

House Bill 3177

Sponsored by Representative SMITH DB

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 **as introduced**.

Limits types of restrictions that Governor may impose on certain businesses during state of emergency related to COVID-19 pandemic.

Sunsets January 2, 2023.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to emergency restrictions on businesses; and declaring an emergency.

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

4 **SECTION 1.** (1) **Notwithstanding ORS 401.165 to 401.236, during any state of emergency**
5 **declared under ORS 401.165 relating to the COVID-19 pandemic, the Governor may not im-**
6 **pose restrictions under ORS 401.165 to 401.236 or 433.441 to 433.452 on the following types of**
7 **businesses, except as provided in subsection (2) of this section:**

8 (a) **Eating and drinking establishments; and**

9 (b) **Indoor physical recreation and fitness establishments.**

10 (2) **The Governor may, with respect to businesses described in subsection (1) of this**
11 **section:**

12 (a) **Impose physical distancing requirements of up to six feet between individuals;**

13 (b) **Require physical barriers or partitions between individuals; or**

14 (c) **Impose restrictions that are generally applicable to all types of businesses.**

15 (3) **Nothing in this section limits the authority of the Governor to impose generally ap-**
16 **plicable requirements on individuals, including physical distancing or masking requirements.**

17 **SECTION 2.** Section 1 of this 2021 Act is repealed on January 2, 2023.

18 **SECTION 3.** This 2021 Act being necessary for the immediate preservation of the public
19 **peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect**
20 **on its passage.**

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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.