

A-Engrossed
Senate Bill 1005

Ordered by the Senate April 15
Including Senate Amendments dated April 15

Sponsored by COMMITTEE ON RULES

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.

[Requires specified portion of moneys raised under existing telecommunications service retail subscriber surcharge authority to be used by Oregon Disabilities Commission to implement and maintain activities of Deaf and Hard of Hearing Access Program.]

[Appropriates] **Allocates** portion of moneys from Residential Service Protection Fund to *[Oregon Disabilities Commission]* **Department of Human Services** for implementation and maintenance of *[Deaf and Hard of Hearing Access Program activities and administrative costs]* **deaf and hard-of-hearing access services.**

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to hearing impaired access program funding; creating new provisions; amending section 8,
3 chapter 290, Oregon Laws 1987; appropriating money; and prescribing an effective date.

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

5 **SECTION 1. Section 2 of this 2005 Act is added to and made a part of sections 9 to 14,**
6 **chapter 290, Oregon Laws 1987.**

7 **SECTION 2. Moneys representing five cents of the 35 cent per month surcharge authority**
8 **under section 7, chapter 290, Oregon Laws 1987, shall be used to implement and maintain the**
9 **deaf and hard-of-hearing access services provided by the Department of Human Services**
10 **under section 4 of this 2005 Act.**

11 **SECTION 3. Section 8, chapter 290, Oregon Laws 1987, as amended by section 74, chapter 966,**
12 **Oregon Laws 1989, section 3, chapter 622, Oregon Laws 1991, section 1, chapter 872, Oregon Laws**
13 **1991, and section 2, chapter 231, Oregon Laws 1993, is amended to read:**

14 **Sec. 8.** The Residential Service Protection Fund is established in the State Treasury, separate
15 and distinct from the General Fund. Interest earned by moneys in the fund shall be credited to the
16 fund. All moneys in the fund are **continuously** appropriated to the Public Utility Commission *[to*
17 *carry out the provisions of chapter 290, Oregon Laws 1987.]* **for the following purposes:**

18 **(1) Moneys described in section 2 of this 2005 Act shall be distributed to the Department**
19 **of Human Services for the implementation and maintenance of the deaf and hard-of-hearing**
20 **access services described in section 4 of this 2005 Act; and**

21 **(2) The balance of moneys in the fund shall be used by the commission to carry out the**
22 **provisions of chapter 290, Oregon Laws 1987.**

23 **SECTION 4. (1) The Department of Human Services shall:**

24 **(a) Provide or contract for the provision of direct services to deaf and hard-of-hearing**
25 **individuals, including but not limited to services to facilitate independent living and**

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 workforce participation by individuals who are deaf or hard-of-hearing;

2 (b) Establish five regional service centers to comprehensively address the needs of the
3 deaf and hard-of-hearing community; and

4 (c) Undertake other efforts to provide assistance, services or assistive device training to
5 the deaf and hard-of-hearing community.

6 (2) The department may recover administrative costs incurred in the provision of deaf
7 and hard-of-hearing access services under subsection (1) of this section from the amount
8 distributed to the department under section 8, chapter 290, Oregon Laws 1987, but may not
9 use more than 10 percent of the amount distributed to the department under section 8,
10 chapter 290, Oregon Laws 1987, for administrative costs.

11 **SECTION 5.** Section 2 of this 2005 Act and the amendments to section 8, chapter 290,
12 Oregon Laws 1987, by section 3 of this 2005 Act become operative on the earlier of:

13 (1) The first day of the month in which an increase of five cents or more in the surcharge
14 described in section 7, chapter 290, Oregon Laws 1987, takes effect; or

15 (2) January 1, 2006.

16 **SECTION 6.** This 2005 Act takes effect on the 91st day after the date on which the reg-
17 ular session of the Seventy-third Legislative Assembly adjourns sine die.

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