

SENATE AMENDMENTS TO HOUSE BILL 4159

By COMMITTEE ON RULES

March 2

1 On page 1 of the printed bill, delete lines 4 through 27.

2 On page 2, delete lines 1 through 7 and insert:

3 “**SECTION 1.** ORS 244.250 is amended to read:

4 “244.250. (1) The Oregon Government Ethics Commission is established, consisting of nine
5 members. The appointment of a member of the commission is subject to confirmation by the Senate
6 in the manner provided in ORS 171.562 and 171.565. Members shall be appointed in the following
7 manner:

8 “(a) The Governor shall appoint eight members from among persons recommended, two each by
9 the leadership of the Democratic and Republican parties in each house of the Legislative Assembly.
10 If a person recommended by the leadership of the Democratic or Republican party is not approved
11 by the Governor, the leadership shall recommend another person.

12 “(b) The Governor shall appoint one member without leadership recommendation.

13 “(2)(a) A person who holds any public office listed in ORS 244.050 (1) except as a member of the
14 commission may not be appointed to the commission.

15 “(b) No more than three members may be members of the same political party.

16 “(c) **At least one member must have experience in local government.**

17 “(3) The term of office of a member is four years. A member is not eligible to be appointed to
18 more than two full terms but may additionally serve out an unexpired term. Vacancies shall be filled
19 by the appointing authority for the unexpired term.

20 “(4) The commission shall elect a chairperson and vice chairperson for such terms and duties
21 as the commission may require.

22 “(5) A quorum consists of five members but a final decision may not be made without an affir-
23 mative vote of a majority of the members appointed to the commission.

24 “(6) Members shall be entitled to compensation and expenses as provided in ORS 292.495.

25 “(7) The commission may retain or appoint qualified legal counsel who must be a licensee of the
26 Oregon State Bar and who is responsible to the commission. The appointment of legal counsel under
27 this subsection may be made only when the commission finds it is inappropriate and contrary to the
28 public interest for the office of the Attorney General to represent concurrently more than one public
29 official or agency in any matter before the commission because the representation:

30 “(a) Would create or tend to create a conflict of interest; and

31 “(b) Is not subject to ORS 180.230 or 180.235.

32 “(8) The Attorney General may not represent before the commission any state public official
33 who is the subject of any complaint or action of the commission at the commission’s own
34 instigation.”.

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