

Requested by Senator LINTHICUM

**PROPOSED AMENDMENTS TO  
SENATE BILL 1543**

1 On page 1 of the printed bill, delete lines 4 through 22 and delete pages  
2 2 through 4 and insert:

3 **“SECTION 1. (1) The Universal Representation Fund is established**  
4 **in the State Treasury, separate and distinct from the General Fund.**

5 **“(2) Interest earned by the Universal Representation Fund shall be**  
6 **credited to the fund.**

7 **“(3) Moneys in the fund are continuously appropriated to the**  
8 **Oregon Department of Administrative Services for the purpose of dis-**  
9 **bursement to the fiscal agent described in section 2 (1) of this 2022 Act**  
10 **for providing a statewide integrated, universal navigation and repre-**  
11 **sentation system to provide services to victims of crimes committed**  
12 **by noncitizens who are subject to deportation and for immigration**  
13 **matters.**

14 **“SECTION 2. (1)(a) A nonprofit organization registered in this state**  
15 **for at least the preceding six months that addresses and executes**  
16 **worker relief as the organization’s primary purpose shall serve as the**  
17 **fiscal agent to award grants to organizations to provide services to**  
18 **victims of crimes committed by noncitizens who are subject to**  
19 **deportation and services related to immigration matters through a**  
20 **universal representation program. Funds must be allocated for, but**  
21 **are not limited to, the following purposes:**

1       **“(A) Services for victims of crimes committed by noncitizens who**  
2 **are subject to deportation.**

3       **“(B) Attorneys working at community-based organizations to pro-**  
4 **vide culturally responsive services to members of the immigrant and**  
5 **refugee community;**

6       **“(C) Navigators working at community-based organizations to guide**  
7 **persons who are victims of crimes committed by noncitizens who are**  
8 **subject to deportation, persons who are at risk of deportation or per-**  
9 **sons who need assistance with immigration matters into the universal**  
10 **representation program;**

11       **“(D) Development of capacity and training to support navigation**  
12 **efforts through community-based organizations into the universal**  
13 **representation program and culturally responsive services carried out**  
14 **by community-based organizations;**

15       **“(E) A client service fund to assist with fees associated with filings,**  
16 **interpretation and related costs in immigration matters;**

17       **“(F) A statewide universal navigation and support system, including**  
18 **a call center, to provide direct contacts and streamlined access for**  
19 **those seeking assistance; and**

20       **“(G) A clearinghouse to provide logistical support, income and**  
21 **program eligibility screening, navigation review, case placement and**  
22 **technical assistance, and referral coordination, mentoring and super-**  
23 **vision of attorneys working for community-based organizations.**

24       **“(b) All individuals seeking services through the universal repre-**  
25 **sentation program must be enrolled and are subject to an income and**  
26 **program eligibility screening and a priority recommendation through**  
27 **the clearinghouse described in paragraph (a) of this subsection. A**  
28 **person is not eligible for the program if the person:**

29       **“(A) Did not reside in this state on December 31, 2021; or**

30       **“(B) Is currently charged with or has been convicted of a felony or**

1 a person Class A misdemeanor, as that term is defined in the rules of  
2 the Oregon Criminal Justice Commission.

3 “(c) Information provided to the clearinghouse described in para-  
4 graph (a) of this subsection is subject to the lawyer-client privilege  
5 under ORS 40.225.

6 “(2) For all grants awarded under this section by the fiscal agent  
7 described in subsection (1) of this section, the fiscal agent shall:

8 “(a) Create a uniform method of reporting grant outcomes to fa-  
9 cilitate comparison of results between grant recipients;

10 “(b) Require grant recipients to prioritize services to victims of  
11 crimes committed by noncitizens who are subject to deportation before  
12 all other services;

13 “(c) Require that grant recipients provide services free of charge;

14 “(d) Require grant recipients to prioritize legal services to detained  
15 individuals and individuals at imminent risk of deportation before  
16 other immigration matters when applicable;

17 “(e) Require all individuals seeking services to be enrolled and  
18 subject to a uniform income and program eligibility screening and a  
19 priority recommendation through the clearinghouse described in sub-  
20 section (1) of this section;

21 “(f) Provide services to all income- and program-eligible individuals  
22 subject to reasonably measured capacity;

23 “(g) Encourage the use of best practices to design the delivery of  
24 legal services to the immigrant and refugee population; and

25 “(h) Ensure that a person denied services receives notice of the  
26 reasons for denial and that the notice is provided to the fiscal agent.

27 “(3) The fiscal agent described in subsection (1) of this section shall:

28 “(a) Issue grants through a request for proposal process;

29 “(b) Conduct a performance audit at the conclusion of the second  
30 year after the Universal Representation Fund established under sec-

1 **tion 1 of this 2022 Act is operative and every two years thereafter; and**

2 **“(c) Conduct a financial audit at the conclusion of the second year**  
3 **after the fund is operative and every two years thereafter.**

4 **“(4)(a) The Chief Justice of the Supreme Court shall transfer funds**  
5 **appropriated for this purpose to the Oregon State Bar for use by the**  
6 **Legal Services Program established under ORS 9.572 to provide legal**  
7 **services under this section, including but not limited to the provision**  
8 **of general legal information and legal referral services designed to in-**  
9 **crease access to the justice system.**

10 **“(b) The Legal Services Program shall adopt standards and guide-**  
11 **lines for the provision of services under this subsection that are con-**  
12 **sistent with the requirements set forth in subsection (2) of this**  
13 **section.**

14 **“(5) The fiscal agent described in subsection (1) of this section shall**  
15 **convene an advisory committee for the universal representation pro-**  
16 **gram. The advisory committee shall meet periodically and make rec-**  
17 **ommendations relating to the coordination of services, standards and**  
18 **guidelines, the development of best practices and other matters related**  
19 **to universal representation. The committee shall be chaired by:**

20 **“(a) The administrative head, or the designee of the administrative**  
21 **head, of the fiscal agent described in subsection (1) of this section;**

22 **“(b) The administrative head, or the designee of the administrative**  
23 **head, of a grantee under subsection (1) of this section; and**

24 **“(c) The administrative head, or the designee of the administrative**  
25 **head, of a legal services provider providing services under subsection**  
26 **(4) of this section.**

27 **“(6) No later than August 31 of each year, the fiscal agent described**  
28 **in subsection (1) of this section shall submit, to a committee or in-**  
29 **terim committee of the Legislative Assembly dealing with legal ser-**  
30 **vices, the Oregon Department of Administrative Services and the**

1 **Legislative Fiscal Officer, a report on the grants the fiscal agent**  
2 **awarded under this section. The report must specify, but is not limited**  
3 **to:**

4 **“(a) How many individuals have entered the universal represen-**  
5 **tation program;**

6 **“(b) How many individuals have accepted wraparound assistance**  
7 **from community-based organizations;**

8 **“(c) The number and types of cases and matters in which legal**  
9 **services were delivered, disaggregated by grantee;**

10 **“(d) The counties in which the community-based organizations have**  
11 **provided services;**

12 **“(e) A comparison of programs offering services and recommen-**  
13 **dations to improve service delivery for community-based organizations**  
14 **receiving funds from the fiscal agent;**

15 **“(f) The findings of performance and fiscal audits described in sub-**  
16 **section (3)(b) and (c) of this section; and**

17 **“(g) Other matters as recommended by the advisory committee.**

18 **“(7) In appropriating moneys for programs under this section, the**  
19 **Legislative Assembly shall endeavor to allocate funding as follows:**

20 **“(a) 70 percent of available funds to the Universal Representation**  
21 **Fund established under section 1 of this 2022 Act; and**

22 **“(b) 30 percent of available funds to the Judicial Department for**  
23 **purposes of transfer to the Oregon State Bar under subsection (4) of**  
24 **this section.**

25 **“(8) As used in this section:**

26 **“(a) ‘Community-based organization’ means a nonprofit organiza-**  
27 **tion registered in this state for at least six months prior to any grant**  
28 **award that provides culturally responsive services to immigrant and**  
29 **refugee communities in Oregon.**

30 **“(b) ‘Culturally responsive service’ means a service that is**

1 respectful of, and relevant to, the beliefs, practices, cultures and lin-  
2 guistic needs of diverse consumer or client populations and commu-  
3 nities whose members identify as having particular cultural or  
4 linguistic affiliations by virtue of their place of birth, ancestry or  
5 ethnic origin, religion, preferred language or language spoken at  
6 home, and that has the capacity to respond to the issues of diverse  
7 communities and to require knowledge and capacity at systemic, or-  
8 ganizational, professional and individual levels of intervention.

9 “(c) ‘Immigration matter’ has the meaning given that term in ORS  
10 9.280.

11 “SECTION 3. The fiscal agent described in section 2 (1) of this 2022  
12 Act shall make the first report described in section 2 (6) of this 2022  
13 Act no later than August 31, 2024.

14 “SECTION 4. (1) In addition to and not in lieu of any other appro-  
15 priation, there is appropriated to the Oregon Department of Adminis-  
16 trative Services, for the biennium ending June 30, 2023, out of the  
17 General Fund, the amount of \$10,500,000, for deposit in the Universal  
18 Representation Fund established under section 1 of this 2022 Act and  
19 disbursement to Oregon Worker Relief as the fiscal agent under sec-  
20 tion 1 of this 2022 Act.

21 “(2) In addition to and not in lieu of any other appropriation, there  
22 is appropriated to the Judicial Department, for the biennium ending  
23 June 30, 2023, out of the General Fund, the amount of \$4,500,000, for  
24 the purposes of implementing section 2 (4) of this 2022 Act.

25 “SECTION 5. Sections 1, 2 and 3 of this 2022 Act are repealed on  
26 March 1, 2026.

27 “SECTION 6. This 2022 Act being necessary for the immediate  
28 preservation of the public peace, health and safety, an emergency is  
29 declared to exist, and this 2022 Act takes effect on its passage.”.

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