



Oregon Senate Fact-Finding Mission Application & Approval Form

This application will be used to review and officially approve fact-finding missions allowed under ORS 244.020(6)(b)(H)(i) and required to be reported under ORS 244.060(6) **if the expense per member is estimated to exceed \$50**. This application must be submitted to the Secretary of the Senate **no later than 14 days** before the start of the fact-finding mission, unless as determined by the Secretary good cause exists for submitting the application after the deadline. **To promote transparency, all approved applications and accompanying materials will be posted on the Secretary of the Senate's website.**

Description of Mission: 2015 Oregon Legislative Trade Mission to China

Issues or Legislation Related to Mission: None

Location of Mission: China

Date(s) of Mission: October 11 to 24, 21015

Person/Entity Paying Expenses: Legislators & Chinese People's Institute of Foreign Affairs

Address of Person/Entity Paying Expenses: 71 Nanchizi Street, Beijing 100006, China.

Invited Members (select one):

☒ All Senators ☐ The following Senators: _____

☐ All Senators on the Committee(s)/Task Force(s) on: _____

Staff Invited: ☐ Yes ☒ No Relatives/Household Members Invited: ☒ Yes ☐ No

Activities will be limited to a factual investigation or other educational purposes: ☒ I agree.

The mission is not being conducted for campaign or partisan political purposes: ☒ I agree.

Please include the following required attachments with this application:

1. Written opinion from the Oregon Government Ethics Commission concluding that the event is a permitted fact-finding mission under ORS 244.020(6)(b)(H)(i) and the rules of the commission.
2. Written itinerary or agenda for all scheduled meetings, events, presenters, meals, travel, lodging, or other activities planned during the mission.

Within thirty (30) days after completion of the mission, please submit the following required documents to the Secretary of the Senate, which will be posted on the Secretary's website:

1. An attendance sheet listing all Senators, staff, relatives, household members, lobbyists, and all others who participated in the mission.
2. The aggregate value of food, travel, and lodging expenses provided to each Senator, staff member, relative, and household member of the Senator. The aggregate value of expenses for each person shall be determined in the same manner as required by the Oregon Government Ethics Commission for disclosure on a Statement of Economic Interest under ORS 244.060(6).
3. Written confirmation that the mission was conducted substantially according to the itinerary or agenda submitted with the application and, if the mission varied materially from the submitted itinerary or agenda, a written account describing the material variations (i.e., any additional meetings, events, presenters, meals, travel, lodging).

Failure to submit this information within thirty (30) days after completion of the mission will result in an automatic denial of all future applications submitted by the Applicant signing below and the person or entity listed above as paying expenses.

By signing below, I hereby declare that all information submitted at any time by me, or on my behalf, to the Oregon Senate in connection with this application and fact-finding mission is correct to the best of my knowledge and belief.

Signature of Applicant:  Date: June 6, 2015

Name of Applicant (print): Jin Lan/President of Oregon China Sister State Relations Council

Address: 7640 NE Airport Way #55941 Portland, OR.97238

Telephone Number: 503-308-1298

E-mail Address: jlan@chinaselections.com


All information above is required for the application to be considered.

For Official Use Only

Based on the written conclusion of the Oregon Government Ethics Commission and the information submitted by the Applicant, under ORS 244.020(6)(b)(H)(i) this fact-finding mission is hereby:

☒ Officially Sanctioned

☐ Denied


Secretary of the Senate

6/17/15
Date



Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

E-mail: ogec.mail@oregon.gov

Web Site: www.oregon.gov/ogec

June 12, 2015

Senator Roblan
900 Court St. NE
Salem, Oregon 97301

Dear Senator Roblan:

This letter of advice is provided in response to your request received on June 8, 2015, which presented a question as to how the current provisions of Oregon Government Ethics law may apply to legislative officials who have been invited to represent the State of Oregon to participate in the October 2015 Legislative & Business Trade Delegation to China.

I understand that the purpose of the trip is for "trade promotion and fact-finding to advance the economic interest of the citizens of Oregon.

This analysis and advice is being offered under the authority provided in ORS 244.284 as guidance on how the current provisions of Oregon Government Ethics law may apply to the specific circumstances you have presented

This letter of advice addresses how the provisions of ORS Chapter 244 may apply to the aforementioned legislative officials, as public officials, considering participation in this trip with reasonable food, travel, lodging expenses to be provided by the Chinese People's Institute of Foreign Affairs (CPIFA), a non-governmental organization (NGO).

Under most circumstances, when a public official is offered transportation, lodging and meals at no cost to the public official, it would be a gift as defined in ORS 244.020(6)(a). If the provider of a gift to a public official has a legislative or administrative interest in the votes or decisions of the public official there are conditions and restrictions that apply to the acceptance of the gift. A legislative or administrative interest is defined in ORS 244.020(9) as an economic interest that is distinct from the economic interest held by members of the general public in the votes or decisions of the public official.



It appears that the CPIFA may have an economic interest that is distinct from the economic interest held by members of the general public in the votes or decisions of the legislative officials who may wish to participate in this planned event. Therefore, the conditions and restrictions on paid expenses offered to these public officials and their relatives could apply.

Under specific circumstances set forth in ORS 244.020(6)(b), there are exceptions when a public official may accept gifts, such as paid expenses for food, lodging, travel or other items of value. The exception relevant to your inquiry is described in ORS 244.020(6)(b)(H) as follows:

ORS 244.020(6)(b)(H) "Reasonable food, travel or lodging expenses provided to a public official, a relative of the public official accompanying the public official, a member of the household of the public official accompanying the public official or a staff member of the public official accompanying the public official, when the public official is representing state government as defined in ORS 174.111, a local government as defined in ORS 174.116 or a special government body as defined in ORS 174.11:

- (i) On an officially sanctioned trade-promotion or fact-finding mission; or
- (ii) In officially designated negotiations, or economic development activities, where receipt of the expenses is approved in advance."

Based on the information you provided, it appears that ORS 244.020(6)(b)(H) may allow legislative officials to accept reasonable food, travel or lodging expenses for their stated participation in this trip to China. In addition, these paid expenses may also be offered to and accepted by a public official's relatives, members of the public official's household and members of the public official's staff who are accompanying a member of the Legislative Assembly on this trip. While the public officials may be able to accept these paid expenses, ORS 244.020(6)(b)(H) requires that they do so as representatives of state government. ORS 244.020(6)(b)(H) also requires that the event be a "fact finding mission or trade promotion" and be "officially sanctioned" before they can accept the offer of reasonable food, travel or lodging expenses.

The Oregon Government Ethics Commission issued Oregon Administrative Rules in which a fact-finding mission and officially sanctioned were defined. Those definitions are provided in OAR 199-005-0001(2) and OAR 199-005-0020(3)(b) as follows:

"A 'fact finding mission or trip' is any activity related to a cultural or educational purpose, or any activity aimed at providing intergovernmental assistance, such as for the purpose of international aid or sharing best practices, or developing intergovernmental relationships directly related to the public official's duties. The sponsor of a fact finding mission should be directly and immediately associated with the event or location being visited." [OAR 199-005-0001(2)]

"'Officially sanctioned or officially designated' means written approval by a state or local public body or by a person authorized by the public body to provide that approval. When the activity is officially designated as negotiations or economic activity, the written notice will include approval for the public official to accept the payment of reasonable expenses. Unless the public body determines otherwise, the written notice from the following is sufficient to constitute an officially sanctioned or officially designated activity under ORS 244.020(6)(b)(H) [OAR 199-005-0020(3)(b)].

A member of the legislative assembly must have their trip sanctioned by:

(C) The President of the Senate, Speaker of the House, the designated majority or minority leaders of either chamber or appointed committees of the Legislative Assembly for any elected member. [OAR 199-005-0020(3)(b)(C)]

It should be understood that ORS 244.020(6)(b)(H) does **not** allow public officials to accept financial benefits outside of reasonable food, travel or lodging expenses. Under most circumstances, paid expenses for entertainment would likely meet the definition of a gift as defined in ORS 244.020(6)(a).

As you may know, legislative officials are required by ORS 244.050 to file with the Oregon Government Ethics Commission an Annual Verified Statement of Economic Interest. ORS 244.060(6) requires the officials to identify all expenses, with an aggregate value exceeding \$50, received when participating in an event described in ORS 244.020(6)(b)(H).

Senator Roblan
June 12, 2015
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Therefore, based on the information you provided, if the legislative officials accept reasonable food, travel or lodging expenses paid by CPIFA for their participation in this event, they would be required to identify those expenses on their Annual Verified Statements of Economic Interest.

If you have any additional questions regarding the application of Oregon Government Ethics law please feel free to contact me directly.

Sincerely,

A handwritten signature in dark ink, appearing to read 'R. Bersin', is written over the typed name.

Ronald A. Bersin
Executive Director

RAB/th

*****DISCLAIMER*****

This staff advice is provided under the authority given in ORS 244.284(1). This opinion offers guidance on how Oregon Government Ethics law may apply to the specific facts described in your request. This opinion is based on my understanding and analysis of the specific circumstances you described and should not be applied to circumstances that differ from those discussed in this request.



2015 Oregon Legislative Trade Mission to China Itinerary

Sun. 10.11 Departure for Beijing.

Mon. 10.12 Arrive in Beijing in the evening. DL 129 travelers will be met by host at Beijing Capital International airport after the Customs scanning. Sen. Hansell group will be picked up by Jin at train station. Check in China World Hotel. Address: 1 Jianguomen Outer St, Chaoyang, Beijing, China, 100004
Phone: +86 10 6505 2266

Note: For those legislators who arrive earlier, I have your dinner coupon for the 12th evening. Please come to the front desk to call my room to claim your dinner coupon. I arrive on the 11th evening at 10pm. If you charge to your room, you have to settle it yourself.

Tue. 10.13 Beijing

7:00am Meet in the hotel lobby and have breakfast meeting for the whole delegation

9:00am Depart for Forbidden City (Casual Dress, bring your passport with you!!!)

Lunch: hosted by Host CPIFA Vice President Chen Naiqing at its headquarter

1:45pm: Official meeting with Zhou Wenzhong, Standing Committee of the 12th Chinese People's Political Consultative Conference and former Chinese Ambassador to the US

3:00pm Leave for Temple of Heavenly Peace

6:15pm Meet at Hotel lobby to go out and have local food. Walking distance.

Note: It is agreed upon with our host that we will dress casually that day

Wed. 10.14 Beijing to Tianjin

6:30am Breakfast
 7:00am Leave for Great Wall (Leisure dress)
 12:41pm Leaving for Tianjin via bullet train C2501
 1:14pm Arrive in Tianjin and check in Riz Carlton Hotel: No. 167 Dagubei Road, Heping District, Tianjin 300040 China
 Phone: +86 22 5857 8888
 1:30pm Leaving for Goubuli Restaurant located at Jianshe Road
 1:45pm Lunch time
 (2:00pm Zhou Hong sets off to The High School Affiliated to Tianjin Conservatory of Music)
 2:45pm Leaving for The Ritz-Carlton Hotel
 (3:00pm George Kang sets off to Tianjin Stomatological Hospital—to be confirmed)
 3:30pm: Oregon-China Investment Seminar sponsored by OCSSRC & Port of Portland (Formal Dress)
 投资俄勒岗州推介会
 Oregon Investment Seminar
 2015 年 10 月 14 日天津丽兹卡尔顿酒店下午 3:30 时
 Ritz Carlton Hotel at 4pm on Oct. 14, 2015 in Tianjin
 主办: 俄勒岗州~中国姐妹关系理事会
 Sponsor: Port of Portland & Oregon China Sister State Relations Council
 波特兰港务局
 天津外办 Organizer: Tianjin Foreign Affairs Office
 主持: 俄勒岗~中国姐妹关系理事会副主席应书琪
 MC: Stephen Ying Vice President of Oregon China Sister State Relations Council
 欢迎词: 天津外办代表
 Welcome remarks: Representative of Tianjin FAO
 美方发言: 俄勒岗州议会代表团团长罗布蓝
 Remarks by Sen. Arnie Roblan, Chair of Oregon Tianjin Sister Relation Association and head of 2015 Oregon Legislative Trade Mission to China
 波特兰港务局代表介绍投资港务局土地机会
 Presentation by Port of Portland
 美国太平洋资本公司总裁介绍投资俄勒岗州优势
 Presentation by President of Pacific Capital
 问答环节
 Q&A
 结束
 5:00pm End
 6:00pm: Reception by Port of Portland and witness the signing ceremony between Port of Portland and Port of Tianjin

Thur. 10.15 Tianjin to Beijing
 8:30am Breakfast
 10:30am Checking out from the hotel
 10:50am Leaving for Tianjin Guest House
 11:20am Arriving at the No. 4 building of Tianjin Guest House

11:30am Meeting with Tianjin Municipal People's Congress Leader
12:00pm Lunch hosted by Tianjin Municipal People's Congress Leader
1:00pm Leaving for Tianjin Railway Station
1:42pm Leave for Beijing on train C2052
2:15pm Arrive in Beijing
2:40pm George Kang individual meeting with Chinese hospital(Details will be provided on 14th)
3:00pm Hong Chou individual meeting with Central Conservatory of Music
3:30pm Visit Huawei for the rest of the delegation members
6:00pm Dinner at Huawei, China largest telecom equipment company

Fri. 10.16

8:00am Breakfast
9:00am Legislators leaving for meeting with Vice Premier Liu Yandong (Formal Dress)
10:00am Meeting with Vice Premier Liu Yandong
11:30am Lunch at hotel
1:30pm Depart for Seminar venue (Formal Dress)
2:30pm Oregon-China Investment Seminar and "Beautiful Oregon" photo exhibition
中美民间文化交流暨俄勒冈州投资项目推介会
美丽的俄勒冈州摄影展开幕式
American-Chinese Cultural Exchange & Oregon Investment Seminar
"Beautiful Oregon" Photo Exhibition Opening Ceremony by David E

2015.10.16 北京

October 16, 2015 Beijing

主办:

Sponsored by:

中美木文化与木制品交流理事会
US-China Wood Products & Culture Society
俄勒冈州—中国姐妹关系理事会
Oregon-China Sister State Relations Council

协办:

Co-Sponsored by:

俄勒冈州经济厅
Business Oregon of State of Oregon
中华文化促进会木作文化工作委员会
Chinese Woodworks Culture Committee
中华中式生活理事会
Chinese Life Style Council

承办:

Organized by:

北京红博馆
Beijing Hongbo Museum

(There is a ribbon cutting ceremony for the photo exhibition. The followings are invited to cut the ribbon:

Sen. Arnie Roblan (D): 团长参议员阿尼.罗布蓝 (民主党)

Rep.Duan Stark (R): 众议员杜安.斯达克 (共和党)

Executive Director Of Oregon China Sister State Committee Jin Lan: 州议会中国姐妹关系委员会主任蓝进

E Guangcai (Board Member of Oregon China Sister State Relations Council-Beijing only)
俄勒冈州-中国姐妹关系理事会理事俄广才

Mike McArthur (Executive Director of Association of Oregon Counties): 俄勒冈州郡长协会协会秘书长麦克.麦克阿瑟

Agenda:

Welcoming remarks by Chairman Zhao Fuying of US-China Wood Products & Culture Society

Remarks by Sen. Arnie Roblan, head of 2015 Oregon Legislative Trade Mission to China

Presentation by Sunun SETBOONSARNG of Business Oregon

Presentation by Tom Hughes of Metro

Presentation by Marc Perna of Pacific Capital

Remarks by Chinese business community

Concluding remarks by Jin Lan, President of Oregon China Sister State Relations Council

4:30pm Leave for reception venue

5:30-7:00pm: Governor's reception at JW Marriot. 83 Jian Guo Road. China Central Place, Chaoyang District.

7:15pm Depart for legislative delegation hotel

Sat. 10.17

6:00am: Breakfast

6:30am Leave for airport

8:40am Leave for Yinchuan on CA121

11:00am Arrive in Yinchuan and check in Kempinski Hotel Yinchuan China

Address: 160 Beijing Middle Rd, Jinfeng, Yinchuan, Ningxia, China

Phone:+86 951 516 5888

2:00pm Visit Sand control project and Mosque

5:00pm Official meeting with Ningxia Autonomous Region People's Congress(Formal Dress)

6:00pm Welcome banquet by Ningxia Autonomous Region People's Congress

Sun 10.18 (Casual Dress Day)

7:00am Breakfast

8:30am Check out & visit Yinchuan

9:30am Visit Helen Mountain, Sand Lake, and Western Xia Tomb

8:05pm Leave for Shanghai on FM9410

10:50pm Arrive in Shanghai and check in FAIRMONT PEACE HOTEL

20 Nanjing Road East

Shanghai

China 200002

TEL + 86 21 6138 6888

Mon. 10.19 (Casual Dress Day)

8:30am Breakfast

9:30am visit Shanghai Museum and free time in the afternoon
Evening: Cruise on the river

Tue. 10.20

5:00am Depart for Fuzhou
7:10am Leave on Air China CA1979 for Fuzhou
10:30am Check in Fuzhou Yuehua Hotel
No11, Hualin Road, Gulou, Fuzhou
Tel:0591-86323333
11:30am Lunch at the hotel
2:00pm Leave for Fujian Department of Commerce(Formal Dress)
4:00pm Sightseeing
5:30pm Official meeting at the hotel and welcome banquet(Formal Dress)
Signing ceremony of AOC & Fujian People's Friendship Association

Wed. 10.21

7:00am Breakfast
8:00am Leave for train station
9:12am Depart for Wuyi Mt. On train G322 to promote sister Park with Crater Lake and tourism for Southern Oregon
10:31am Arrive in Wuyi Mt. And check in Huayue Hotel:1F, Building 23,
Jiuchongwan wuyishan, China, 354300 Tel:0599-5238999
Afternoon:Bamboo raft on Wuyi river
Evening: Meeting with local leader, & Musical show(Need jacket for the show in the evening)

Thur. 10.22

7:30am Breakfast
8:30am Check out hotel
9:00am Visit local business and meeting with friends of Oregon China Sister State Relations Council
12:00pm Lunch
2:00pm Visit Wuyi Woolong Tea area
6:13pm Leave for Xiamen on train G323
9:27pm Arrive in Xiamen and check in Crowne Plaza Paragon Xiamen
No.199 Jiahe Road, Siming District, Xiamen FJ - 361012, China (People's Republic)
Hotel Front Desk: 86-592-5399999 Fax: 86-592-5393888

Fri. 10.23

Morning: Visit Gulangyu Island.
Afternoon: Leave for Hong Kong, USA, etc.

俄勒冈州-中国姐妹关系理事会
Oregon China Sister State
Relations Council
P.O.Box 1274, Portland, OR.97207



To: 2015 Oregon Legislative Trade Mission Participants 900 Court Street Salem, OR 97301 	<p style="text-align: center;">Receipt</p> <hr/> Invoice No.: 0001-OCSSRC-2015 Date: Oct. 25, 2015 Payment Term Non-refundable
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No.	Description of Services	Quantity	Unit Price	Amount
	2015 Oregon Legislative Trade Mission to China Domestic Cost Hosted by Chinese People's Institute of Foreign Affairs	Per person	\$3500.00	\$3500.00



Signature / Seal