

# Senate Bill 782

Sponsored by COMMITTEE ON RULES

## 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**.

Eliminates membership positions on Commission on Indian Services for nonreservation Indians residing in Portland urban area and Willamette Valley area. Allows serving members representing nonreservation Indians to complete their terms.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to the Commission on Indian Services; creating new provisions; amending ORS 172.110; and  
3 declaring an emergency.

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

5 **SECTION 1.** ORS 172.110 is amended to read:

6 172.110. (1) The Commission on Indian Services shall be comprised of [13] **11** members appointed  
7 jointly by the President of the Senate and the Speaker of the House of Representatives. Membership  
8 shall include:

- 9 (a) One member from the Senate.  
10 (b) One member from the House of Representatives.  
11 (c) One member from the Confederated Tribes of the Warm Springs Indian Reservation.  
12 (d) One member from the Confederated Tribes of the Umatilla Indian Reservation.  
13 (e) One member from the Burns-Paiute Tribe.  
14 (f) One member from the Confederated Tribes of Siletz Indians of Oregon.  
15 (g) One member from the Confederated Tribes of the Grand Ronde.  
16 (h) One member from the Cow Creek Band of Umpqua Indians.  
17 (i) One member from the Confederated Coos, Lower Umpqua and Siuslaw Tribes.  
18 (j) One member from the Klamath Tribe.  
19 (k) One member from the Coquille Tribe.

20 [*L*] *One member from each of the following areas in which nonreservation Indians reside:*]

21 [*A*] *Portland urban area.*]

22 [*B*] *Willamette Valley area.*]

23 (2) If the Speaker of the House of Representatives or the President of the Senate is a member,  
24 either may designate from time to time an alternate from among the members of the appropriate  
25 house to exercise the powers of the Speaker or President as a member of the commission except that  
26 the alternate shall not preside if the Speaker or President is chairperson.

27 (3) All appointments of those representing the Indian population shall be made from nominees  
28 selected by the appropriate tribal council [*or the representative Indian organizations in the identified*  
29 *nonreservation areas*].

30 (4) The term of office is two years. Vacancies shall be filled by the appointing authority for the

**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 unexpired term.

2 (5) In the event that other nonfederally recognized tribes indigenous to Oregon obtain federal  
 3 recognition status, the Commission on Indian Services may recommend to the Legislative Assembly  
 4 that membership on the commission be granted to such tribes who demonstrate proof of federal re-  
 5 cognition and their authority to speak in the interest of the tribe they represent. However, the total  
 6 number of membership positions on the commission shall not exceed [13] (11). *[In order to accom-*  
 7 *modate tribal representatives, the adjustment shall be made from among members designated under*  
 8 *subsection (1)(L) of this section.]* Individual nontribal groups and organizations shall not be consid-  
 9 ered for membership on the commission. Though individual nontribal groups and organizations shall  
 10 not be specifically represented on the commission, the commission as a whole shall serve as a forum  
 11 for considering the needs and concerns of these groups and organizations as well as the needs and  
 12 concerns of all American Indians in Oregon.

13 (6) The commission shall elect a chairperson and vice chairperson for a term of one year and  
 14 shall determine the duties of the officers.

15 (7) A majority of the members of the commission constitutes a quorum for the transaction of  
 16 business but no final decision may be made without an affirmative vote of the majority of the  
 17 members appointed to the commission.

18 (8) Members who are not members of the Legislative Assembly may be paid compensation and  
 19 expenses as provided in ORS 292.495, from such funds as may be available to the commission  
 20 therefor. Members who are members of the Legislative Assembly shall be paid compensation and  
 21 expense reimbursement as provided in ORS 171.072, payable from funds appropriated to the Legis-  
 22 lative Assembly.

23 **SECTION 2. Notwithstanding the amendments to ORS 172.110 by section 1 of this 2009**  
 24 **Act, an existing member of the Commission on Indian Services representing nonreservation**  
 25 **Indians from the Portland urban area or the Willamette Valley area may complete the**  
 26 **member's current term of office.**

27 **SECTION 3. This 2009 Act being necessary for the immediate preservation of the public**  
 28 **peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect**  
 29 **on its passage.**

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