

SB 317-2
(LC 1027)
4/17/17 (DJ/ps)

Requested by SENATE COMMITTEE ON GENERAL GOVERNMENT AND ACCOUNTABILITY

**PROPOSED AMENDMENTS TO
SENATE BILL 317**

1 In line 2 of the printed bill, after “meetings” insert “; amending ORS
2 192.630”.

3 Delete lines 4 through 20 and insert:

4 **“SECTION 1.** ORS 192.630 is amended to read:

5 “192.630. (1) All meetings of the governing body of a public body shall be
6 open to the public and all persons shall be permitted to attend any meeting
7 except as otherwise provided by ORS 192.610 to 192.690.

8 “(2) A quorum of a governing body may not meet in private for the pur-
9 pose of deciding on or deliberating toward a decision on any matter except
10 as otherwise provided by ORS 192.610 to 192.690.

11 “(3) A governing body may not hold a meeting at any place where dis-
12 crimination on the basis of race, color, creed, sex, sexual orientation, na-
13 tional origin, age or disability is practiced. However, the fact that
14 organizations with restricted membership hold meetings at the place does not
15 restrict its use by a public body if use of the place by a restricted member-
16 ship organization is not the primary purpose of the place or its predominant
17 use.

18 “(4)(a) Meetings of the governing body of a public body shall be held:

19 “(A) Within the geographic boundaries over which the public body has
20 jurisdiction; [, or]

21 “(B) At the administrative headquarters of the public body; [or]

1 “(C) At the [*other*] nearest practical location[.]; or

2 “(D) If the public body is a state, county or city entity, within In-
3 dian country of a federally recognized Oregon Indian tribe that is
4 within the geographic boundaries of this state. For purposes of this
5 subparagraph, ‘Indian country’ has the meaning given that term in
6 18 U.S.C. 1151.

7 “(b) Training sessions may be held outside the jurisdiction as long as no
8 deliberations toward a decision are involved.

9 “(c) A joint meeting of two or more governing bodies or of one or more
10 governing bodies and the elected officials of one or more federally recognized
11 Oregon Indian tribes shall be held within the geographic boundaries over
12 which one of the participating public bodies or one of the Oregon Indian
13 tribes has jurisdiction or at the nearest practical location.

14 “(d) Meetings may be held in locations other than those described in this
15 subsection in the event of an actual emergency necessitating immediate
16 action.

17 “(5)(a) It is discrimination on the basis of disability for a governing body
18 of a public body to meet in a place inaccessible to persons with disabilities,
19 or, upon request of a person who is deaf or hard of hearing, to fail to make
20 a good faith effort to have an interpreter for persons who are deaf or hard
21 of hearing provided at a regularly scheduled meeting. The sole remedy for
22 discrimination on the basis of disability shall be as provided in ORS 192.680.

23 “(b) The person requesting the interpreter shall give the governing body
24 at least 48 hours’ notice of the request for an interpreter, shall provide the
25 name of the requester, sign language preference and any other relevant in-
26 formation the governing body may request.

27 “(c) If a meeting is held upon less than 48 hours’ notice, reasonable effort
28 shall be made to have an interpreter present, but the requirement for an in-
29 terpreter does not apply to emergency meetings.

30 “(d) If certification of interpreters occurs under state or federal law, the

1 Oregon Health Authority or other state or local agency shall try to refer
2 only certified interpreters to governing bodies for purposes of this sub-
3 section.

4 “(e) As used in this subsection, ‘good faith effort’ includes, but is not
5 limited to, contacting the department or other state or local agency that
6 maintains a list of qualified interpreters and arranging for the referral of
7 one or more qualified interpreters to provide interpreter services.”.

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