

Senate Bill 95

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 Theodore R. Kulongoski for Oregon Criminal Justice Commission)

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**.

Expands membership of Oregon Criminal Justice Commission. Requires commission to meet at least once every three months.

A BILL FOR AN ACT

1
2 Relating to Oregon Criminal Justice Commission; amending ORS 137.654.

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

4 **SECTION 1.** ORS 137.654 is amended to read:

5 137.654. (1) There is established the Oregon Criminal Justice Commission consisting of *[nine]*
6 **15** members. The Governor shall appoint *[seven]* **13** members who are subject to confirmation by the
7 Senate pursuant to section 4, Article III of the Oregon Constitution. The President of the Senate
8 shall appoint one state Senator as a nonvoting member. The Speaker of the House of Represent-
9 tives shall appoint one state Representative as a nonvoting member. Members serve at the pleas-
10 ure of the appointing authority. The Governor shall appoint members of the commission consistent
11 with the following:

12 (a) Members shall be appointed with consideration of the different geographic regions of the
13 state.

14 (b) Not more than *[four]* **seven** members may belong to the same political party. Party affiliation
15 is determined by the appropriate entry on official election registration cards.

16 (c) **Members shall be appointed to ensure broad representation of the agencies, entities
17 and officials involved in the criminal justice system.**

18 (2)(a) The term of office of each member is four years or until the end of a legislative member's
19 legislative term, whichever occurs first. Before the expiration of the term of a member, the ap-
20 pointing authority shall appoint a successor whose term begins immediately upon the expiration of
21 the term of the current member. A member is eligible for reappointment but may serve no more than
22 two consecutive terms.

23 (b) In case of a vacancy for any cause, the appointing authority shall appoint a person to fill
24 the office for the unexpired term. When a person is appointed under this paragraph, the unexpired
25 term may not be considered for purposes of the limitation to two consecutive terms of service.

26 (3) The Governor shall appoint one of the commissioners as chairperson, to serve at the pleasure
27 of the Governor. The members of the commission shall elect from among themselves a vice chair-
28 person who shall preside over meetings and exercise the functions of the chairperson during absence
29 or disability of the chairperson. The chairperson and vice chairperson shall execute the duties de-
30 termined by the commission to be necessary.

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 (4) The chairperson shall appoint one member, subject to the approval of the commission, to
2 serve on an executive committee with the chairperson and vice chairperson. The executive commit-
3 tee may exercise the powers and responsibilities of the commission between meetings of the com-
4 mission. All action taken by the executive committee not previously authorized must be submitted
5 to the commission for approval at the next regular or special meeting.

6 (5) A majority of the voting members of the commission constitutes a quorum for the transaction
7 of business.

8 (6) The commission shall meet at least once [*a month*] **every three months**, at a time and place
9 determined by the commission. The commission shall also meet at such other times and places as
10 are specified by the call of the chairperson. If a majority of members, in writing, request a special
11 meeting, the chairperson shall designate a time for a special meeting as requested.

12 (7) The Governor shall appoint an executive director for the commission who shall be in the
13 exempt service and who shall be responsible for the performance of duties assigned by the commis-
14 sion. Subject to the State Personnel Relations Law, the executive director may employ appropriate
15 staff to carry out the duties assigned by the commission.

16 (8) Members of the commission are entitled to expenses as provided in ORS 292.495. Subject to
17 the availability of funds, members of a committee established under ORS 137.658 who are not com-
18 mission members may be reimbursed for actual and necessary travel and other expenses incurred
19 by them in the performance of their official duties, subject to ORS 292.495 (2). Any legislative
20 members are entitled to payment of compensation and expense reimbursement under ORS 171.072,
21 payable from funds appropriated to the Legislative Assembly.

22 (9) The commission is subject to the provisions of ORS 291.201 to 291.222 and 291.232 to 291.260.

23 (10) The commission shall consult with and seek advice and counsel of the Chief Justice of the
24 Supreme Court and the State Court Administrator on any matter that impacts the operation of the
25 courts. The Chief Justice may have a representative participate in any meeting of the commission.
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