

House Bill 4120

Sponsored by Representative BARTON, Senator OLSEN, Representatives KENNEMER, KENY-GUYER, Senator DEMBROW; Representatives BAILEY, BARKER, BARNHART, BENTZ, BERGER, BOONE, CAMERON, CLEM, DAVIS, DOHERTY, ESQUIVEL, FAGAN, FREDERICK, GALLEGOS, GELSER, GILLIAM, GOMBERG, GORSEK, GREENLICK, HANNA, HICKS, HOLVEY, HOYLE, HUFFMAN, JENSON, JOHNSON, KOMP, KRIEGER, MATTHEWS, MCKEOWN, MCLANE, OLSON, PARRISH, REARDON, RICHARDSON, SMITH WARNER, SPRENGER, THATCHER, THOMPSON, TOMEI, VEGA PEDERSON, WEIDNER, WHISNANT, WHITSETT, WILLIAMSON, WITT, Senators BEYER, BOQUIST, CLOSE, DEVLIN, EDWARDS, FERRIOLI, GIROD, HANSELL, JOHNSON, KRUSE, MONNES ANDERSON, MONROE, PROZANSKI, ROBLAN, ROSENBAUM, STARR, THOMSEN, WHITSETT, WINTERS (at the request of Wendy Libke in memory of fallen Oregon City Reserve Police Officer Rob Libke, Portland Police Reserve Commander Robert Ball, Portland Police Reserve Officer Patrick Sieng, former Representative Jean Cowan, Association of Oregon Counties, League of Oregon Cities, Oregon Association of Chiefs of Police, Oregon Association of Reserve Peace Officers, Oregon Concerns of Police Survivors, Oregon Council of Police Associations, Oregon Fire Chiefs Association, Oregon Fire District Directors Association, Oregon Officers Reward Fund, Oregon Peace Officers Association, Oregon State Fraternal Order of Police, Oregon State Sheriffs Association, Oregon Volunteer Firefighters Association) (Presession 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 **as introduced**.

Expands scholarships for children of public safety officers killed or injured in line of duty to include children of reserve officers and volunteer firefighters killed or disabled in line of duty.

A BILL FOR AN ACT

1
2 Relating to scholarships for children of individuals killed or disabled while providing public safety
3 services; creating new provisions; and amending ORS 348.270.

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

5 **SECTION 1.** ORS 348.270 is amended to read:

6 348.270. (1) In addition to any other scholarships provided by law, the Higher Education Coordinating Commission shall award scholarships in any public university listed in ORS 352.002, in the
7 Oregon Health and Science University, in any community college operated under ORS chapter 341,
8 or in any Oregon-based regionally accredited independent institution, to any student applying for
9 enrollment or who is enrolled therein, who is:
10

11 (a) The natural child, adopted child or stepchild of any public safety officer, **reserve officer**
12 **or volunteer firefighter** who, in the line of duty, was killed or so disabled, as determined by the
13 Executive Director of the Office of Student Access and Completion, that:

14 (A) The income of the public safety officer is less than that earned by public safety officers
15 performing duties comparable to those performed at the highest rank or grade attained by the public
16 safety officer; or

17 (B) **The income of the reserve officer or volunteer firefighter working in their primary**
18 **profession or type of employment is less than that earned by individuals in the same pro-**
19 **fession or type of employment with similar levels of education and experience; or**

20 (b) A current foster child or former foster child who enrolls in an institution of higher education
21 as an undergraduate student not later than three years from the date the student was removed from
22 the care of the Department of Human Services, the date the student graduated from high school or

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 the date the student received the equivalent of a high school diploma, whichever date is earliest.

2 (2) Scholarships awarded under this section to students who are dependents of public safety of-
 3 ficers, **reserve officers or volunteer firefighters** or who are current foster children or former
 4 foster children shall equal the amount of tuition and all fees levied by the institution against the
 5 recipient of the scholarship. However, scholarships awarded to students who attend independent
 6 institutions may not exceed the amount of tuition and all fees levied by the University of Oregon.

7 (3) If a student who is the dependent of a deceased public safety officer, **reserve officer or**
 8 **volunteer firefighter** continues to remain enrolled in a public university listed in ORS 352.002 or
 9 a community college or an independent institution within the State of Oregon, the student shall be
 10 entitled to renewal of the scholarship until the student has received the equivalent of four years of
 11 undergraduate education and four years of post-graduate education.

12 (4) If a student who is a current foster child or former foster child or who is the dependent of
 13 a public safety officer, **reserve officer or volunteer firefighter** with a disability continues to re-
 14 main enrolled in a public university listed in ORS 352.002 or a community college or an independent
 15 institution within the State of Oregon, the student shall be entitled to renewal of the scholarship
 16 until the student has received the equivalent of four years of undergraduate education.

17 (5) The Executive Director of the Office of Student Access and Completion may require proof
 18 of a student's relationship to a public safety officer, **reserve officer or volunteer firefighter** de-
 19 scribed in subsection (1) of this section or proof that a student is a current foster child or former
 20 foster child.

21 (6) As used in this section:

22 (a) "Former foster child" has the meaning given that term in ORS 351.293.

23 (b) "Public safety officer" means:

24 (A) A firefighter or police officer as those terms are defined in ORS 237.610.

25 (B) A member of the Oregon State Police.

26 (C) A police officer commissioned by a university under ORS 352.383 or 353.125.

27 (D) An authorized tribal police officer as defined in section 1, chapter 644, Oregon Laws 2011.

28 (c) **"Reserve officer" has the meaning given that term in ORS 133.005.**

29 (d) **"Volunteer firefighter" has the meaning given that term in ORS 652.050.**

30 **SECTION 2.** ORS 348.270, as amended by section 51, chapter 644, Oregon Laws 2011, section
 31 3, chapter 116, Oregon Laws 2013, section 37, chapter 180, Oregon Laws 2013, and section 93,
 32 chapter 747, Oregon Laws 2013, is amended to read:

33 348.270. (1) In addition to any other scholarships provided by law, the Higher Education Coor-
 34 dinating Commission shall award scholarships in any public university listed in ORS 352.002, in the
 35 Oregon Health and Science University, in any community college operated under ORS chapter 341,
 36 or in any Oregon-based regionally accredited independent institution, to any student applying for
 37 enrollment or who is enrolled therein, who is:

38 (a) The natural child, adopted child or stepchild of any public safety officer, **reserve officer**
 39 **or volunteer firefighter** who, in the line of duty, was killed or so disabled, as determined by the
 40 Executive Director of the Office of Student Access and Completion, that:

41 (A) The income of the public safety officer is less than that earned by public safety officers
 42 performing duties comparable to those performed at the highest rank or grade attained by the public
 43 safety officer; or

44 (B) **The income of the reserve officer or volunteer firefighter working in their primary**
 45 **profession or type of employment is less than that earned by individuals in the same pro-**

1 **fession or type of employment with similar levels of education and experience; or**

2 (b) A current foster child or former foster child who enrolls in an institution of higher education
 3 as an undergraduate student not later than three years from the date the student was removed from
 4 the care of the Department of Human Services, the date the student graduated from high school or
 5 the date the student received the equivalent of a high school diploma, whichever date is earliest.

6 (2) Scholarships awarded under this section to students who are dependents of public safety of-
 7 ficers, **reserve officers or volunteer firefighters** or who are current foster children or former
 8 foster children shall equal the amount of tuition and all fees levied by the institution against the
 9 recipient of the scholarship. However, scholarships awarded to students who attend independent
 10 institutions may not exceed the amount of tuition and all fees levied by the University of Oregon.

11 (3) If a student who is the dependent of a deceased public safety officer, **reserve officer or**
 12 **volunteer firefighter** continues to remain enrolled in a public university listed in ORS 352.002 or
 13 a community college or an independent institution within the State of Oregon, the student shall be
 14 entitled to renewal of the scholarship until the student has received the equivalent of four years of
 15 undergraduate education and four years of post-graduate education.

16 (4) If a student who is a current foster child or former foster child or who is the dependent of
 17 a public safety officer, **reserve officer or volunteer firefighter** with a disability continues to re-
 18 main enrolled in a public university listed in ORS 352.002 or a community college or an independent
 19 institution within the State of Oregon, the student shall be entitled to renewal of the scholarship
 20 until the student has received the equivalent of four years of undergraduate education.

21 (5) The executive director may require proof of a student's relationship to a public safety
 22 officer, **reserve officer or volunteer firefighter** described in subsection (1) of this section or proof
 23 that a student is a current foster child or former foster child.

24 (6) As used in this section:

25 (a) "Former foster child" has the meaning given that term in ORS 351.293.

26 (b) "Public safety officer" means:

27 (A) A firefighter or police officer as those terms are defined in ORS 237.610.

28 (B) A member of the Oregon State Police.

29 (C) A police officer commissioned by a university under ORS 352.383 or 353.125.

30 (c) **"Reserve officer" has the meaning given that term in ORS 133.005.**

31 (d) **"Volunteer firefighter" has the meaning given that term in ORS 652.050.**

32 **SECTION 3. The amendments to ORS 348.270 by sections 1 and 2 of this 2014 Act apply**
 33 **to all scholarships awarded on or after the effective date of this 2014 Act, regardless of**
 34 **whether the public safety officer, reserve officer or volunteer firefighter was killed or disa-**
 35 **bled before, on or after the effective date of this 2014 Act.**