

CORRECTIONS

See also ACTIONS, SUITS AND PROCEEDINGS; CRIMES AND CRIMINAL PROCEDURE; STATE AGENCIES

Juveniles, commitment c.679 **SB 153**

Requires court commitments of juveniles, at least 12 years old, to custody of Corrections Division, not juvenile training school. Permits division administrator or superintendent of school to act as guardian of juvenile and determine parole and final release of juvenile. Prohibits placing of any such child in Oregon State Penitentiary or Oregon State Correctional Institution. Provides for research coordination programs for children committed to designated schools. **a**

_____ , training schools c.410 **1285**

Authorizes temporary employment by suitable persons or businesses for students of juvenile training schools or youth care centers. **a**

_____ , youth care centers c.196 **504**

Requires periodic, rather than monthly, reporting and reimbursement of such centers. **etc.**

Inmates, compensation c.570 **183**

Increases maximum daily inmate compensation for work at institutions or forest work camps. Appropriates \$54,238 for such pay increases. Eff. 1 Jul. 69. **a**

_____ , sentence reductions c.361 **151**

Conforms sentence reductions for work release enrollees to those for forest work camp and agricultural inmate labor. **a**

State institutions, branches c.580 **347**

Authorizes location of branches of state penal and correctional institutions outside Marion County, subject to voter approval. **a**

_____ , chief executive officer c.502 **1168**

Redesignates chief executive officer of State Penitentiary and his assistant. Requires court to notify Administrator of Corrections Division, not State Penitentiary Superintendent, when person sentenced for certain sexual offenses. Repeals provision applying State Penitentiary standards to inmates and administration of State Correctional Institution. **a**

Work release program c.678 **150**

Authorizes quartering of work release enrollees in housing purchased from private agencies. Provides Workmen's Compensation for enrollees. Increases maximum state gate money from earnings of inmate parolees. Abolishes Enrollee Loan Account and establishes revolving fund transferring \$10,000 from Penitentiary Corrections Institution Revolving Account, for unlimited loans to enrollees. Eff. 1 Jul. 69. **a**

Arrests

1044
c.244

Provides for issuance of certain citations in lieu of taking person into custody where person is subject to arrest on misdemeanor charge or on felony charge which may be deemed misdemeanor after sentence is imposed.

Domestic animals

1559
c.517

Provides penalties for persons who negligently wound domestic animals or fowl.

Drugs, marijuana and dangerous drugs

1838
c.310

Provides penalties for unlawfully possessing, selling, dispensing or compounding marijuana or dangerous drugs. Prohibits use of marijuana or such drugs. Deletes mandatory jail sentence for use of narcotics. Eff. 3 Jun. 69.

Evidence, alibi

1665
c.293

Requires defendant to notify district attorney, in specified manner, five days in advance of trial, if defendant intends to rely on alibi evidence.

suppression

1707
c.529

Authorizes state to appeal from any order, made prior to trial, suppressing evidence.

Firearms, Deschutes County

69
c.351

Prohibits any person, with exceptions, from discharging firearms within specified area of Deschutes County.

federal law

SJM 10

Memorializes Congress to remove certain restrictions on acquisition, possession and use of firearms and ammunition from Gun Control Act of 1968.

Firearms (cont.)

public places

528
c.705

Prohibits possession by any unauthorized person of destructive device or loaded firearm on his person in or on public building. Permits peace officers to examine firearm possessed by any person and makes refusal of such examination adequate grounds for arrest. Provides penalties.

purchase

1589
c.289

Permits Oregon resident to obtain such firearms in contiguous state, if such purchase does not violate laws of state of purchase, this state or U.S. Limits application and duration of Act. Eff. 3 Jun. 69.

Fraud, construction loans

1595
c.290

Prohibits making of false statement to obtain construction loan funds and misuse of such funds. Provides penalties.

Gambling

1664
c.528

Changes penalty for book-making on race meets from misdemeanor to felony.

Hunting

1105
c.501

Changes existing penalties for and authorizes in addition revocation of hunting license for person convicted of shooting upon or across public ways and denial of such license in next year or conviction of trespass upon inclosed lands of another while hunting, and confiscation and forfeiture of weapon used in such violations.

Interstate agreement, detainers

155
c.362

Adopts such interstate agreement on disposition of charges against prisoners detained in other jurisdictions.

Larceny, hay

1578
c.511

Requires any person, transporting hay on public highway, to carry evidence of transportation authority.

Littering

1414
c.511

Increases penalty for littering public highways to \$500 and for littering in or about waters and lands to fine of \$500 or 30 days imprisonment in county jail, or both. Requires persons sentenced to imprisonment for littering to work as a "litter patrol" for not less than one day nor more than five days. Prohibits drivers from permitting dangerous litter to be thrown from vehicles, exempting certain common carriers. Permits persons fined for such offenses to clear rubbish from public ways for \$25 daily credit on such fines. Requires counties to offer rewards not to exceed \$250 for aid in arrest and conviction of violators.

Obscenity statutes

1051
c.169

Exempts employe of movie theater from prosecution under obscenity statutes, if he possesses with intent to exhibit or exhibits any obscene motion picture at public showing while acting within scope of his regular employment.

Prostitution

1215
c.404

Requires person convicted of certain prostitution offenses to serve at least 90 days actual confinement. Removes possible penalty of both fine and imprisonment.

Public property

1880
c.652

Permits Governor to proclaim emergency period, if clear and present danger of damage to public property or injury to persons exists. Provides for exclusion from affected public property of all persons who aggravate or contribute to emergency and

CRIMES AND CRIMINAL PROCEDURE
See also CORRECTIONS; COURTS AND JUDGES; ELECTIONS; MENTAL HEALTH

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Divorce and annulment
(cont.)

_____ , grounds

1295
c.264

a

Authorizes courts to grant divorce, where both parties are at fault and both parties participate, to party least at fault; or, if only one party participates, to such party, regardless of fault. Authorizes court to decree recovery of money between parties without regard to fault.

_____ , procedure

1332
c.179

a

Provides that 60-day waiting period for termination of marriage relationship after date of decree does not apply to annulments. Authorizes personal representative, instead of estate, of deceased party to continue appeal of divorce action. Deletes requirement that divorce decree contain recital of law relating to divorce.

Filiation

1310
c.619

a

Revises procedures for filiation proceedings and limits jurisdiction for such proceedings to circuit courts.

Marriage, licenses, minors

1066
c.242

a

Permits females under 17 and males under 19 to obtain marriage license without prior consent of juvenile court judge.

Separation, property disposition

1849
c.313

a

Authorizes court to restrain either party, or both, from encumbering or disposing of property while any such suit pending.

Support, reciprocal, enforcement

1364
c.417

a

Eliminates requirement that petitioner pay filing fees and costs and permits responding court to order obligor to pay such fees and costs.

Support, temporary orders

1631
c.221

Edc

Permits courts, after commencement of any such suit and before decree, to order wife to pay amount sufficient to support husband during pendency of any such suit without controlling him during such suit.

DOMESTIC RELATIONS

Divorce and annulment, fees and court costs

1587
c.288

a

Requires circuit courts to waive filing and service fees and court costs in domestic relations cases if either party unable to pay such fees and costs, without hindering courts' jurisdiction to order either party to pay such fees and costs.

CRIMES AND CRIMINAL PROCEDURE
(cont.)

Public property (cont.)

a

provides for police enforcement. Provides immediate judicial review of removal or exclusion order. Provides penalties for persons remaining upon or refusing to vacate property after police notice. Eff. 16 Jun. 69.

Sexual perversion

1897
c.655

Prohibits acts of sexual perversion with or upon children under 18 years of age, excepting acts between persons married to each other. Provides penalties.

ELECTIONS
(cont.)

Voters, registration,
certificate (cont.)

registration certificate for
each election. Eff. 3 Jun. 69.

lists, registration, *1400*
c. 421

Makes lists public records. *a*
Requires Secretary of State to
supply lists to county and state
central committees without
charge and to candidates at
cost. Prohibits commercial use
of lists.

special, registration, *122*
c. 153 *etc*

Requires persons eligible to
vote only for nomination or
election of President, Vice
President or electors to apply
for special registration before
5 p.m. on day prior to election.

Voting age HJR 19 *a*

Lowers voting age to 19 years, *a*
subject to voter approval.

FISH AND GAME

Commercial fishing,
Columbia River

116
c.358

Permits commercial fishing in Columbia River at mouth of hatchery tributaries, except Sandy River, Gnat Creek, Hood River and Deschutes River.

_____ , emergency
administration

118
c.234

Grants Fisheries Director full powers of Fish Commission in emergency period. Eff. 29 May 69.

_____ , fish dealers,
canners

1135
c.52

Deletes required bond for wholesale fish dealers and canners. Permits Fisheries Director to determine need for and amount of any bond. Permits director to accept cash deposit in lieu of bond.

_____ , fixed
fishing gear

115
c.357

Deletes prohibition on use of fixed fishing gear in taking certain food fish. Regulates use of such gear or seines in taking food fish other than salmon or steelhead. Eff. 10 Jun. 69.

_____ , retail
fish dealers

1134
c.172

Deletes requirement that retail fish dealers be licensed by Fish Commission. Sets deadline for applications for renewal of gillnet, setline, or setnet licenses. Increases certain license fees. Eff. 1 Jan. 70.

_____ , steelhead
trout

1302
c.411

Deletes such trout from definition of salmon in commercial fishing laws. Authorizes reasonable regulation of incidental catch of steelhead by commercial fishing gear.

Game birds

1141
c.15

Repeals provisions requiring licensing of any market, firm or person which receives game birds for storage, picking or dressing.

Hunting and fishing
regulations

113
c.60

Repeals certain prohibitions relating to methods of taking game animals, birds and fish.

Licenses, pioneer

1190
c.506

Deletes birth date limit for pioneer licenses, increases license fee, reduces residency requirement, and restricts such licenses to persons 65 years or older. Requires Game Commission to issue licenses without charge to any citizen 70 years or older and resident of Oregon for at least five years. Eff. 1 Jan. 70.

_____ , tags, permits

114
c.61

Changes expiration date of trappers' licenses, game animal tags and special hunting permits from December 31 to June 30, and makes licenses, tags and permits valid through June 30, 1970. Makes game animal tags and special hunting permits non-transferable. Part eff. 1 Jul. 70.

_____ , veterans

411
c.382

Requires official certification of disability for such licenses at reduced fees for disabled veterans. Eff. 10 Jun. 69.

Oysters

117
c.675

Changes basis for rules for protection of oyster to best interest of oyster resource, instead of industry. Revises leasing and regulation of oyster plats. Levies use tax and annual cultivation fee, in lieu of property taxes, for use of such lands. Converts all prior plats, rights, claims, plantations, and leases to plats and requires filing of each such plat by July 1, 1970. Operative 1 Jul. 70.

Pacific Marine
Fisheries Compact

1138
c.129

Modifies state contribution formula in compact subject to ratification by Congress and enactment by signatory states.

Research

SJM 3

Memorializes Congress not to reduce appropriations for fiscal year 1970 for fish research programs.

Unlawful killing

1750
c.302

Deletes moose from damage schedule for unlawful killing of game animals and fixes damage schedule for knowingly and unlawfully killing salmon, steelhead or trout.

Violations, citation

111
c.59

Revises contents of citations for violations of game and commercial fishing laws.

Wildlife habitats

SJM 4

Urges Congress to accelerate programs for rehabilitation and development of wildlife habitats on federal lands.

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FORESTS

See also POLLUTION CONTROL;
STATE LANDS; TAXATION; WATER

Federal forest,
management costs HJM 3

Memorializes Congress to provide Forest Service with fixed percentage of federal forest revenues for intensive forest management and forest roads. *a*

management goals HJM 4

Memorializes U.S. Secretary of Agriculture to have Forest Service adopt specified people-oriented goals for management of forest lands. *a*

Fire cost insurance c.524

Creates Oregon Forest Land Protection Fund for use in purchase of insurance covering forest fire costs. Levies tax of one cent per acre of specified lands and appropriates \$200,000 for purchase of insurance. Part eff. 1 Jul. 69. *1423 Etc.*

Fire permits c.680

Authorizes State Forester to require fire permits, during times other than closed seasons in forest protection districts, in or adjacent to any established restricted area. Expands grounds for revocation of fire permits. Makes certain protective forest cutting practices effective throughout year. *168 a*

Fire protection,
administration c.204

Deletes minimum patrol assessment of \$2 upon owners of forest lands and fixes it, instead, upon each separately assessed parcel. Transfers from Governor to State Forester authority to declare closed fire season. Broadens authority of State Forester in areas of fire protection and issuance of fire permits. Eff. 20 May 69. *1132 a*

Forest rehabilitation costs 1482 c.428

Provides General Fund reimbursement for costs of Oregon Forest Rehabilitation Act bond issue. Increases amount of state forest revenues credited to State Forest Protection Sub-account and raises ceiling of subaccount. Eff. 1 Jul. 70. *Etc.*

Hardwoods, management HJM 24

Memorializes Congress to direct Secretary of Agriculture and Secretary of Interior to have Forest Service and Bureau of Land Management adopt annual harvest volume for hardwoods and to establish and evaluate workable hardwood management program. Memorializes Secretary of Agriculture to add member of northwest hardwood industry to Pacific Northwest Advisory Committee to Regional Forester. *a*

State Forester 1130 c.249

Modifies provisions on administration and use of existing revolving account. Limits rule-making powers to regulation directly related to protection of forest land and conservation of forest resources. Eff. 3 Jun. 69. *a*

LABOR

See also PUBLIC HEALTH AND SAFETY; UNEMPLOYMENT INSURANCE; WORKMEN'S COMPENSATION

Agricultural employment c.572 *212 a*

Requires every producer, or his agent, who employs labor contractor to supply working crew to harvest perishable agricultural products or who offers bonus to harvesting crew to post notice specifying terms of bonus offered. Requires producers, their agents, or labor contractors to furnish to each person, receiving compensation payments, written itemized payment statements. Provides penalties for wilful violation.

Civil rights c.618 *1297 a*

Subjects, to civil rights provisions, any person who uses personal services of one or more persons. Defines "unlawful practice" to include discrimination based on sex. Permits sectarian religious employers to prefer persons of one religion or sect. Permits identification of employes by race, religion, color, sex, national origin or personal association if done without discriminatory intent. Revises enforcement provisions. Makes reliance on nondiscriminatory seniority system or benefit plan a lawful employment practice.

Employes' benefit plans c.688 *283 a*

Exempts from security registration requirement securities issued in connection with employes' benefit plan.

Employment records c.450 *1758 610*

Provides for restricted release of certain confidential records for governmental planning functions.

Firefighters c.581 *303 a*

Sets maximum working hours for fire fighters at 72 hours per week for organized departments with less than four full-time fire fighters and 56 hours per week for other departments. Requires at least 48 consecutive hours of off-duty time in each seven-day period. Eff. 1 Jul. 71.

Public employment c.671 *55 a*

Provides conciliation services to public employers or political subdivisions, upon request, in establishing employe representation. Transfers State Conciliation Service to Public Employe Relations Board. Permits board to intercede, upon request, when public employer or political subdivision and labor organization cannot agree on collective bargaining, are involved in labor dispute, or labor dispute is imminent. Appropriates \$87,000 for such services. Eff. 1 Jul. 69.

Public works c.369 *230 a*

Defines "fringe benefits" for wage rate computation for workers on public works projects and fixing unpaid minimum wages. Includes such benefits in liquidated damages available to workmen for employer violations of wage rate restrictions. Provides for inspections of records of employers on public works. Eff. 1 Jul. 69.

MENTAL HEALTH

See also APPROPRIATIONS;
EDUCATION

Addicts, commitment

Authorizes admission or commitment of addicts to state hospital in same manner as mentally ill. Provides for outpatient services to addicts who voluntarily request such services or are committed.

_____ , drug dependency treatment

Provides treatment for persons dependent upon narcotic drugs which includes supplying such persons with synthetic narcotics. Appropriates \$30,000 for such program. Eff. 1 Jul. 69.

_____ , federal agreement

Provides for agreements with Federal Government for services to persons dependent upon drugs or alcohol in state.

Emotionally disturbed children

Extends duration of pilot project of Mental Health Division for such children. Eff. 3 Jun. 69.

Mentally ill, commitment, counsel

Authorizes person brought before court on commitment petition to retain counsel or, if indigent, authorizes court to appoint counsel.

_____ , commitment, records

Modifies provision specifying contents of court record of commitment proceedings to include testimony only if taken.

_____ , commitments, voluntary

Authorizes commitment of person 18 years of age or older to state hospital for mentally ill without parental consent. Requires notice to parent or guardian of admission or discharge.

_____ , emergency treatment

Provides procedure for emergency admission and short term retention or, if already admitted, short term retention of mentally ill person in certain hospitals.

Mentally retarded, outpatient services

Expands outpatient department operations to provide services to mentally retarded persons and their parents and guardians, instead of limiting such services to children referred by licensed physician or committed to Mental Health Division but not yet admitted to institution.

Mentally retarded (cont.)

_____ , relatives responsibility

Limits duration of resident parent's liability for care of mentally retarded children. Requires nonresident parents to pay full costs until transfer to institution in state of residence applied for, thereafter limiting liability until child transferred. Sets payment guidelines based on parents' ability to pay.

_____ , residency requirement

Authorizes Administrator of Mental Health Division to waive residency requirement for admission to such institutions where residency cannot be established or other sufficient reason exists.

_____ , trainable

Establishes programs for such persons and counseling services for their parents or guardians through school districts, IEDs, and public or private agencies. Authorizes reimbursement for such programs. Eff. 1 Jul. 69.

State institutions, superintendents

Deletes qualification of superintendent or assistant superintendent be licensed physician. Requires appointment of chief medical officer where superintendent is not so qualified.

1239
c.254 a

1542
c.632 a

382
c.148 a

1395
c.273 a

274
c.371 a

1193
c.53 a

1253
c.257 a

1182
c.38 a

1217
c.253 a

535
c.391 a

1690
c.638 a

1691
c.442 a

1689
c.637 a

POLLUTION CONTROL

See also TAXATION; WATER

Administration, 1176
judicial relief c.608 a

Prohibits judicial stay of order enforcement unless court finds such stay in public interest. Establishes pollution enforcement procedures that bypass administrative hearing if condition would materially contribute to emergency situation.

violations 1177
c.250 a

Provides that where law makes each day of violation a separate offense, offenses may be joined in one indictment, complaint or information in several counts.

Air, burning 1228
restrictions c.613 a

Revises provisions on fire permits when marginal air conditions prevail. Requires Environmental Quality Commission to set schedule of days, specifying priorities, on which types of burning allowed. Makes commission sole authority for determining conditions. Extends permit system to all year. Eff. 16 Jun. 69.

POLLUTION CONTROL
(cont.)

Air
(cont.)

motor vehicle
emissions

1179
c.504

Prohibits any person from disconnecting or permitting disconnection of any factory-installed air pollution control device or allowing any such device to become inoperative. Provides penalties.

regional
authority, hearings

163
c.567

Permits board of directors of any such air pollution authority, except rule-making hearings, to conduct public hearings through individual board member or hearings officer, but requires submission of any such hearing summary to review of full board prior to order.

regional
authorities, membership

1294
c.113

Fixes minimum and maximum limits for representation of participating cities on board of directors of any such authority. Authorizes participating cities of less than 25,000 population to combine to appoint members to any such board.

sampling program

147
c.331

Requires State Sanitary Authority or any regional air quality control authority to establish sampling program of air contamination sources and require installations necessary for such sampling. Prescribes duties and limitations thereon for applicable authorities and persons in control of such sources. Requires applicable authority to prohibit any new non-complying source. Authorizes applicable authority to institute proceeding to enjoin violations of this Act. Provides penalties for such violations.

Air
(cont.)

state policy

c.216

Revises definition of "air pollution" in air pollution control law and deletes from statement of policy requirement that air purity standards be consistent with economic and industrial well-being of state.

Pesticides

c.268

Authorizes State Department of Agriculture to take emergency action necessary to protect humans, animals and property from improper use or manufacture of pesticides and to regulate registration and use of sodium fluoroacetate or highly toxic pesticides. Prohibits use of unregistered pesticides. Creates Committee on Synthetic Chemicals in the Environment within department. Part eff. 3 Jun. 69; part 1 Sept. 69.

Solid wastes, counties

c.90

Authorizes counties to regulate or make agreements with other counties or cities for joint regulation of collection and disposal of solid wastes.

Water, bonds, facilities,
constitutional
amendment

HJR 14

Authorizes bond issue subject to voter approval in specified amount for funds to provide pollution control facilities.

bonds, facilities,
construction

c.503

Authorizes, subject to voter approval of HJR 14, sale of bonds and use of proceeds in Pollution Control Fund for planning and construction of pollution control facilities and acquisition of agency bonds, issued for such purposes.

Water
(cont.)

discarded
vehicle chassis

1178
c.251

Prohibits discard of motor vehicle chassis or parts into state waters or where they may escape into such waters. Provides for beneficial use of such equipment in state waters. Provides penalties.

federal funds

SJM 11

Memorializes Congress to restore certain reductions in federal funds for programs for water pollution control.

Scroggins Creek

HJM 2

Memorializes Congress to amend authorization for Scroggins Creek dam to include water quality control as provision of operating policy upon completion of dam and reservoir.

sewage discharge

c.195

Provides enforcement procedure.

Western Interstate
Nuclear Compact

1694
c.444

Ratifies compact. Authorizes Governor to appoint representative to compact board from Nuclear Energy Council. Appropriates \$12,000 for participation in compact. Eff. 11 Jun. 69.

15. 14

PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Benefits, death

1390
c.621

Provides additional death benefits to beneficiary of member who dies within 120 days of termination from covered service. Eff. 16 Jun. 69.

a

_____ , pension

1854
c.650

Changes computation of pension benefits for employes continuing in employment beyond compulsory retirement age. Eff. 16 Jun. 69.

a

_____ , revision

1954
c.640

Revises provisions on independent contractors, current service pensions, withdrawal of contributions, accrued benefits upon death, option benefits for beneficiaries, and surviving spouse election where employe dies after applying for disability benefits. Eff. 16 Jun. 69.

a

_____ , supplemental

1440
c.626

Provides for assistance to higher education employes in obtaining supplemental retirement benefits.

a

_____ , variable annuities

1863
c.538

Permits certain higher education employes previously excluded to elect to have 25 or 50 percent of their contributions to fund credited for purchase of variable annuities.

a

Exemption, physicians

1809
c.226

Authorizes public employers to employ physicians who are beyond compulsory retirement age. Specifies conditions of such employment. Eff. 20 May 69.

a

Membership, community college employes

1815
c.458

Requires community college employes as of June 30, 1970, to join system and gives credit for membership in a teachers' retirement system. Requires employing district to pay contributions for such credit.

a

Membership (cont.)

_____ , employes retired from other system

1608
c.435

Permits employes separated from any school district teachers' retirement fund because of disability to join PERS upon payment of necessary contributions. Prevents such employes from receiving disability benefits under PERS. Eff. 11 Jun. 69.

a

_____ , Industries for the Blind, employes

1046
c.240

Requires sheltered workers in such firm to join system after 12 months service. Appropriates \$17,031 to Commission for the Blind. Eff. 1 Jul. 69.

a

_____ , legislative employes

359
c.92

Declares that employe does not lose membership in PERS for years in which he is employed by legislature or legislative committee for period exceeding eight months, unless he withdraws his account. Permits any such person, who lost his membership prior to April 16, 1969, because of withdrawal to have rights restored by repaying contribution by October 16, 1969. Eff. 16 Apr. 69.

a

_____ , public transportation system employes

1438
c.54

Permits any public employer participating in PERS at time it assumes operation of public transportation system to exclude all employes or any class of employes of such system from membership in PERS. Eff. 4 Apr. 69

a

Child welfare
(cont.)

day care
facilities

1782
c.641 a

Regulates operation of such facilities caring for five or more children. Provides penalties. Eff. 1 Jul. 70. Establishes advisory committee to assist in such regulation. Eff. 1 Jul. 69.

shelter-care
homes

1506
c.184 a

Authorizes State Public Welfare Commission to provide and pay for services to maintain shelter-care homes for children in temporary custody pending investigation and disposition.

Public assistance,
administration,
application

1218
c.68 a

Permits county welfare commissions to determine eligibility for public assistance solely from declaration of applicants. Requires applicants, recipients and others in assistance households to notify county departments of any change in circumstances affecting eligibility for assistance. Authorizes State Public Welfare Commission to investigate and review for purpose of removing ineligible persons from public assistance rolls.

administration,
county responsibility

1240
c.45 a

Requires state to assume all costs for public assistance currently responsibility of counties. Requires counties to make up any underpayments during fiscal 1969-1970 for public assistance. Requires commission to reimburse counties for any overpayments during fiscal 1969-1970 for use as revenue during fiscal 1970-1971. Reduces county tax levies by amount levied for public assistance in 1968. Eff. 1 Jul. 69.

PUBLIC WELFARE

See also COUNTIES

Child welfare, child
care agencies

1674
c.440

Increases state aid to approved agencies caring for children, wayward girls, and maternity and venereal disease cases. Eff. 1 Jul. 69.

Public assistance
(cont.)

administration,
county responsibility
(cont.)

Repeals provisions for county tax levies and budgets for public assistance. Eff. 27 Mar. 69.

administration,
enforcement, notice

1113
c.66 a

Extends prohibition against unlawfully obtaining public assistance to include such assistance obtained because of failure to notify county department of material change in circumstances.

administration,
enforcement, sharing

1110
c.246 a

Applies prohibition against sharing public assistance moneys to persons of either sex.

administration,
residency

1887
c.468 a

Deletes statutory residency requirements as precondition for receipt of public assistance. Eff. 11 Jun. 69.

aid to dependent
children, educational
training

194
c.123

Expands public assistance scholarship program to include education, as well as training programs. Provides that funds for such scholarships may be paid from any public or private source and that such program be applied to training in any publicly supported educational, vocational or training institution, instead of community colleges only.

aid to dependent
children, eligibility

1111
c.65 a

Authorizes public assistance for dependent children, otherwise eligible, who have been removed from their families by court and placed in licensed nonprofit private child caring agencies.

Public assistance
(cont.)

aid to dependent
children, work place-
ment programs

1507
c.281 a

Provides for referral of certain persons in aid to dependent children households for placement in employment, work training and special projects, including sanctions for persons refusing without good cause to participate. Eff. 1 Jul. 69.

blind, aid

1672
c.636 a

Increases standard of need in aid to the blind program from \$98 to \$110.

medical
assistance, aged

1112
c.203 a

Deletes provisions for public assistance program for medical assistance for aged, but retains authorization to assert rights of recovery from fraudulent transfers of property, improper receipt of assistance and estate claims. Permits recovery of such payments under relative responsibility law.

medical
assistance, eligibility

1220
c.507 a

Enlarges eligibility for medical assistance. Allows recovery of medical assistance payments from settlements of personal injury claims. Provides for state reimbursement for care of mentally retarded patients under such program and appropriates reimbursement funds. Eff. 1 Jul. 69.

medical assist-
ance, insurance

1219
c.207 a

Authorizes State Public Welfare Commission to use insurance and health care service contracts to provide one or more of medical and remedial care and services available under general assistance. Specifies terms for such contracts.

TAXATION

Administration

Permits public accountants to represent taxpayer in hearings or conference before State Tax Commission. Deletes authorization for agent other than attorney or public accountant to represent taxpayer before commission.

Corporate excise, computation

Allows non-recognition of gain or loss from complete liquidation, beginning on or after January 1, 1963, for liquidations, or any portion thereof, to out-of-state corporations, corporations not authorized to transact business in this state or persons not residents of this state.

Corporate excise (cont.)

_____ , domestic insurers

Deletes exemption for domestic insurers. Provides for determination of net income and allocation of income for foreign and domestic insurers. Applies to tax years beginning after 31 Dec. 69.

Electric transmission and distribution

Increases tax rate on gross revenues of such mutual or cooperative associations to 2.5% for tax year 1969 and 3% for tax years after 1969. Provides for distribution of tax proceeds among county general funds and county school funds.

Fire protection

Increases maximum tax rate in zone 2 areas for fire protection to one-fourth of one percent of true cash value of all property within such zones. Eff. 13 Jun. 69.

Fuel, refunds

Authorizes specified fuel tax refunds for stationary engines operated on power take-off from fuel delivery, cement-mixer and garbage trucks.

Gift, form

Deletes requirement for notarization of gift tax returns filed on gifts made during 1969 or subsequent year.

_____ , penalties

Provides penalties for wilful false statements in gift tax returns.

Income, bond interest

Exempts, for tax years beginning after 31 Dec. 68, interest on state bonds issued after May 24, 1961, and upon all obligations of any political subdivision in this state issue after June 30, 1969.

Income (cont.)

_____ , discharge of indebtedness

Exempts from taxation and excludes from gross income any discharge in whole or part if such indebtedness was incurred in connection with property used in taxpayer's trade or business and taxpayer reduces basis accordingly. Applies to tax years beginning on or after 1 Jan. 69.

_____ , federal deduction

Revises for tax years beginning on or after 1 Jan. 69, computation and reporting method for federal deduction on personal income tax returns.

_____ , local, employe deductions

Authorizes state or political subdivisions to withhold city or county income taxes and provides for state services for collection, enforcement, administration and distribution.

_____ , political contributions

Allows credit, for tax years beginning on or after 1 Jan. 70, for 50% of such contributions, not to exceed \$5 on separate returns or \$10 on joint returns. Part eff. 1 Jan. 70.

_____ , recognition of gain or loss

Revises method for determination of unadjusted basis of property received from exchange in kind for purposes of computation and recognition of gain or loss from such exchanges. Applies to tax years beginning on or after 1 Jan. 69.

1021
c.600 a

1022
c.492 a

546
c.590

546
c.590

1862
c.465

a
A

1272
c.110 a

1271
c.209 a

1306
c.265 a

174
c.681 a

1876
c.467 a

233
c.574 a

1572
c.432 a

1007
c.103 a

Income
(cont.)

refunds and
deficiencies

1023
c.166
a

Increases interest rate on income tax deficiencies, remaining unpaid, and refund to two-thirds of one percent per month or major fraction thereof. Limits period of refund interest to 120 days. Applies new rate to deficiencies discovered on audit, to return voluntarily filed late, to extensions of time for filing return and to failure to file return. Deletes 100 percent penalty for failure to file return. Applies to tax years beginning after December 31, 1968.

revision

1026
c.493
a

Adopts federal IRC definition of taxable income as basis for tax on individual, estates and trusts. Specifies modifications. Adopts federal accounting periods, accounting methods and elections. Increases tax rates. Makes transitional provisions. Applies to tax years beginning on or after 1 Jan. 69, unless referred for voter approval.

taxpayer
extensions

1216
c.405
a

Provides for extensions upon written agreement of period in which additional taxes can be assessed or refunds claimed.

Income tax, federal law

HJR 3

Permits subject to voter approval legislature to adopt existing federal income tax laws and, without further state action, adopt amendments to such laws as enacted.

Inheritance, exemptions

1276
c.112
a

Requires proration of inheritance tax exemptions on property in Oregon for estates of nonresident decedents having property within and without state.

Inheritance
(cont.)

reports,
penalties

1274
c.210
a

Provides penalties for willful false statements in inheritance tax reports.

reports,
revision

1275
c.111
a

Deletes requirement of notarization for certain inheritance tax reports by executors, administrators or trustees.

stock transfers

1277
c.178
a

Permits transfer of stock in Oregon corporations by estate of nonresident decedent, prior to payment of tax, without State Treasurer's consent.

Mobile homes

1149
c.605
a

Revises registration and licensing provisions for campers, motor homes, mobile homes and travel trailers, in lieu of personal property taxation. Authorizes assessment of mobile homes as real property where mobile home has substantially lost its vehicle identity. Exempts mobile homes, so assessed, from motor vehicle licensing and registration during such taxation period. Permits mobile home taxpayers to claim exemption for household furnishings and, if home taxed as real property, to claim homestead exemption. Operative 1 Jan. 70 but requires registration of all subject campers by 31 Mar. 70.

Pollution
control, facilities

496
c.340
a

Revises income, excise and ad valorem tax relief provisions for pollution control facilities. Provides option for certain certificate holders to claim tax relief either under 1969 amendments or prior law.

Property, administration

1504
c.280
a

Limits penalty for late personal property tax returns, filed after December 31, 1968, to maximum of \$250. Permits county board of equalization to excuse late filing for good and sufficient cause.

assessment,
appeals

108
c.355
a

Permits appeal to small claims division of State Tax Court with respect to determination of true cash value of either parcel of land or improvements thereon.

assessment, farm
land, application

1009
c.396
a

Designates person who may sign application for special assessment of unzoned farm land.

assessment, farm
land, eligibility

1448
c.512
a

Revises method for determining eligibility for farm use assessments. Increases membership on county boards of review. Part eff. 1 Jan. 70.

assessment, farm
land, "nonfarm use"

1279
c.258
a

Specifies that "nonfarm use" of land, for purposes of assessment and zoning, includes construction and use of dwellings and other buildings customarily provided in conjunction with farm use.

assessment,
increases

14
c.561
a

Revises requirements for notice to taxpayers by county assessors of increased property valuations. Conditions validity of increases on compliance with notice requirements. Increases period for taxpayer appeals. Eff. 1 Jan. 70.

Property
(cont.)

assessment,
personal

1005
c.102
a

Increases maximum true cash value amount of personal property of certain railroad car and tank companies for which State Tax Commission computes assessed value and tax to be charged, from \$100,000 to \$300,000. Eff. 1 Jan. 70.

assessment,
record

1781
c.454
a

Provides for annual amendments to update descriptions and ownership records for real property on tax rolls, after January 1 of each year.

assessment,
roll

38
c.151
a

Requires that boundary changes in taxing districts be certified to affected county assessor in specified manner. Provides that boundary changes not filed with assessor by May 31 shall be disregarded in preparing current tax roll. Applies to all boundary changes occurring after May 31, 1969.

collection

1451
c.595
a

Permits tax collectors to distribute revenue from property taxes on percentage basis. Repeals certain provisions on distribution of land sale proceeds, payment to taxing units of property tax collections, and disposition of forest fees and yield taxes. Revises distribution computation of local property tax reduction moneys. Operative for 1969-70 assessment and tax roll and thereafter.

crab pots

1852
c.649
a

Exempts crab pots used by persons holding certain commercial fishing license or boat licenses. Op. 1 Jan. 70.

Property
(cont.)

_____ exemption, administration

1003
c.237
a

Increases period in which institutional, religious and fraternal organizations and libraries may apply for exemptions. Adds to exemption filing requirement property transferred from taxed ownership to public library use.

_____ exemption, aged

333
c.578
a

Increases amount of allowed household income for taxpayer claiming such exemption to \$3,000. Appropriates \$1,380,000 for senior citizens' property tax relief. Eff. 1 Jan. 70.

_____ exemption, homes for elderly

508
c.587
a

Exempts personal and specified real property owned by corporation operating non-profit home for elderly. Limits exemption to tax years 1970-1971 through 1974-1975. Requires corporations receiving exemption to credit accounts of residents pro rata as exemption applies to their part of living unit. Eff. 1 Jan. 70.

_____ exemption, homestead

27
c.562
a

Permits late filing of homestead exemptions, for assessment dates of January 1, 1970, and thereafter, by war veterans, their widows and senior citizens. Abates and refunds taxes paid in certain cases. Eff. 1 Jan. 70.

_____ exemption, leased federal property

1061
c.241
a

Exempts real property held under authority of federal conservation agency for agricultural purposes or held for grazing. Eff. 1 Jan. 70.

Property
(cont.)

_____ exemption, tangible personal

1857
c.648
a

Amends exemption for tangible personal property to specify items excluded from such exemption. Applies to assessment dates beginning January 1, 1970.

_____ fraternal and religious organizations

1805
c.186
a

Extends through 1970-71 tax year period during which fraternal or religious organization may obtain abatement of property taxes assessed as result of failure to file for exemption during tax years 1958-59 through 1970-71. Extends through 1970-71 tax year period during which such organizations may obtain refunds of property taxes paid during tax years 1963-64 through 1970-71 because of such failure.

_____ inventories

1214
c.612
a

Provides complete exemption for inventories for tax years beginning on or after 1 July 80, with annually increasing percentage exemption prior to that date. Raises rates of corporate excise and income taxation, retaining offsets, for tax years beginning within one year after Act's effective date; and changes annual rates and incidence of corporate excise and income taxation, deleting offsets, for tax years beginning on or after one year from Act's effective date. Appropriates annually, effective 1 July 70, amount estimated, in specified manner, to be necessary for inventory tax relief.

Property
(cont.)

_____ relief, Basic School Support Fund

1792
c.457
a

Appropriates \$20 million to Basic School Support Fund for 1969-71 biennium, 1/2 to be distributed each year. Eff. 1 Jul. 69.

_____ relief, Local Property Tax Relief Account

1791
c.305
a

Requires State Tax Commission to estimate annually moneys available for fiscal year for distribution through Local Property Tax Relief Account. Defines counties' shares of such moneys and provides for tax offsets. Provides for three specified annual distributions of such moneys to counties. Appropriates moneys to account when account fails to match estimate of county shares, subject to reimbursement out of subsequent receipts. Eff. 1 Jul. 69.

_____ sheltered workshops

533
c.342
a

Exempts property of sheltered workshop or its retail outlets, including inventory, for tax years beginning on or after January 1, 1965.

_____ tax bases

HJR 25
a

Proposes constitutional amendment to authorize legislature to increase tax base of taxing unit where proceeds of tax used to offset tax levies of school districts. Submits proposed amendment to voters at primary election in 1970.

_____ tax relief, fund transfer

531
c.588
a

Transfers \$5,871,990 from Local Property Tax Relief Account to General Fund, such moneys having been transferred to account in 1968 too late for distribution. Eff. 13 Jun. 69

Timber, forest products harvest, rate

1747
c.301
a

Increases rate on merchantable forest products harvested on merchantable forest lands from five to six cents per thousand board feet, for fiscal years beginning July 1, 1969, and July 1, 1970.

_____ small tract

45
c.326
a

Revises western Oregon small tract optional tax law.

Tax program defeated at special election, June 3, 1969

HJR 8
a

Proposed amendment to Oregon Constitution defining tax bases of school districts but excluding levies for retirement of bonded indebtedness, serial levies and levies to raise revenue for offset purposes. Would have provided for establishment of new taxes bases and limited elections to exceed tax bases. Would have authorized Legislative Assembly by law to prescribe tax bases lower in amount than those otherwise determined, and provided for annual increase in tax bases. Would have made effective House Bills 1055, 1126 and 1127, but would have prohibited increasing rate of sales tax without vote of people.

1055
c.8
a

Would have increased rate of corporate excise and income tax on banks and financial institutions from eight to nine percent, and on other corporations from six to seven percent.

1126
c.10
a

Would have provided ad valorem or personal income tax relief to certain aged or low-income property owners and renters. Would have appropriated \$800,000 for state payments for ad valorem relief during 19 971 biennium.

TAXATION
(cont.)

Tax program defeated
at special election,
June 3, 1969 (cont.)

1127
c.11 q

Would have imposed general retail sales and use tax of three percent on tangible personal property, admissions and transient accommodations, exempting food to be consumed off premises and prescription medicines.

1086 q
c.9

Would have set school election dates.

1856 q
c.228

Requires annual transfers from Sales Tax Receipts Account to General Fund of amount sufficient to reimburse fund for one-half of current biennial expenditures for administration of state sales tax. Provides for monthly transfers of balance of account, after certain deductions, to Local Property Tax Relief Account.

295
c.157
a

Administration, adjustments (cont.)

of \$1 or less. Eff. 1 Jul. 69.

_____, funds ⁵⁷⁹ c.703 *afC.*

Modifies computation formula setting expenditure limits upon use of certain federal funds credited to Unemployment Trust Fund for administration required in state appropriation laws. Eff. 1 Jul. 69.

Benefits, pregnancy disqualification

⁸⁸ c.75
a

Deletes six weeks disqualification period for female after termination of her pregnancy and allows benefits upon such termination if female is able, available, actively seeking and unable to obtain suitable work.

_____, vocational training

¹⁷¹ c.156
a
★

Provides for payment of unemployment benefits without charge to any employer's account to otherwise eligible individual while enrolled in course of vocational training approved by Department of Employment Commissioner, with specified exception. Specifies criteria for approval by commissioner of such courses.

_____, weekly

¹⁷⁷ c.569
a

Increases such benefits to maximum of \$55. Revises apportionment method for certain payments upon disqualification from such benefits. Eff. 1 Jul. 69.

Coverage, students

¹⁴⁰³ c.275
a

Excludes students employed on part-time basis by school district from such coverage. Eff. 1 Jul. 69.

Employer tax rates

Provides procedures for computation of Fund Adequacy Percentage Ratio used in determination of employer tax rate schedules for calendar years beginning with 1970. Eff. 1 Jul. 69.

Hearings

³⁴⁸ c.161
a
★

Permits person in proceeding before Department of Employment Commissioner or Appeals Board to be represented by licensed attorney or other agent authorized by him. Continues present requirement of representation by attorney in hearings on employer contributions. Permits commissioner to limit fees charged by anyone representing individuals claiming benefits. Applies to proceedings begun on or after August 22, 1969.

✓ UNEMPLOYMENT COMPENSATION

Administration, adjustments

⁹⁰ c.57
a

Authorizes Department of Employment Commissioner to waive, reduce or compromise any interest or tax balance of \$1 or less and retain any overpayment

25.

WORKMEN'S COMPENSATION

Administration, cross-appeals 1404 c.212 a

Provides for cross-appeal when board review of hearing officer's order is requested under Workmen's Compensation provisions. Specifies time limit.

medical service fees 1207 c.611 a

Authorizes Workmen's Compensation Board to conform local medical service fee schedules for its cases to usual fees for similar services in that area.

permanent disability 1732 c.447 a

Makes medical and surgical reports for such claims admissible as prima facie evidence if claimant, department or employer has reasonable time to cross-examine doctor by deposition or written interrogatories.

study of industrial accidents 1739 c.448 a

Replaces present Industrial Accident Advisory Committee with nine-member committee to study industrial accident law.

Benefits, death 1581 c.521 a

Increases amounts and changes limits for benefits to surviving spouses and children of workmen whose deaths resulted from accidental injury or from any cause during permanent total disability. Eff. 1 Jul. 69.

disability 1084 c.500 a

Deletes statutory benefit schedules for temporary total or permanent total disability benefits and provides fixed rates and minimum payments in each case. Eff. 1 Jul. 69.

teachers 1081 c.398 a

Permits school district to deduct workmen's compensation benefits received from sick leave payments due and pay balance to injured teacher. Eff. 11 Jun. 69.

Benefits (cont.) 1444 c.183 a

waiting period

Fixes waiting period for temporary total disability benefits at three calendar days.

Claims, aggravation 1120 c.171 a

Limits time in which claim for aggravation may be filed where injury occurred prior to January 1, 1966.

denial, authority 1082 c.399 a

Permits an employer's agent of record or insurance carrier to deny compensation claims. Eff. 1 Jul. 69.

denial, hearing 1204 c.206 a

Permits claimant whose claim has been denied on or after effective date of this Act to file request for hearing not later than 180th day after notification of denial, if he establishes that good cause existed for failure to file timely request.

Coverage, emergency volunteer firemen 1656 c.527 a

Extends coverage to firemen of city, county or other municipality that elects such coverage for its volunteer firemen. Eff. 1 Jul. 69.

equipment operators 1855 c.463 a

Provides such coverage for any person or partners, who own or lease equipment and operate it for hire. Eff. 11 Jun. 69.

invalid dependent children 1077 c.125 a

Defines "invalid dependent child" for purposes of workmen's compensation benefits. Eff. 1 Jul. 69.

Coverage (cont.) 1250 c.406 a

work experience programs

Extends coverage to unpaid trainees in such programs under State Schools for Deaf and for Blind.

Employer, default, defined 1122 c.248 a

Makes either failure to pay contributions or failure to make and maintain deposit, not both, sufficient grounds for default by contributing employer.

default, effect 1083 c.400 a

Deletes provision restricting benefits and cancelling coverage where subject workman is injured while employer in default and allows subject partners or sole proprietors to obtain coverage through specified insurance companies as subject workmen. Eff. 1 Jul. 69.

dividends 542 c.589 a

Requires that such dividends to state agencies which are supported in whole or substantial part by General Fund be paid with interest thereon into General Fund. Specifies application. Eff. 13 Jun. 69.

Enforcement, employment safety 1772 c.534 a

Provides civil penalty for persons who, after notice, violate any specified safety provision or for persons, with or without notice, where violation results in serious injury or death. Repeals obsolete streetcar provisions.

Sheltered workshops 1790 c.536 a

Provides for annual reimbursement of 75% of contributions made by such workshops as contributing employers of direct responsibility employers. Eff. 1 Jul. 69.

