

A-Engrossed Senate Bill 459

Ordered by the House May 23
Including House Amendments dated May 23

Sponsored by Senator WEBER, Representative JAVADI; Senator SMITH DB, Representatives MCLAIN, OSBORNE, WRIGHT (Pre-session 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. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act changes the residency rules for members of the OBMP. (Flesch Readability Score: 72.6).

[Digest: The Act makes it so that licensee members of the OBMP don't need to be residents of Oregon. (Flesch Readability Score: 71.0).]

[Removes the requirement that a licensee member of the Oregon Board of Maritime Pilots be a resident of this state.]

Requires that each public member of the Oregon Board of Maritime Pilots be a resident of this state. Requires that at least one licensee member of the board be a resident of this state.

A BILL FOR AN ACT

1
2 Relating to the Oregon Board of Maritime Pilots; creating new provisions; and amending ORS
3 776.105.

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

5 **SECTION 1.** ORS 776.105 is amended to read:

6 776.105. (1) The Oregon Board of Maritime Pilots is established within the Public Utility Com-
7 mission of Oregon, and shall consist of nine members appointed by the Governor for terms of four
8 years. The appointments of members of the board are subject to confirmation by the Senate in the
9 manner prescribed in ORS 171.562 and 171.565.

10 (2) Three members of the board shall be public members, one of whom shall act as chairperson
11 of the board. **Each public member must be a resident of this state.** The public members of the
12 board may not:

13 (a) During the preceding five years or during their terms of office, have any interest in the
14 ownership, operation or management of any tugs, cargo or passenger vessels or in the carriage of
15 freight or passengers by vessel;

16 (b) During the preceding five years or during their terms of office, have any interest in any as-
17 sociation or organization represented under subsection (4) of this section or principally comprised
18 of persons engaged in commercial pursuits in the maritime industry as described in paragraph (a)
19 of this subsection in any capacity; or

20 (c) Hold or have held a maritime pilot license issued by any state or federal authority.

21 (3) Three members shall be licensees under this chapter. One member shall be a Columbia River
22 bar licensee, one member shall be a Columbia River licensee and one member shall be a Coos Bay
23 or Yaquina Bay licensee. **At least one licensee member must be a resident of this state. A**

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 licensee member shall:

2 (a) Have been licensed for more than three years under this chapter; **and**

3 (b) Be actively engaged in piloting[; *and*].

4 [(c) *Be a resident of this state.*]

5 (4) Except as provided in subsection (5) of this section, three members of the board shall, for
6 at least three years immediately preceding their appointment, have been and during their terms of
7 office be engaged in the activities of a person, as defined in ORS 174.100, that operates or represents
8 commercial oceangoing vessels.

9 (5) The Governor may appoint a past or present employee or commissioner of a port to serve
10 on the board in lieu of one of the operators or representatives of a commercial oceangoing vessel
11 under subsection (4) of this section.

12 (6)(a) The majority of members shall constitute a quorum for the transaction of all business if
13 at least one member of each group, as described in subsections (2), (3) and (4) of this section, is
14 present.

15 (b) Notwithstanding paragraph (a) of this subsection, when the board fixes pilotage fees under
16 ORS 776.115 (5) a quorum shall consist of seven members.

17 (c) Notwithstanding paragraph (a) of this subsection, for purposes of ORS 192.610 to 192.705 a
18 quorum shall consist of five members.

19 (7) The commission may appoint a member of the commission, or a designee, as a nonvoting, ex
20 officio member of the board.

21 (8)(a) The commission is responsible for the administrative oversight of the board. The respon-
22 sibilities of the commission include, but are not limited to:

23 (A) Budgeting;

24 (B) Financial management;

25 (C) Record keeping;

26 (D) Staffing;

27 (E) Purchasing and contracting;

28 (F) Collecting fees; and

29 (G) Compliance with rulemaking procedures set forth in ORS chapter 183.

30 (b) In consultation with the board, the commission shall:

31 (A) Fix the qualifications of and appoint an executive director and an administrative officer for
32 the board; and

33 (B) Subject to the State Personnel Relations Law, fix the compensation of the executive director
34 and the administrative officer.

35 **SECTION 2. (1) The amendments to ORS 776.105 by section 1 of this 2025 Act apply to**
36 **members of the Oregon Board of Maritime Pilots who are appointed or reappointed after the**
37 **effective date of this 2025 Act.**

38 **(2) Notwithstanding the amendments to ORS 776.105 by section 1 of this 2025 Act, the**
39 **members of the board on the effective date of this 2025 Act may serve on the board until the**
40 **expiration of their terms.**

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