

# Senate Bill 803

Sponsored by Senator MINNIS

## 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**.

Modifies membership of Oregon Criminal Justice Commission.

### A BILL FOR AN ACT

1  
2 Relating to sentencing; amending ORS 137.654.

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

4 **SECTION 1.** ORS 137.654 is amended to read:

5 137.654. (1) There is established the Oregon Criminal Justice Commission consisting of [*seven*  
6 *members appointed by*] **nine members**. The Governor **shall appoint seven members who are** [,]  
7 subject to confirmation by the Senate pursuant to section 4, Article III of the Oregon Constitution.

8 **The President of the Senate shall appoint one state Senator as a nonvoting member. The**  
9 **Speaker of the House of Representatives shall appoint one state Representative as a non-**  
10 **voting member.** Members serve at the pleasure of the [*Governor*] **appointing authority**. The Gov-  
11 ernor shall appoint members of the commission consistent with the following:

12 (a) Members shall be appointed with consideration of the different geographic regions of the  
13 state.

14 (b) Not more than four members may belong to the same political party. Party affiliation is de-  
15 termined by the appropriate entry on official election registration cards.

16 (2)(a) The term of office of each member is four years **or until the end of a legislative mem-**  
17 **ber's legislative term, whichever occurs first**. Before the expiration of the term of a member, the  
18 [*Governor*] **appointing authority** shall appoint a successor whose term begins immediately upon the  
19 expiration of the term of the current member. A member is eligible for reappointment but may serve  
20 no more than two consecutive terms.

21 (b) In case of a vacancy for any cause, the [*Governor*] **appointing authority** shall appoint a  
22 person to fill the office for the unexpired term. When a person is appointed under this paragraph,  
23 the unexpired term may not be considered for purposes of the limitation to two consecutive terms  
24 of service.

25 (3) The Governor shall appoint one of the commissioners as chairperson, to serve at the pleasure  
26 of the Governor. The members of the commission shall elect from among themselves a vice chair-  
27 person who shall preside over meetings and exercise the functions of the chairperson during absence  
28 or disability of the chairperson. The chairperson and vice chairperson shall execute the duties de-  
29 termined by the commission to be necessary.

30 (4) The chairperson shall appoint one member, subject to the approval of the commission, to  
31 serve on an executive committee with the chairperson and vice chairperson. The executive commit-  
32 tee may exercise the powers and responsibilities of the commission between meetings of the com-

**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 mission. All action taken by the executive committee not previously authorized must be submitted  
2 to the commission for approval at the next regular or special meeting.

3 (5) A majority of the **voting** members of the commission constitutes a quorum for the trans-  
4 action of business.

5 (6) The commission shall meet at least once a month, at a time and place determined by the  
6 commission. The commission shall also meet at such other times and places as are specified by the  
7 call of the chairperson. If a majority of members, in writing, request a special meeting, the chair-  
8 person shall designate a time for a special meeting as requested.

9 (7) The Governor shall appoint an executive director for the commission who shall be in the  
10 exempt service and who shall be responsible for the performance of duties assigned by the commis-  
11 sion. Subject to the State Personnel Relations Law, the executive director may employ appropriate  
12 staff to carry out the duties assigned by the commission.

13 (8) Members of the commission are entitled to expenses as provided in ORS 292.495. Subject to  
14 the availability of funds, members of a committee established under ORS 137.658 who are not com-  
15 mission members may be reimbursed for actual and necessary travel and other expenses incurred  
16 by them in the performance of their official duties, subject to ORS 292.495 (2). Any legislative  
17 members are entitled to payment of compensation and expense reimbursement under ORS 171.072,  
18 payable from funds appropriated to the Legislative Assembly.

19 (9) The commission is subject to the provisions of ORS 291.201 to 291.222 and 291.232 to 291.260.

20 (10) The commission shall consult with and seek advice and counsel of the Chief Justice of the  
21 Supreme Court and the State Court Administrator on any matter that impacts the operation of the  
22 courts. The Chief Justice may have a representative participate in any meeting of the commission.  
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