

# Enrolled House Bill 2992

Sponsored by Representative SMITH WARNER; Representatives BYNUM, DEXTER, PHAM,  
SCHOUTEN, VALDERRAMA, WILDE, WILLIAMS (at the request of Reimagine Oregon)

CHAPTER .....

## AN ACT

Relating to payments to members of certain public entities; amending ORS 292.495; and prescribing an effective date.

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

**SECTION 1.** ORS 292.495 is amended to read:

292.495. (1) Subject to the availability of funds therefor in the budget of the state board or commission, and except as otherwise provided by law, any member of a state board or commission, other than a member who is employed in full-time public service, who is authorized by law to receive compensation for time spent in performance of official duties, shall receive a payment [of \$30], **in the amount specified in subsection (5) of this section**, for each day or portion thereof during which the member is actually engaged in the performance of official duties.

(2) Except as otherwise provided by law, all members of state boards and commissions, including those employed in full-time public service, may receive actual and necessary travel or other expenses actually incurred in the performance of their official duties within the limits provided by law or by the Oregon Department of Administrative Services under ORS 292.210 to 292.250.

(3) As used in [subsection] **subsections (2) and (4)** of this section, “other expenses” includes expenses incurred by a member of a state board or commission in employing a substitute to perform duties, including personal, normally performed by the member which the member is unable to perform because of the performance of official duties and which by the nature of such duties cannot be delayed without risk to health or safety. No member shall be reimbursed for expenses incurred in employing a substitute in excess of \$25 per day.

**(4)(a) As used in this subsection, “qualified member” means a member who is not in full-time public service and who had an adjusted gross income in the previous tax year:**

**(A) Of less than \$50,000, as reported on an income tax return other than a joint income tax return; or**

**(B) Of less than \$100,000, as reported on a joint income tax return.**

**(b) Except as provided in subsection (6) of this section, and notwithstanding any other provision of law, a state board or commission shall provide to a qualified member of the state board or commission, at a minimum:**

**(A) Compensation, in the amount specified in subsection (5) of this section, for each day or portion thereof during which the member is actually engaged in the performance of official duties; and**

**(B) Reimbursement of actual and necessary travel or other expenses actually incurred in the performance of a member's official duties within the limits provided by law or by the Oregon Department of Administrative Services under ORS 292.210 to 292.250.**

**(5) The compensation to be provided under subsections (1) and (4)(b)(A) of this section is equal to the per diem paid to members of the Legislative Assembly under ORS 171.072.**

**(6) A member of a state board or commission may decline to accept compensation or reimbursement of expenses related to the member's service on the state board or commission.**

**SECTION 2. This 2021 Act takes effect on the 91st day after the date on which the 2021 regular session of the Eighty-first Legislative Assembly adjourns sine die.**

**Passed by House June 21, 2021**

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Timothy G. Sekerak, Chief Clerk of House

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Tina Kotek, Speaker of House

**Passed by Senate June 24, 2021**

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Peter Courtney, President of Senate

**Received by Governor:**

.....M,....., 2021

**Approved:**

.....M,....., 2021

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Kate Brown, Governor

**Filed in Office of Secretary of State:**

.....M,....., 2021

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Shemia Fagan, Secretary of State