant General. The terms of the written agreement must include:

(a) The amount of the bonus;

(b) The payment schedule of the bonus;

(c) The period of time the member agrees to serve in the Oregon National Guard in exchange for the bonus;

(d) The type or condition of the service; and

(e) Any other conditions required by the Adjutant General.

(4) If a member is called into active service as a member of the Oregon National Guard during a period of time covered by an agreement entered into under subsection (3) of this section, the period of time that the member serves on active service shall be credited toward the period of time that the member agrees to serve under subsection (3) of this section.

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 (5) Except as provided under subsection (6) of this section, a member who receives a
2 bonus under this section and fails to complete the period of service or meet the conditions
3 of service for which the bonus is paid, as specified in the written agreement, shall be liable
4 to repay the amounts of the bonus that have been paid to the member.

5 (6)(a) The Adjutant General may waive, in whole or in part, the recovery of the amounts
6 of a bonus that have been paid to a member if the Adjutant General finds that requiring the
7 member to repay the amounts of the bonus paid would be contrary to personnel policy or
8 administrative efficiency or would be against equity and good conscience.

9 (b) A member shall not be liable to repay the amounts of a bonus that have been paid to
10 the member if the member receives a discharge or release for the reason that the member
11 is the only surviving child in a family in which a parent or one or more siblings:

12 (A)(i) Served in the Armed Forces of the United States; and

13 (ii) Was killed, died as a result of wounds, accident or disease, is in a captured or missing
14 in action status, is permanently 100 percent disabled or is hospitalized on a continuing basis;
15 and

16 (B) The death, status, disability or hospitalization was not a result from intentional
17 misconduct or willful neglect of the parent or sibling and did not occur during a period of
18 unauthorized absence.

19 (c) A member or a member's estate shall not be liable to repay the amounts of a bonus
20 that have been paid to the member and shall be entitled to any amounts of the bonus not
21 yet paid if:

22 (A) The member dies or is discharged or released with a combat-related disability; and

23 (B) The death or disability of the member is not a result from misconduct by the mem-
24 ber.

25 **SECTION 3.** Notwithstanding any other provision of law, the General Fund appropriation
26 made to the Oregon Military Department by section 1 (1), chapter ____, Oregon Laws 2025
27 (Enrolled Senate Bill 5533), for the biennium beginning July 1, 2025, for Administration, is
28 increased by \$2,500,000, to carry out the provisions of section 2 of this 2025 Act.

29 **SECTION 4.** This 2025 Act being necessary for the immediate preservation of the public
30 peace, health and safety, an emergency is declared to exist, and this 2025 Act takes effect
31 on its passage.
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