

House Bill 3314

Sponsored by Representative KOMP; Representative RAYFIELD

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**.

Establishes Joint Legislative Committee on Beacon Provisions Review to monitor, investigate and evaluate effectiveness of major laws. Sets forth selection process for identifying laws to be studied and subject-matter schedule for review. Directs committee to introduce bills to impose beacon provisions that establish review period, utilizing repeal mechanism to facilitate review being completed within fixed time. Requires committee to monitor, investigate and evaluate implementation of selected laws for at least four-year period, but no more than 10-year period. Authorizes committee to introduce legislation to address findings from committee's investigation.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to legislative review of the implementation of legislative policies; and declaring an emer-
3 gency.

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

5 **SECTION 1. Sections 1 to 4 of this 2015 Act shall be known and may be cited as the**
6 **Beacon Provisions Review Act.**

7 **SECTION 2. The Legislative Assembly finds and declares that:**

8 **(1) The Legislative Assembly has historically served as the forum through which strate-**
9 **gic public policy transformation is developed;**

10 **(2) Over more recent decades in this state's history, much long-term public policy de-**
11 **velopment has shifted over to state agencies and the executive branch, as the Legislative**
12 **Assembly has increasingly become focused on short-term outcomes and reactive decision-**
13 **making;**

14 **(3) The people of Oregon will benefit from the Legislative Assembly undertaking a more**
15 **strategically focused, long-term approach to systematically developing, reviewing and refin-**
16 **ing major public policy initiatives; and**

17 **(4) Sections 1 to 4 of this 2015 Act establish a process by which the Legislative Assembly**
18 **will undertake this review over a long-term period in six major public policy areas in order**
19 **to facilitate legislatively driven policy development and outcome accountability in major**
20 **public policy areas.**

21 **SECTION 3. (1) There is created a Joint Committee on Beacon Provisions Review, con-**
22 **sisting of the President of the Senate and Speaker of the House of Representatives as co-**
23 **chairs, the Senate Minority Leader and the House Minority Leader as co-vice-chairs and**
24 **members of the House of Representatives appointed by the Speaker and members of the**
25 **Senate appointed by the President.**

26 **(2) The committee has a continuing existence and may meet, act and conduct its business**
27 **during sessions of the Legislative Assembly or any recess thereof, and in the interim be-**
28 **tween sessions.**

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 (3) The term of a member shall expire upon the date of the convening of a new Legisla-
 2 tive Assembly next following the commencement of the member’s term. When a vacancy
 3 occurs in the membership of the committee after the appointment of the member and before
 4 the convening of the next Legislative Assembly, until the vacancy is filled, the membership
 5 of the committee shall be considered not to include the vacant position for the purpose of
 6 determining whether a quorum is present, and a quorum is a majority of the remaining
 7 members as determined under subsection (5) of this section.

8 (4) Members of the committee shall receive an amount equal to that authorized under
 9 ORS 171.072 from funds appropriated to the Legislative Assembly for each day spent in the
 10 performance of their duties as members of the committee or any subcommittee thereof in
 11 lieu of reimbursement for in-state travel expenses. However, when engaged in out-of-state
 12 travel, members shall be entitled to receive their actual and necessary expenses therefor in
 13 lieu of the amount authorized by this subsection. Payment shall be made from funds appro-
 14 priated to the Legislative Assembly.

15 (5) The committee may not transact business unless a quorum is present. A quorum
 16 consists of a majority of committee members from the House of Representatives and a ma-
 17 jority of committee members from the Senate.

18 (6) Action by the committee requires the affirmative vote of a majority of committee
 19 members from the House of Representatives and a majority of committee members from the
 20 Senate.

21 (7) The Legislative Administrator shall furnish to the committee such services of per-
 22 sonnel and such other facilities as are necessary to enable the committee to carry out its
 23 functions as directed by law. All other public bodies, as defined in ORS 174.109, shall assist
 24 the committee in the performance of its work and duties.

25 **SECTION 4.** (1) As used in this section:

26 (a) “Beacon provision” means a provision of law that repeals one or more other pro-
 27 visions of law at a specified date in the future from the date the repeal provision is enacted,
 28 and that also provides that “This repeal is enacted in order to conduct a beacon provision
 29 review pursuant to sections 1 to 4 of this 2015 Act.”

30 (b) “Law” means a single provision of law or group of interrelated laws that are inter-
 31 related due to subject matter or programmatic relation. For purposes of this definition, the
 32 date of enactment is to be disregarded in determining the interrelationship of provisions of
 33 law.

34 (2) Within 60 days after the adjournment sine die of an odd-numbered year regular ses-
 35 sion, each presiding officer, after consultation with the minority leader of the same chamber,
 36 shall select three laws for review under this section in accordance with the following sched-
 37 ule:

38 (a) For 2015, the laws shall be related to transportation.

39 (b) For 2017, the laws shall be related to education.

40 (c) For 2019, the laws shall be related to health care.

41 (d) For 2021, the laws shall be related to law enforcement, corrections and the judicial
 42 process.

43 (e) For 2023, the laws shall be related to natural resources and the environment.

44 (f) For 2025, the laws shall be related to economic development.

45 (g) For each succeeding odd-year interim period, the laws shall be related to the subject

1 set forth above that has been the longest without review under this section.

2 (3) For each law selected under subsection (2) of this section, the Joint Committee on
3 Beacon Provisions Review shall:

4 (a) Prepare a bill that imposes a beacon provision applicable to the law to be examined
5 that will sunset the law to be examined at least four years into the future or for such longer
6 period as the committee selects, but in any event no longer than 10 years into the future;
7 and

8 (b) During the period established by the beacon provision, study the law and ways to
9 improve the effectiveness of the law to achieve intended outcomes while improving efficien-
10 cies, monitor the implementation of the law and investigate and evaluate alternative means
11 to achieve the policy objectives of the law.

12 (4) The review, monitoring, investigation and evaluation of a law undertaken under sub-
13 section (3) of this section shall consider:

14 (a) The degree to which the implementation of the law is achieving the intent and policy
15 objectives of the Legislative Assembly;

16 (b) The degree to which the implementation of the law is achieving improvement in the
17 provision of services to the public;

18 (c) The degree to which the implementation of the law improves efficiencies in the pro-
19 vision of services to the public;

20 (d) The degree to which there is an effective and appropriate use of those public funds
21 that are being expended as a result of the law; and

22 (e) Any other factors the committee considers helpful in assessing the overall effective-
23 ness of the law or the implementation of the law.

24 (5) The committee may require reports, testimony, analysis or any other assistance from
25 any public body, as defined in ORS 174.109, in conducting the committee's work.

26 (6) The committee may make recommendations for additional legislative changes at any
27 time that is in compliance with deadlines established by the Legislative Assembly for making
28 nonpriority requests for legislation.

29 (7) The committee may repeal the beacon provision if the committee concludes that the
30 law to which the beacon provision applies ceases to need monitoring and study for improve-
31 ment, or may establish succeeding beacon provisions applicable to the law.

32 **SECTION 5.** This 2015 Act being necessary for the immediate preservation of the public
33 peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect
34 on its passage.