

Enrolled
Senate Bill 1559

Sponsored by Senator WINTERS; Senators MANNING JR, THATCHER, Representatives BYNUM, HELFRICH, PARRISH (Presession filed.)

CHAPTER

AN ACT

Relating to protected activities of public employees.

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

SECTION 1. The directors of each of the following state agencies shall consult and cooperate with each other to develop a pilot program within each respective agency to provide an optional procedure whereby an employee may anonymously disclose information under ORS 659A.203 (1)(b):

- (1) The Oregon Health Authority;
- (2) The Department of Transportation;
- (3) The Department of Human Services; and
- (4) The Department of Environmental Quality.

SECTION 2. Sections 3 and 4 of this 2018 Act are added to and made a part of ORS 659A.200 to 659A.224.

SECTION 3. (1) The Bureau of Labor and Industries shall adopt a uniform standards and procedures manual that provides guidelines for implementing ORS 659A.200 to 659A.224.

- (2) The bureau shall make the manual available to the public on the bureau's website.
- (3) The manual must include, but need not be limited to, the following information:
 - (a) Proper procedures for disclosing information under ORS 659A.200 to 659A.224;
 - (b) The rights and remedies provided to an employee who discloses information under ORS 659A.200 to 659A.224; and
 - (c) The implementation of statutes and rules relating to protected activity under ORS 659A.200 to 659A.224 as interpreted by the case law of this state.
- (4) The bureau shall review the manual on a periodic basis and make updates as necessary to reflect recent changes in rule or law, including case law, regarding disclosures of information under ORS 659A.200 to 659A.224.

SECTION 4. (1) The Bureau of Labor and Industries, in consultation and cooperation with the agencies described in subsection (2) of this section, shall collect and compile information and data relating to disclosures of information made under ORS 659A.200 to 659A.224. The information and data shall include:

- (a) The total number of disclosures made by an employee to a public employer pursuant to ORS 659A.221 of matters described in ORS 659A.203 (1)(b); and
 - (b) The total number of all reports of violations of ORS 659A.203 or 659A.218.
- (2) Subsection (1) of this section applies to the following agencies:
- (a) The Oregon Health Authority;

- (b) The Department of Transportation;
- (c) The Department of Human Services; and
- (d) The Department of Environmental Quality.

(3) No later than January 1 of each odd-numbered year, the bureau shall submit to the Governor, and, in the manner provided in ORS 192.245, to an appropriate committee or interim committee of the Legislative Assembly, a written report that includes the information and data described in subsection (1) of this section.

SECTION 5. Section 1 of this 2018 Act is repealed on January 2, 2021.

Passed by Senate March 1, 2018

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Lori L. Brocker, Secretary of Senate

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Peter Courtney, President of Senate

Passed by House March 3, 2018

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Tina Kotek, Speaker of House

Received by Governor:

.....M.,....., 2018

Approved:

.....M.,....., 2018

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Kate Brown, Governor

Filed in Office of Secretary of State:

.....M.,....., 2018

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Dennis Richardson, Secretary of State