

House Bill 3237

Sponsored by Representative MCLANE

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 **as introduced**.

Requires heads of certain state agencies to identify individuals serving in agency division leadership position or in position responding directly to director or division lead of agency. Requires identified individuals to file statement of economic interest.

A BILL FOR AN ACT

1
2 Relating to statements of economic interest; creating new provisions; and amending ORS 244.050.

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

4 **SECTION 1.** ORS 244.050 is amended to read:

5 244.050. (1) On or before April 15 of each year the following persons shall file with the Oregon
6 Government Ethics Commission a verified statement of economic interest as required under this
7 chapter:

8 (a) The Governor, Secretary of State, State Treasurer, Attorney General, Commissioner of the
9 Bureau of Labor and Industries, district attorneys and members of the Legislative Assembly.

10 (b) Any judicial officer, including justices of the peace and municipal judges, except any pro tem
11 judicial officer who does not otherwise serve as a judicial officer.

12 (c) Any candidate for a public office designated in paragraph (a) or (b) of this subsection.

13 (d) The Deputy Attorney General.

14 (e) The Deputy Secretary of State.

15 (f) The Legislative Administrator, the Legislative Counsel, the Legislative Fiscal Officer, the
16 Secretary of the Senate and the Chief Clerk of the House of Representatives.

17 (g) The president and vice presidents, or their administrative equivalents, in each public uni-
18 versity listed in ORS 352.002.

19 (h) The following state officers:

20 (A) Adjutant General.

21 (B) Director of Agriculture.

22 (C) Manager of State Accident Insurance Fund Corporation.

23 (D) Water Resources Director.

24 (E) Director of Department of Environmental Quality.

25 (F) Director of Oregon Department of Administrative Services.

26 (G) State Fish and Wildlife Director.

27 (H) State Forester.

28 (I) State Geologist.

29 (J) Director of Human Services.

30 (K) Director of the Department of Consumer and Business Services.

31 (L) Director of the Department of State Lands.

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 (M) State Librarian.
- 2 (N) Administrator of Oregon Liquor Control Commission.
- 3 (O) Superintendent of State Police.
- 4 (P) Director of the Public Employees Retirement System.
- 5 (Q) Director of Department of Revenue.
- 6 (R) Director of Transportation.
- 7 (S) Public Utility Commissioner.
- 8 (T) Director of Veterans' Affairs.
- 9 (U) Executive director of Oregon Government Ethics Commission.
- 10 (V) Director of the State Department of Energy.
- 11 (W) Director and each assistant director of the Oregon State Lottery.
- 12 (X) Director of the Department of Corrections.
- 13 (Y) Director of the Oregon Department of Aviation.
- 14 (Z) Executive director of the Oregon Criminal Justice Commission.
- 15 (AA) Director of the Oregon Business Development Department.
- 16 (BB) Director of the Office of Emergency Management.
- 17 (CC) Director of the Employment Department.
- 18 (DD) Chief of staff for the Governor.
- 19 (EE) Administrator of the Office for Oregon Health Policy and Research.
- 20 (FF) Director of the Housing and Community Services Department.
- 21 (GG) State Court Administrator.
- 22 (HH) Director of the Department of Land Conservation and Development.
- 23 (II) Board chairperson of the Land Use Board of Appeals.
- 24 (JJ) State Marine Director.
- 25 (KK) Executive director of the Oregon Racing Commission.
- 26 (LL) State Parks and Recreation Director.
- 27 (MM) Public defense services executive director.
- 28 (NN) Chairperson of the Public Employees' Benefit Board.
- 29 (OO) Director of the Department of Public Safety Standards and Training.
- 30 (PP) Executive director of the Higher Education Coordinating Commission.
- 31 (QQ) Executive director of the Oregon Watershed Enhancement Board.
- 32 (RR) Director of the Oregon Youth Authority.
- 33 (SS) Director of the Oregon Health Authority.
- 34 (TT) Deputy Superintendent of Public Instruction.
- 35 (i) The First Partner, the legal counsel, the deputy legal counsel and all policy advisors within
- 36 the Governor's office.
- 37 (j) Every elected city or county official.
- 38 (k) Every member of a city or county planning, zoning or development commission.
- 39 (L) The chief executive officer of a city or county who performs the duties of manager or prin-
- 40 cipal administrator of the city or county.
- 41 (m) Members of local government boundary commissions formed under ORS 199.410 to 199.519.
- 42 (n) Every member of a governing body of a metropolitan service district and the auditor and
- 43 executive officer thereof.
- 44 (o) Each member of the board of directors of the State Accident Insurance Fund Corporation.
- 45 (p) The chief administrative officer and the financial officer of each common and union high

1 school district, education service district and community college district.

2 (q) Every member of the following state boards and commissions:

3 (A) Board of Geologic and Mineral Industries.

4 (B) Oregon Business Development Commission.

5 (C) State Board of Education.

6 (D) Environmental Quality Commission.

7 (E) Fish and Wildlife Commission of the State of Oregon.

8 (F) State Board of Forestry.

9 (G) Oregon Government Ethics Commission.

10 (H) Oregon Health Policy Board.

11 (I) Oregon Investment Council.

12 (J) Land Conservation and Development Commission.

13 (K) Oregon Liquor Control Commission.

14 (L) Oregon Short Term Fund Board.

15 (M) State Marine Board.

16 (N) Mass transit district boards.

17 (O) Energy Facility Siting Council.

18 (P) Board of Commissioners of the Port of Portland.

19 (Q) Employment Relations Board.

20 (R) Public Employees Retirement Board.

21 (S) Oregon Racing Commission.

22 (T) Oregon Transportation Commission.

23 (U) Water Resources Commission.

24 (V) Workers' Compensation Board.

25 (W) Oregon Facilities Authority.

26 (X) Oregon State Lottery Commission.

27 (Y) Pacific Northwest Electric Power and Conservation Planning Council.

28 (Z) Columbia River Gorge Commission.

29 (AA) Oregon Health and Science University Board of Directors.

30 (BB) Capitol Planning Commission.

31 (CC) Higher Education Coordinating Commission.

32 (DD) Oregon Growth Board.

33 (EE) Early Learning Council.

34 (r) The following officers of the State Treasurer:

35 (A) Deputy State Treasurer.

36 (B) Chief of staff for the office of the State Treasurer.

37 (C) Director of the Investment Division.

38 (s) Every member of the board of commissioners of a port governed by ORS 777.005 to 777.725
39 or 777.915 to 777.953.

40 (t) Every member of the board of directors of an authority created under ORS 441.525 to 441.595.

41 (u) Every member of a governing board of a public university listed in ORS 352.002.

42 (v) Every member of the board of directors of an authority created under ORS 465.600 to
43 465.621.

44 **(w) Each individual identified by the Governor, Secretary of State, State Treasurer, At-**
45 **torney General, Commissioner of the Bureau of Labor and Industries or by a state officer**

1 **listed in paragraph (h) of this subsection as serving in a division leadership position, or in a**
 2 **position responding directly to the director or division lead, or their administrative equiv-**
 3 **alent. The identification required by this paragraph must be made to the Oregon Government**
 4 **Ethics Commission not later than February 1 of each year.**

5 (2) By April 15 next after the date an appointment takes effect, every appointed public official
 6 on a board or commission listed in subsection (1) of this section shall file with the Oregon Govern-
 7 ment Ethics Commission a statement of economic interest as required under ORS 244.060, 244.070
 8 and 244.090.

9 (3) By April 15 next after the filing deadline for the primary election, each candidate described
 10 in subsection (1) of this section shall file with the commission a statement of economic interest as
 11 required under ORS 244.060, 244.070 and 244.090.

12 (4) Within 30 days after the filing deadline for the general election, each candidate described in
 13 subsection (1) of this section who was not a candidate in the preceding primary election, or who
 14 was nominated for public office described in subsection (1) of this section at the preceding primary
 15 election by write-in votes, shall file with the commission a statement of economic interest as re-
 16 quired under ORS 244.060, 244.070 and 244.090.

17 (5) Subsections (1) to (4) of this section apply only to persons who are incumbent, elected or
 18 appointed public officials as of April 15 and to persons who are candidates on April 15. Subsections
 19 (1) to (4) of this section also apply to persons who do not become candidates until 30 days after the
 20 filing deadline for the statewide general election.

21 (6) If a statement required to be filed under this section has not been received by the commis-
 22 sion within five days after the date the statement is due, the commission shall notify the public of-
 23 ficial or candidate and give the public official or candidate not less than 15 days to comply with the
 24 requirements of this section. If the public official or candidate fails to comply by the date set by the
 25 commission, the commission may impose a civil penalty as provided in ORS 244.350.

26 **SECTION 2.** ORS 244.050, as amended by section 10, chapter 88, Oregon Laws 2016, is amended
 27 to read:

28 244.050. (1) On or before April 15 of each year the following persons shall file with the Oregon
 29 Government Ethics Commission a verified statement of economic interest as required under this
 30 chapter:

31 (a) The Governor, Secretary of State, State Treasurer, Attorney General, Commissioner of the
 32 Bureau of Labor and Industries, district attorneys and members of the Legislative Assembly.

33 (b) Any judicial officer, including justices of the peace and municipal judges, except any pro tem
 34 judicial officer who does not otherwise serve as a judicial officer.

35 (c) Any candidate for a public office designated in paragraph (a) or (b) of this subsection.

36 (d) The Deputy Attorney General.

37 (e) The Deputy Secretary of State.

38 (f) The Legislative Administrator, the Legislative Counsel, the Legislative Fiscal Officer, the
 39 Legislative Policy and Research Director, the Secretary of the Senate and the Chief Clerk of the
 40 House of Representatives.

41 (g) The president and vice presidents, or their administrative equivalents, in each public uni-
 42 versity listed in ORS 352.002.

43 (h) The following state officers:

44 (A) Adjutant General.

45 (B) Director of Agriculture.

- 1 (C) Manager of State Accident Insurance Fund Corporation.
- 2 (D) Water Resources Director.
- 3 (E) Director of Department of Environmental Quality.
- 4 (F) Director of Oregon Department of Administrative Services.
- 5 (G) State Fish and Wildlife Director.
- 6 (H) State Forester.
- 7 (I) State Geologist.
- 8 (J) Director of Human Services.
- 9 (K) Director of the Department of Consumer and Business Services.
- 10 (L) Director of the Department of State Lands.
- 11 (M) State Librarian.
- 12 (N) Administrator of Oregon Liquor Control Commission.
- 13 (O) Superintendent of State Police.
- 14 (P) Director of the Public Employees Retirement System.
- 15 (Q) Director of Department of Revenue.
- 16 (R) Director of Transportation.
- 17 (S) Public Utility Commissioner.
- 18 (T) Director of Veterans' Affairs.
- 19 (U) Executive director of Oregon Government Ethics Commission.
- 20 (V) Director of the State Department of Energy.
- 21 (W) Director and each assistant director of the Oregon State Lottery.
- 22 (X) Director of the Department of Corrections.
- 23 (Y) Director of the Oregon Department of Aviation.
- 24 (Z) Executive director of the Oregon Criminal Justice Commission.
- 25 (AA) Director of the Oregon Business Development Department.
- 26 (BB) Director of the Office of Emergency Management.
- 27 (CC) Director of the Employment Department.
- 28 (DD) Chief of staff for the Governor.
- 29 (EE) Administrator of the Office for Oregon Health Policy and Research.
- 30 (FF) Director of the Housing and Community Services Department.
- 31 (GG) State Court Administrator.
- 32 (HH) Director of the Department of Land Conservation and Development.
- 33 (II) Board chairperson of the Land Use Board of Appeals.
- 34 (JJ) State Marine Director.
- 35 (KK) Executive director of the Oregon Racing Commission.
- 36 (LL) State Parks and Recreation Director.
- 37 (MM) Public defense services executive director.
- 38 (NN) Chairperson of the Public Employees' Benefit Board.
- 39 (OO) Director of the Department of Public Safety Standards and Training.
- 40 (PP) Executive director of the Higher Education Coordinating Commission.
- 41 (QQ) Executive director of the Oregon Watershed Enhancement Board.
- 42 (RR) Director of the Oregon Youth Authority.
- 43 (SS) Director of the Oregon Health Authority.
- 44 (TT) Deputy Superintendent of Public Instruction.
- 45 (i) The First Partner, the legal counsel, the deputy legal counsel and all policy advisors within

- 1 the Governor's office.
- 2 (j) Every elected city or county official.
- 3 (k) Every member of a city or county planning, zoning or development commission.
- 4 (L) The chief executive officer of a city or county who performs the duties of manager or prin-
- 5 cipal administrator of the city or county.
- 6 (m) Members of local government boundary commissions formed under ORS 199.410 to 199.519.
- 7 (n) Every member of a governing body of a metropolitan service district and the auditor and
- 8 executive officer thereof.
- 9 (o) Each member of the board of directors of the State Accident Insurance Fund Corporation.
- 10 (p) The chief administrative officer and the financial officer of each common and union high
- 11 school district, education service district and community college district.
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22 (4) Within 30 days after the filing deadline for the general election, each candidate described in
23 subsection (1) of this section who was not a candidate in the preceding primary election, or who
24 was nominated for public office described in subsection (1) of this section at the preceding primary
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32 sion within five days after the date the statement is due, the commission shall notify the public of-
33 ficial or candidate and give the public official or candidate not less than 15 days to comply with the
34 requirements of this section. If the public official or candidate fails to comply by the date set by the
35 commission, the commission may impose a civil penalty as provided in ORS 244.350.

36 **SECTION 3. The amendments to ORS 244.050 by sections 1 and 2 of this 2017 Act apply**
37 **to statements of economic interest required to be filed on or after the effective date of this**
38 **2017 Act.**

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