

Enrolled
House Bill 3244

Sponsored by Representative READ; Representatives BRUUN, CANNON, DALLUM, DINGFELDER,
GALIZIO, HUNT, JENSON, NATHANSON, OLSON, G SMITH, Senator AVAKIAN

CHAPTER

AN ACT

Relating to Sustainability Board; and appropriating money.

Whereas the Governor of the State of Oregon has adopted objectives to support sustainability; and

Whereas efforts in advancing sustainability exist throughout state government and a Sustainability Board would complement those efforts statewide; and

Whereas it is the intent of the Governor and the Legislative Assembly, in pursuit of goals for state government, that the state should employ the knowledge, expertise and creativity of Oregon's citizens, build upon existing private and public efforts throughout the state to ensure efficient and complementary results, develop voluntary, performance oriented systems to supplement traditional regulatory approaches, use good science to measure resource use, environmental health and costs to determine progress in achieving desired outcomes and establish clear measurable goals and targets to guide state efforts toward sustainability; and

Whereas initial efforts to develop and utilize sustainable practices are occurring in business and citizen organizations, and there exists an opportunity to find broad agreement and support for practical steps toward more sustainable practices in Oregon; and

Whereas it is desirable to ensure that the state implements these directions and extends these goals and actions to any entity or sector that wishes to share in these goals or actions; now, therefore,

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

SECTION 1. For purposes of sections 1 to 7 of this 2007 Act:

(1) "Board" means the Sustainability Board established pursuant to section 2 of this 2007 Act.

(2) "Sustainability" has the meaning given that term in ORS 184.421.

SECTION 2. (1) There is created within the Oregon Department of Administrative Services a Sustainability Board consisting of the Governor or the Governor's representative and 10 additional members appointed by the Governor. In appointing members, the Governor shall seek to appoint persons from all geographic regions of the state and from all communities who have a demonstrated ability to work in a cooperative and collaborative manner with people of diverse interests. The Governor shall also seek to appoint members from the following fields who have experience in matters pertinent to the effective operation of the board:

- (a) Business;
- (b) Small business;

- (c) Natural resources, community health or economics;
- (d) Sustainability; and
- (e) Conservation of natural resources.

(2) The term of office of each member is four years, but a member serves at the pleasure of the Governor. Before the expiration of the term of a member, the Governor shall appoint a successor whose term begins on the January 1 next following. A member is eligible for reappointment. If there is a vacancy for any cause, the Governor shall make an appointment to become immediately effective for the unexpired term.

(3) The members of the board must be residents of this state. Failure of a member to maintain compliance with the eligibility requirements related to the member's appointment shall result in disqualification from serving on the board.

(4) The appointment of a member of the board is subject to confirmation by the Senate in the manner prescribed in ORS 171.562 and 171.565.

(5) All agencies, departments and officers of this state are directed to assist the board in the performance of its functions and to furnish such information and advice as the members of the board consider necessary to perform their functions.

SECTION 3. (1) In addition to any other duties or powers provided by law, the Sustainability Board:

(a) Shall identify, evaluate, make recommendations and propose legislation, regulatory changes or policy modifications to agencies, the Governor, the Legislative Assembly, private entities or other bodies for the purpose of encouraging activities that best sustain, protect and enhance the quality of the environment, economy and community for the present and future benefit of Oregonians.

(b) Shall develop and promote policies and programs that will assist in the meeting of sustainability goals specified in ORS 184.423.

(c) Shall submit a biennial report to the Legislative Assembly by March 31 of each odd-numbered year on the board's activities and recommendations.

(d) May apply for and accept, from whatever source, appropriations, gifts or grants of money or other property. The board shall deposit moneys received under this paragraph into the State Treasury to the credit of the Sustainability Board Fund established under section 7 of this 2007 Act.

(e) Shall consult with and seek comment from trade associations, organizations, businesses and other groups and individuals representing pertinent interests as part of developing recommendations.

(f) Shall develop and promote proposals that jointly and mutually enhance local economies, the environment and community health for the present and future benefit of Oregonians.

(2) Nothing in this section is meant to discourage or prohibit any person, group or committee from discussing or proposing mechanisms, including the modification of tax policies, to promote sustainability.

SECTION 4. Notwithstanding the term of office specified by section 2 of this 2007 Act, of the members first appointed to the Sustainability Board:

- (1) Two shall serve for a term ending January 1, 2009.
- (2) Three shall serve for terms ending January 1, 2010.
- (3) Three shall serve for terms ending January 1, 2011.
- (4) Two shall serve for terms ending July 1, 2011.

SECTION 5. (1) The Governor, or a member of the Sustainability Board designated by the Governor, shall serve as the chairperson of the board. The board shall select one of its members as vice chairperson. The board shall determine the terms, duties and powers necessary for the performance of the functions of such offices.

(2) A majority of the members of the board constitutes a quorum for the transaction of business.

(3) The board shall meet at least once every three months at a place, day and hour determined by the board. The board also shall meet at other times and places specified by the call of the chairperson or of a majority of the members of the board.

SECTION 6. In accordance with applicable provisions of ORS chapter 183, the Sustainability Board may adopt rules necessary for governing its operations and procedures.

SECTION 7. (1) The Sustainability Board Fund is established in the State Treasury, separate and distinct from the General Fund.

(2) All moneys received by the Sustainability Board under section 3 of this 2007 Act shall be deposited into the Sustainability Board Fund. Such moneys are continuously appropriated to the Sustainability Board for the purposes of administering sections 1 to 7 of this 2007 Act.

Passed by House June 21, 2007

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Chief Clerk of House

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Speaker of House

Passed by Senate June 25, 2007

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President of Senate

Received by Governor:

.....M.,....., 2007

Approved:

.....M.,....., 2007

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Governor

Filed in Office of Secretary of State:

.....M.,....., 2007

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Secretary of State