

# House Bill 3507

Sponsored by Representative GORSEK; Representatives BOONE, DEMBROW, DOHERTY, GALLEGOS, GOMBERG, HOYLE, KENY-GUYER, KOMP, LIVELY, REARDON, VEGA PEDERSON, WITT, Senator MONNES ANDERSON

## 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**.

Creates Oregon Council on Domestic Violence Prevention and Response within Oregon Health Authority.

Establishes Oregon Council on Domestic Violence Prevention and Response Fund. Continuously appropriates moneys in fund to authority for purposes of council.

Appropriates, for biennium beginning July 1, 2013, moneys from General Fund to Oregon Health Authority for purposes of functions and duties of council.

Declares emergency, effective July 1, 2013.

## A BILL FOR AN ACT

1  
2 Relating to statewide response to domestic violence; appropriating money; and declaring an emer-  
3 gency.

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

5 **SECTION 1. (1) The Oregon Council on Domestic Violence Prevention and Response is**  
6 **created within the Oregon Health Authority. The council shall consist of 27 members ap-**  
7 **pointed as follows:**

8 (a) **The President of the Senate shall appoint two members from among members of the**  
9 **Senate.**

10 (b) **The Speaker of the House of Representatives shall appoint two members from among**  
11 **members of the House of Representatives.**

12 (c) **The Governor shall appoint 14 members as follows:**

13 (A) **Two members representing nonprofit victim service advocates, one of whom repres-**  
14 **ents advocates in urban areas of this state and one of whom represents advocates in rural**  
15 **areas of this state.**

16 (B) **Two members representing prosecution-based victim service advocates, one of whom**  
17 **represents advocates in urban areas of this state and one of whom represents advocates in**  
18 **rural areas of this state.**

19 (C) **Two members representing nonprofit entities that are advocates for children.**

20 (D) **One member representing law enforcement.**

21 (E) **One member representing district attorneys and prosecuting attorneys.**

22 (F) **One member representing Oregon's federally recognized Indian tribes.**

23 (G) **One member representing the civil legal services community.**

24 (H) **Two members of the public who have been victims of domestic violence, one of whom**  
25 **represents victims in urban areas of this state and one of whom represents victims in rural**  
26 **areas of this state.**

27 (I) **One member representing public education.**

**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 (J) One member representing low income housing providers or with expertise in the  
2 provision of low income housing in this state.

3 (d) The executive director of the Oregon Coalition Against Domestic and Sexual Violence  
4 or the executive director's designee.

5 (e) The Attorney General or the Attorney General's designee.

6 (f) The Commissioner of the Bureau of Labor and Industries or the commissioner's  
7 designee.

8 (g) The Director of Human Services or the director's designee.

9 (h) The Director of the Oregon Health Authority shall appoint five members with exper-  
10 tise in the prevention of and response to domestic violence or with expertise in the provision  
11 of services to victims of domestic violence. The Statewide Domestic Violence Prevention and  
12 Response Coordinator, created in subsection (11) of this section, may make recommendations  
13 to the director for appointments under this paragraph.

14 (2) Members of the Legislative Assembly appointed to the council are nonvoting members  
15 of the council and act in an advisory capacity only.

16 (3) The term of a member shall be three years. A member may be reappointed.

17 (4) If there is a vacancy for any cause, the appointing authority shall make an appoint-  
18 ment to become immediately effective for the unexpired term. All members serve at the  
19 pleasure of the appointing authority. The appointing authority may appoint a replacement for  
20 any member of the council who misses more than two consecutive meetings of the council.

21 (5) The council shall select one member as chairperson and one member as vice chair-  
22 person, for terms and with duties and powers as the council determines necessary for the  
23 performance of the duties of the council.

24 (6) The council may establish advisory and technical committees as the council considers  
25 necessary to aid and advise the council in the performance of its duties. The committees  
26 may be continuing or temporary committees. The council shall determine the representation,  
27 membership, terms and organization of the committees and shall appoint committee mem-  
28 bers.

29 (7) A majority of the voting members of the council shall constitute a quorum for the  
30 transaction of business.

31 (8) Members of the council who are members of the Legislative Assembly are entitled to  
32 mileage expenses and a per diem as provided by ORS 171.072. Other members of the council  
33 are not entitled to compensation, but at the discretion of the Director of the Oregon Health  
34 Authority may be reimbursed for actual and necessary travel and other expenses incurred  
35 by them in the performance of their official duties, subject to ORS 292.495.

36 (9) The Oregon Health Authority may, on behalf of the council, accept contributions of  
37 moneys and assistance from the United States government or its agencies or from any other  
38 source, public or private, and agree to conditions placed on the moneys not inconsistent with  
39 the duties and purposes of the council.

40 (10) All moneys received by the Oregon Health Authority under subsection (9) of this  
41 section shall be deposited in the Oregon Council on Domestic Violence Prevention and Re-  
42 sponse Fund established in section 3 of this 2013 Act to be used for purposes of the council.

43 (11) The Oregon Health Authority shall hire a full-time employee to serve as the State-  
44 wide Domestic Violence Prevention and Response Coordinator to provide the council with  
45 staffing and such other support as the council requires to carry out its duties.

1       **SECTION 2.** (1) The Oregon Council on Domestic Violence Prevention and Response shall  
 2 work in cooperation with the Oregon Health Authority to:

3       (a) Serve within state and local governments, and in Oregon at large, as an advocate for  
 4 victims of domestic violence and their children.

5       (b) Facilitate the coordination of an effective and efficient statewide response to domestic  
 6 violence, including prevention strategies.

7       (c) Identify and address existing gaps in services and system responses, including dispa-  
 8 rate services for underserved populations.

9       (d) Identify and implement best practices for prevention strategies.

10       (e) Create and administer a grant program that would award grants to individuals and  
 11 entities to prevent and respond to domestic violence or to provide services to the victims of  
 12 domestic violence or their children.

13       (f) Provide leadership and serve as a forum to engage key stakeholders in establishing  
 14 goals, creating performance measures, supporting implementation of legislation and pro-  
 15 grams and monitoring outcomes.

16       (g) Prepare and disseminate an annual report to the Legislative Assembly on the inci-  
 17 dence of domestic violence in this state, the efforts being made to reduce violence and the  
 18 proposals and recommendations of the council for strengthening progress toward the  
 19 eradication of domestic violence in this state.

20       (h) Advise the Governor and the Legislative Assembly on policy, legislative and other  
 21 changes necessary to implement prevention and response strategies.

22       (i) Advocate for legislative, policy and other changes necessary to accomplish the  
 23 council's duties.

24       (2) The council shall prepare and submit an annual report to the Governor and to the  
 25 interim committees of the Legislative Assembly relating to domestic violence no later than  
 26 October 1 of each year. The report shall include a review of the council's actions during the  
 27 prior year and may contain recommendations for legislation.

28       (3) The council shall, in consultation with the Oregon Health Authority, adopt rules to  
 29 implement the provisions of this section.

30       **SECTION 3.** (1) There is established the Oregon Council on Domestic Violence Prevention  
 31 and Response Fund, separate and distinct from the General Fund. Interest earned by the  
 32 Oregon Council on Domestic Violence Prevention and Response Fund shall be credited to the  
 33 fund. All moneys credited to the fund are continuously appropriated to the Oregon Health  
 34 Authority for the Oregon Council on Domestic Violence Prevention and Response for the  
 35 purpose of implementing the provisions of sections 1 and 2 of this 2013 Act.

36       (2) The fund shall consist of all moneys credited to the fund, including but not limited  
 37 to moneys appropriated or transferred to the fund by the Legislative Assembly or deposited  
 38 in the fund by the Oregon Health Authority and moneys from any other source, including  
 39 but not limited to grants and gifts.

40       **SECTION 4.** In addition to and not in lieu of any other appropriation, there is appropri-  
 41 ated to the Oregon Health Authority for the biennium beginning July 1, 2013, out of the  
 42 General Fund, the amount of \$2 million, which may be expended for the purposes of sup-  
 43 porting the functions and duties of the Oregon Council on Domestic Violence Prevention and  
 44 Response and to implement the provisions of sections 1 and 2 of this 2013 Act.

45       **SECTION 5.** This 2013 Act being necessary for the immediate preservation of the public

1 **peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect**  
2 **July 1, 2013.**

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