

A-Engrossed
Senate Bill 530

Ordered by the House May 11
Including House Amendments dated May 11

Sponsored by Senator DINGFELDER; Senator MONROE, Representatives CANNON, FREDERICK (Pre-session filed.)

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.

Changes name of Commission on Asian Affairs to Commission on Asian and Pacific Islander Affairs. Clarifies duties of commission.

A BILL FOR AN ACT

1
2 Relating to the Commission on Asian Affairs; creating new provisions; and amending ORS 182.538,
3 185.005, 185.610, 185.620, 185.625 and 409.619.

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

5 **SECTION 1.** ORS 185.610 is amended to read:

6 185.610. (1) The Commission on Asian **and Pacific Islander** Affairs is created. The commission
7 has 11 members. Nine of the 11 members shall be appointed by the Governor, subject to confirmation
8 by the Senate under ORS 171.562 and 171.565. The President of the Senate shall appoint one Senator
9 as a member of the commission, and the Speaker of the House of Representatives shall appoint one
10 Representative as a member of the commission. To the extent possible, members appointed by the
11 Governor shall provide for representation from all areas of the state. All of the members of the
12 commission shall be residents of this state.

13 (2) The term of office is three years. Appointments to fill a vacancy for an unexpired term shall
14 be made by the person who made the original appointment.

15 (3) The commission shall elect a chairperson and vice chairperson for a term of one year and
16 shall determine the duties of the officers.

17 (4) A majority of the members of the commission constitutes a quorum for the transaction of
18 business.

19 (5)(a) Appointments to the commission shall be made to ensure ethnic representation of Asian
20 **and Pacific Islander** Americans in Oregon.

21 (b) **For the purpose of this subsection, "Asian and Pacific Islander Americans" has the**
22 **meaning given that term in ORS 185.620.**

23 (6) Members of the commission who are not legislators shall be paid compensation and expenses
24 as provided in ORS 292.495 from funds appropriated to the Oregon Advocacy Commissions Office.

25 (7) Members of the commission who are legislators shall be paid compensation and expense re-
26 imbursement as provided in ORS 171.072, payable from funds appropriated to the Legislative As-
27 sembly.

28 **SECTION 2.** (1) **The amendments to ORS 185.610 by section 1 of this 2011 Act are intended**

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 to change the name of the “Commission on Asian Affairs” to the “Commission on Asian and
2 Pacific Islander Affairs.”

3 (2) For the purpose of harmonizing and clarifying statutory law, the Legislative Counsel
4 may substitute for words designating the “Commission on Asian Affairs,” wherever they
5 occur in statutory law, other words designating the “Commission on Asian and Pacific
6 Islander Affairs.”

7 **SECTION 3.** ORS 185.620 is amended to read:

8 185.620. (1) The Commission on Asian **and Pacific Islander** Affairs shall:

9 (a) [*Encourage*] **Identify barriers to** the economic development **and trade opportunities** of
10 Asian **and Pacific Islander** Americans within this state, **and advise state agencies and officials**
11 **on issues related to those barriers.**

12 (b) Establish an Asian **and Pacific Islander** Affairs Network to facilitate the work of the com-
13 mission.

14 (c) Identify and examine the needs of Asian **and Pacific Islander** American residents of this
15 state.

16 (d) Compile information relating to services available to Asian **and Pacific Islander** American
17 residents of this state, including but not limited to education and training programs, work programs,
18 dispute resolution programs, trade opportunities, housing programs, health programs, mental health
19 programs including alcohol and drug services, and welfare programs from local, state and federal
20 sources and through private agencies.

21 (e) Develop and sponsor programs in cooperation with Asian **and Pacific Islander** American
22 groups and organizations to inform Asian **and Pacific Islander** American residents of this state of
23 services available to them.

24 (f) Assess all programs of state agencies operating for the benefit of Asian **and Pacific Islander**
25 American residents of this state and make recommendations to the appropriate agencies for the
26 improvement of those programs.

27 **(g) Serve as liaison to other state boards and commissions as required by law.**

28 [(g)] **(h)** Submit to the Governor at the beginning of each biennium a report that describes the
29 needs of Asian **and Pacific Islander** Americans identified under paragraph (c) of this subsection and
30 that specifies the programs, projects and activities that the commission will undertake regarding
31 those needs.

32 (2) As used in this section, “Asian **and Pacific Islander** American” means a resident of the
33 United States who is of Asian **or Pacific Islander** ancestry.

34 **SECTION 4.** ORS 185.625 is amended to read:

35 185.625. The Legislative Assembly declares that the Commission on Asian **and Pacific Islander**
36 Affairs shall work for the implementation and establishment of economic, social, legal and political
37 equality for Asian **and Pacific Islander** Americans in this state and to maintain a continuing as-
38 sessment of the issues and needs confronting Asian **and Pacific Islander** Americans in this state.

39 **SECTION 5.** ORS 182.538 is amended to read:

40 182.538. (1) There is established the Environmental Justice Task Force consisting of 12 members
41 appointed by the Governor. The members shall be persons who are well-informed on the principles
42 of environmental justice and who, to the greatest extent practicable, represent minority communi-
43 ties, low-income communities, environmental interests, industry groups and geographically diverse
44 areas of the state. Of the 12 members, the Governor shall appoint one member of the task force from
45 each of the following commissions:

- 1 (a) The Commission on Asian **and Pacific Islander** Affairs;
- 2 (b) The Commission on Black Affairs;
- 3 (c) The Commission on Hispanic Affairs; and
- 4 (d) The Commission on Indian Services.

5 (2) The task force shall submit an annual report to the Governor setting forth its view of the
6 progress of natural resource agencies toward achieving the goals established pursuant to ORS
7 182.542 and identifying any other environmental issues that the task force determines need atten-
8 tion.

9 (3) The term of office of each member is four years, but a member serves at the pleasure of the
10 Governor. Before the expiration of the term of a member, the Governor shall appoint a successor
11 whose term begins on January 1 of the following year. A member may be reappointed. If there is a
12 vacancy for any cause, the Governor shall make an appointment to become immediately effective for
13 the unexpired term.

14 (4) A member of the task force who is not a member of the Legislative Assembly is entitled to
15 compensation and expenses in the manner and amounts provided for in ORS 292.495. Claims for
16 compensation and expenses incurred in performing functions of the task force shall be paid out of
17 funds appropriated to the Governor for that purpose.

18 (5) The task force shall elect one of its members as a chairperson and another as vice chair-
19 person, for the terms and with the duties and powers necessary for the performance of the functions
20 of such offices as the task force determines.

21 (6) A majority of the members of the task force constitutes a quorum for the transaction of
22 business.

23 (7) The task force shall meet at least once every three months at times and places specified by
24 the chairperson. The task force also shall meet at other times and places specified by the call of the
25 chairperson or of a majority of the members of the task force.

26 (8) The Governor shall provide the task force with the necessary clerical and administrative
27 staff support.

28 (9) Natural resource agencies are directed to assist the task force in the performance of its
29 duties and, to the extent permitted by laws relating to confidentiality, to furnish such information
30 and advice as the members of the task force consider necessary to perform their duties.

31 (10) A member of the task force who is a member of the Legislative Assembly may serve in an
32 advisory capacity only.

33 **SECTION 6.** ORS 185.005 is amended to read:

34 185.005. The Oregon Advocacy Commissions Office is established to provide administrative sup-
35 port to:

- 36 (1) The Commission on Hispanic Affairs;
- 37 (2) The Commission on Black Affairs;
- 38 (3) The Commission for Women; and
- 39 (4) The Commission on Asian **and Pacific Islander** Affairs.

40 **SECTION 7.** ORS 409.619 is amended to read:

41 409.619. (1) The Oregon Council on Health Care Interpreters is created in the Oregon Health
42 Authority. The council shall consist of 25 members appointed as follows:

43 (a) The Governor shall appoint two members from each of the following groups:

44 (A) Consumers of medical services who are persons with limited English proficiency and who
45 use health care interpreters;

1 (B) Educators who either teach interpreters or persons in related educational fields, or who
2 train recent immigrants and persons with limited English proficiency;

3 (C) Persons with expertise and experience in administration or policymaking related to the de-
4 velopment and operation of policies, programs or services related to interpreters, and who have fa-
5 miliarity with the rulings of the federal Office for Civil Rights concerning interpreter services for
6 various institutions;

7 (D) Health care providers, consisting of one physician and one registered nurse, who utilize in-
8 terpreter services regularly in their practice;

9 (E) Representatives of safety net clinics that predominantly serve persons with limited English
10 proficiency; and

11 (F) Representatives of hospitals, health systems and health plans predominantly serving persons
12 with limited English proficiency.

13 (b) The Governor shall appoint one representative from each of the following agencies and or-
14 ganizations after consideration of nominations by the executive authority of each:

15 (A) The Commission on Asian **and Pacific Islander** Affairs;

16 (B) The Commission on Black Affairs;

17 (C) The Commission on Hispanic Affairs;

18 (D) The Commission on Indian Services;

19 (E) The International Refugee Center of Oregon;

20 (F) The Oregon Judicial Department's Certified Court Interpreter program;

21 (G) The Commission for Women; and

22 (H) The Institute for Health Professionals of Portland Community College.

23 (c) The Director of the Oregon Health Authority shall appoint three members including:

24 (A) One member with responsibility for administering mental health programs;

25 (B) One member with responsibility for administering medical assistance programs; and

26 (C) One member with responsibility for administering public health programs.

27 (d) The Director of Human Services shall appoint:

28 (A) One member with responsibility for administering developmental disabilities programs; and

29 (B) One member with responsibility for administering programs for seniors and persons with
30 disabilities.

31 (e) The membership of the council shall be appointed so as to be representative of the racial,
32 ethnic, cultural, social and economic diversity of the people of this state.

33 (2) The term of a member shall be three years. A member may be reappointed.

34 (3) If there is a vacancy for any cause, the appointing authority shall make an appointment to
35 become immediately effective for the unexpired term. The appointing authority may appoint a re-
36 placement for any member of the council who misses more than two consecutive meetings of the
37 council. The newly appointed member shall represent the same group as the vacating member.

38 (4) The council shall select one member as chairperson and one member as vice chairperson, for
39 such terms and with duties and powers as the council determines necessary for the performance of
40 the functions of such offices.

41 (5) The council may establish such advisory and technical committees as it considers necessary
42 to aid and advise the council in the performance of its functions. The committees may be continuing
43 or temporary committees. The council shall determine the representation, membership, terms and
44 organization of the committees and shall appoint committee members.

45 (6) A majority of the members of the council shall constitute a quorum for the transaction of

1 business.

2 (7) Members of the council are not entitled to compensation, but at the discretion of the Direc-
3 tor of the Oregon Health Authority may be reimbursed for actual and necessary travel and other
4 expenses incurred by them in the performance of their official duties, subject to ORS 292.495.

5 (8) The council may accept contributions of funds and assistance from the United States Gov-
6 ernment or its agencies or from any other source, public or private, for purposes consistent with the
7 purposes of the council.

8 (9) The Oregon Health Authority shall provide the council with such services and employees as
9 the council requires to carry out its duties.

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