

Enrolled
Senate Bill 580

Sponsored by COMMITTEE ON RURAL COMMUNITIES AND ECONOMIC DEVELOPMENT

CHAPTER

AN ACT

Relating to ocean resources; amending ORS 196.451; and declaring an emergency.

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

SECTION 1. ORS 196.451 is amended to read:

196.451. (1) *[To aid and advise the Ocean Policy Advisory Council in the performance of its functions, the council]* **The Ocean Policy Advisory Council** shall establish a permanent scientific and technical advisory committee chaired by the director of the Sea Grant College program or other similarly qualified member of the *[Ocean Policy Advisory Council and may establish additional committees as needed.]* **council. The committee shall:**

(a) Make recommendations to the council relating to the performance of the council's functions; and

(b) Make recommendations, subject to the availability of funds and time, to state agencies on matters related to this state's ocean or nearshore resources.

(2) The committee shall consist of:

(a) Members appointed by the council who are serving on the effective date of this 2013 Act.

(b) Such other persons nominated by the committee and appointed by the council according to the procedures described in subsections (3) and (4) of this section.

(3) If there is a vacancy on the committee or if the committee determines that a new scientific or technical discipline must be represented on the committee in order for the committee to perform its research duties, the committee shall do all of the following:

(a) Solicit the names of candidates for committee membership from the public.

(b) Evaluate the expertise of the candidates. To be eligible to serve on the committee a candidate must possess a scientific and technical background in a discipline relevant to the duties specified in ORS 196.443 that is sufficient for the individual to fulfill the duties of a member of the committee as specified in subsection (1) of this section and to advise regarding marine reserves as provided for in ORS 196.545.

(c) Evaluate the candidate's availability to serve on the committee and any potential or actual conflict of interest.

(d) Nominate one or more candidates for committee membership who fulfill the requirements of this subsection.

(e) Submit a list of nominees to the council for consideration.

(4) Upon receipt of a list of nominees prepared by the committee under subsection (3) of this section, the council may appoint one or more new committee members selected from the list of nominees. If the council does not select one or more new committee members

from the list of nominees, the committee shall prepare a new list in the same manner provided for in subsection (3) of this section until such time as the council appoints one or more new members to the committee.

(5) The council shall adopt rules for the administration of subsection (4) of this section.

[(2)] (6) The council may establish advisory committees in addition to the committee provided for in subsections (1) to (5) of this section. Members of any advisory committee established under this section [Members of the advisory committees] are not entitled to compensation, but in the discretion of the council may be reimbursed from funds available to council for actual and necessary travel and other expenses incurred by them in the performance of their official duties, subject to ORS 292.495.

SECTION 2. This 2013 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect on its passage.

Passed by Senate April 2, 2013

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Robert Taylor, Secretary of Senate

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Peter Courtney, President of Senate

Passed by House May 6, 2013

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Tina Kotek, Speaker of House

Received by Governor:

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Approved:

.....M,....., 2013

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John Kitzhaber, Governor

Filed in Office of Secretary of State:

.....M,....., 2013

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Kate Brown, Secretary of State