

Senate Bill 158

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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**.

Allows use of proceeds from legal expense trust fund to pay expenses incurred by public official in connection with Oregon State Bar disciplinary proceedings.

A BILL FOR AN ACT

1
2 Relating to government ethics; amending ORS 244.205.

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

4 **SECTION 1.** ORS 244.205 is amended to read:

5 244.205. (1) Subject to the authorization of the Oregon Government Ethics Commission as de-
6 scribed in ORS 244.209, a public official may establish a legal expense trust fund if the public official
7 incurs or reasonably expects to incur legal expenses described in subsection (2) of this section.

8 (2) Proceeds from the trust fund may be used by the public official to defray legal expenses in-
9 curred by the public official in any civil, criminal or other legal proceeding or investigation that
10 relates to or arises from the course and scope of duties of the person as a public official. The legal
11 expenses must be incurred in connection with:

12 (a) The issuance of a court's stalking protective order under ORS 30.866 or 163.738;

13 (b) The issuance of a citation under ORS 163.735;

14 (c) A criminal prosecution under ORS 163.732;

15 (d) A civil action under ORS 30.866; [*or*]

16 (e) Defending the public official in a proceeding or investigation brought or maintained by a
17 public body as defined in ORS 174.109[.]; **or**

18 **(f) Disciplinary proceedings under ORS 9.534.**

19 (3) Except as provided in subsection (2) of this section, a public official may not use proceeds
20 from the trust fund for any personal use.

21 (4) A public official may not establish or maintain more than one legal expense trust fund at any
22 one time.

23 (5) The provisions of ORS chapter 130 do not apply to a trust fund established under ORS
24 244.205 to 244.221.

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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.