

A-Engrossed
Senate Bill 423

Ordered by the Senate March 7
Including Senate Amendments dated March 7

Sponsored by Senator DEMBROW; Senators CAMPOS, FREDERICK, JAMA, Representatives GRAYBER, NELSON
(Presession filed.)

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 that faculty and nonfaculty staff members of governing board at public university are voting members of board.]

Expands composition of Oregon Health and Science University Board of Directors to include one member of faculty and one member of nonfaculty staff as voting members of board.

A BILL FOR AN ACT

1
2 Relating to composition of governing boards at post-secondary institutions of education; creating
3 new provisions; and amending ORS 353.040.

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

5 **SECTION 1.** ORS 353.040 is amended to read:

6 353.040. (1) There is established an Oregon Health and Science University Board of Directors
7 consisting of [*nine*] **11** members. The directors, except for the president of the university, shall be
8 appointed by the Governor and shall be confirmed by the Senate in the manner prescribed in ORS
9 171.562 and 171.565.

10 **(2)(a) The term of office of each person described in subsection (3)(a) of this section is**
11 **four years.**

12 **(b)** Except for the president of the university, the term of office of each **member other than**
13 **a person described in subsection (3)(a) of this section** [*nonstudent member is four years. The term*
14 *of office of the student member*] is two years.

15 **(c)** Before the expiration of the term of a member, the Governor shall appoint a successor whose
16 term begins on October 1 next following. A member is eligible for reappointment for one additional
17 term. If there is a vacancy for any cause, the Governor shall make an appointment to become ef-
18 fective immediately for the unexpired term. The board shall nominate a slate of candidates whenever
19 a vacancy occurs or is announced and shall forward the recommended candidates to the Governor
20 for consideration. To assist the Governor in appointing the student member, the duly organized and
21 recognized entity of student government shall submit a list of nominees to the Governor for con-
22 sideration.

23 (3) The membership of the board shall be as follows:

24 (a) Seven representatives who, in the discretion of the Governor, have experience in areas re-
25 lated to the university missions or that are important to the success of Oregon Health and Science
26 University, including but not limited to higher education, health care, scientific research, engineer-

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 ing and technology and economic and business development. **Representatives appointed under this**
2 **paragraph shall be voting members of the board.**

3 (b) One representative who is a student enrolled at the university. **The student shall be a**
4 **voting member of the board.**

5 (c) **One representative who is a member of the faculty of the university. The faculty**
6 **member shall be a voting member of the board.**

7 (d) **One representative who is a member of the nonfaculty staff of the university. The**
8 **nonfaculty staff member shall be a voting member of the board.**

9 [(c)] (e) The president of the university, who shall be an ex officio voting member.

10 (4) Directors must be citizens of the United States. [*Except for the president of the university, no*
11 *voting member may be an employee of the university.*]

12 (5) **The faculty and nonfaculty staff members of the board may not participate in any**
13 **discussions or action by the board or attend any executive session of the board involving**
14 **collective bargaining issues that affect faculty or nonfaculty staff at the university.**

15 [(5)] (6) The board shall select one of its members as chairperson and another as vice chair-
16 person for such terms and with such duties and powers as the board considers necessary for per-
17 formance of the functions of those offices. The board shall adopt bylaws concerning how a quorum
18 shall be constituted and when a quorum shall be necessary.

19 [(6)] (7) The board shall meet at least once every three months at Oregon Health and Science
20 University. The board shall meet at such other times and places specified by the chairperson or by
21 a majority of the members of the board.

22 [(7)] (8) The Governor may remove any member of the board at any time for cause, after notice
23 and public hearing, but not more than three members shall be removed within a period of four years,
24 unless it is for corrupt conduct in office.

25 **SECTION 2. The amendments to ORS 353.040 by section 1 of this 2023 Act apply to ap-**
26 **pointments made on or after the effective date of this 2023 Act.**

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