

A-Engrossed
House Bill 2730

Ordered by the House May 3
Including House Amendments dated May 3

Sponsored by Representative GARRARD (at the request of Oregon Association of Broadcasters)

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.

Provides civil immunity for [*radio or television*] broadcaster participating in Amber Plan.

A BILL FOR AN ACT

Relating to Amber Plan; creating new provisions; and amending ORS 181.035.

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

SECTION 1. ORS 181.035 is amended to read:

181.035. (1) The Department of State Police shall work with Oregon law enforcement agencies, the Department of Transportation, local media and broadcasters and others to fully implement a state Amber Plan.

(2) The Department of State Police shall adopt rules establishing the criteria to be applied in determining whether to issue an alert under the Amber Plan.

(3) A broadcaster participating in an Amber Plan implemented under this section is immune from civil liability for any act or omission of the broadcaster in the course and scope of that participation. The immunity provided under this subsection:

(a) Applies regardless of the method of transmission used by the broadcaster.

(b) Does not apply to intentional misconduct or to conduct that was grossly negligent.

SECTION 2. The amendments to ORS 181.035 by section 1 of this 2005 Act apply only to acts or omissions of a broadcaster occurring on or after the effective date of this 2005 Act.

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.