

HB 3253-5  
(LC 2267)  
5/11/17 (SCT/ps)

Requested by Representative KENY-GUYER

**PROPOSED AMENDMENTS TO  
HOUSE BILL 3253**

1 On page 1 of the printed bill, line 2, after “ORS” delete the rest of the  
2 line and delete line 3 and insert “293.701, 346.120, 346.210, 346.220, 346.290,  
3 346.510, 346.520, 346.530, 346.540 and 346.550; and prescribing an effective  
4 date.”.

5 Delete lines 5 through 30 and delete pages 2 through 4 and insert:

6 **“SECTION 1.** ORS 346.120 is amended to read:

7 “346.120. [*There is created a commission for persons who are blind and for*  
8 *the prevention of blindness, to be known as*] The Commission for the Blind  
9 **is established.** The commission shall:

10 “(1) Establish and be responsible for the administration of [*a program*  
11 *or*] programs for persons who are blind [*which will*] **that** promote, in the  
12 manner set forth in ORS 346.110 to 346.270, the welfare of persons with visual  
13 impairments[, *including but*]. **The programs must include, but are not**  
14 limited to, cooperation by contract or otherwise with public and private  
15 agencies, **and with subcontractors of managers licensed under ORS**  
16 **346.510 to 346.570**, in providing [*services,*] **vending facility locations and**  
17 **other** programs and facilities for persons with visual impairments.

18 “(2) Be responsible for the fiscal oversight of the commission[, *which*].  
19 **Oversight** includes but is not limited to:

20 “(a) Regular review of financial statements of the commission;

21 “(b) Participation in the development of the budget for the commission;

1 and

2 “(c) Directing the resources of the commission to implement **vending**  
3 **facility and other** program goals[.], **with the active participation of**  
4 **managers licensed under ORS 346.510 to 346.570.**

5 **“SECTION 2.** ORS 346.210 is amended to read:

6 “346.210. [*The Commission for the Blind may, whenever it deems proper,*  
7 *aid persons with visual impairments or groups of such persons by supplying*  
8 *materials, equipment or machinery to them, and also may assist them in the*  
9 *sale and distribution of their products. The ownership of the materials,*  
10 *equipment or machinery supplied to persons with visual impairments may be*  
11 *transferred to such persons by the commission.*]

12 **“(1) The Commission for the Blind may, in the discretion of the**  
13 **commission or if requested by a vending facility manager licensed**  
14 **under ORS 346.510 to 346.570, aid persons with visual impairments by**  
15 **supplying to a person with a visual impairment materials, equipment**  
16 **or machinery, or by allowing the manager or operator to subcontract**  
17 **with a third party to obtain materials, equipment or machinery, in**  
18 **order to enable the operation of a vending facility.**

19 **“(2) The commission may transfer to the person with a visual**  
20 **impairment ownership of any materials, equipment or machinery**  
21 **owned by the commission and supplied to the person.**

22 **“SECTION 3.** ORS 346.220 is amended to read:

23 “346.220. [*Whenever any of the products or services, including operation of*  
24 *vending facilities as defined in ORS 346.510, of persons with visual impair-*  
25 *ments, produced under the supervision and direction of the Commission for the*  
26 *Blind, meet the requirements of any state department or institution as to*  
27 *quality, quantity and price, such products or services shall have preference and*  
28 *the state departments and institutions shall purchase from the commission*  
29 *such products or services as may be required.*]

30 **“(1) As used in this section, ‘political subdivision’ has the meaning**

1 given that term in ORS 346.510.

2 “(2) The state shall grant to persons who are blind a priority to  
3 establish and operate vending facilities in public buildings in this  
4 state.

5 “(3) When a state agency, department or political subdivision con-  
6 structs a new public building or property, modifies an existing public  
7 building or property, enters into or modifies a contract for products  
8 or services or otherwise seeks to procure a service, including the op-  
9 eration of vending facilities as defined in ORS 346.510, the agency, de-  
10 partment or political subdivision shall notify the Commission for the  
11 Blind of the intended act and allow the commission to determine  
12 whether a vending facility manager licensed under ORS 346.510 to  
13 346.570 is able to provide the product or service.

14 “(4) The agency, department or political subdivision, in accordance  
15 with 20 U.S.C. 107 et seq., shall give priority to and procure the service  
16 from the commission or from a vending facility manager licensed un-  
17 der ORS 346.510 to 346.570 if the service:

18 “(a) Is offered by persons with visual impairments, under the di-  
19 rection and supervision of the commission; and

20 “(b) Meets the requirements of the agency, department or political  
21 subdivision for quality and quantity.

22 “SECTION 4. ORS 346.290 is amended to read:

23 “346.290. (1) There is established in the General Fund of the State Treas-  
24 ury an account to be known as the Commission for the Blind Account. Ex-  
25 cept for funds made available to the Commission for the Blind under ORS  
26 346.270 or deposited pursuant to [ORS 346.540] **section 11 of this 2017 Act**,  
27 all moneys received by the commission for promoting the welfare of persons  
28 with visual impairments shall be paid into the State Treasury and credited  
29 to the Commission for the Blind Account.

30 “(2) All moneys in the Commission for the Blind Account are contin-

1 uously appropriated to the commission for use by the commission for the  
2 respective purposes authorized by law.

3 “(3) The commission shall keep a record of all moneys deposited in the  
4 Commission for the Blind Account. The record shall indicate by separate  
5 cumulative accounts the source from which the moneys are derived and the  
6 individual activity or program against which each withdrawal is charged.

7 **“SECTION 5.** ORS 346.510 is amended to read:

8 “346.510. As used in ORS 346.510 to 346.570[, *the term*]:

9 **“(1) ‘Healthy vending item’ and ‘local vending item’ have the**  
10 **meanings given those terms by rules adopted by the Commission for**  
11 **the Blind.**

12 “[*1*] **(2) ‘Operator’** means the individual person who is blind and who is  
13 responsible for the day-to-day conduct of the vending facility operation.

14 “[*2*] **(3) ‘Person who is blind’** means a person [*having*] **who has** not more  
15 than 20/200 visual acuity in the better eye with best correction or whose  
16 visual acuity, if better than 20/200, is accompanied by a limit to the field of  
17 vision to such a degree that its widest diameter subtends an angle of no  
18 greater than 20 degrees[. *Such blindness shall be*] **and whose blindness is**  
19 certified by a licensed physician who specializes in diseases of the eye.

20 **“(4) ‘Political subdivision’ means a city, county, local government,**  
21 **municipality, town or village of this state.**

22 “[*3*] **(5) ‘Public building’ or ‘property’** means [*any*] **a building, land or**  
23 **other real property, or a portion of a building, land or other real prop-**  
24 **erty, that is** owned, leased, **managed** or occupied by [*any*] **a department or**  
25 **an** agency of the State of Oregon or [*any of its political subdivisions*] **by a**  
26 **political subdivision,** except public elementary and secondary schools.

27 “[*4*] **(6) ‘Vending facility’** means:

28 **“(a) [*Such*] Shelters, counters, shelving, display and wall cases, refriger-**  
29 **ating apparatus and other appropriate auxiliary equipment [*as*] **that** are**  
30 necessary or customarily used for the vending of [*such articles as may be*]

1 **articles, including an established mix of healthy vending items** ap-  
2 proved by the Commission for the Blind and the agency [*having care, custody*  
3 *and control of the building or property in or on which*], **department or pol-**  
4 **itical subdivision charged with the maintenance of the public building**  
5 **or property where** the vending facility is located;

6 “(b) Manual or coin operated vending machines or similar devices for  
7 vending [*such*] articles, **including machines or devices that accept elec-**  
8 **tronic payment;** or

9 “(c) Cafeterias or snack bars for the dispensing of food stuffs and  
10 beverages.

11 **“SECTION 6.** ORS 346.520 is amended to read:

12 “346.520. (1) **In accordance with 20 U.S.C. 107 et seq., and** for [*the*]  
13 purposes of providing persons who are blind with remunerative employment,  
14 enlarging the economic opportunities of [*those*] persons **who are blind** and  
15 stimulating [*them*] **persons who are blind** to greater efforts to make them-  
16 selves self-supporting with independent livelihoods, persons who are blind  
17 and who are licensed under [*the provisions of*] ORS 346.510 to 346.570 by the  
18 Commission for the Blind[, *as set forth in ORS 346.510 to 346.570, shall op-*  
19 *erate*] **must have priority to** vending facilities in or on any public buildings  
20 or properties where, in the discretion of the [*head of the department or*  
21 *agency*] **agency, department or political subdivision** in charge of the  
22 maintenance of [*such*] **the public** buildings or properties, [*such*] vending fa-  
23 cilities may properly and satisfactorily operate.

24 “(2) Notwithstanding ORS 276.385, the [*department or agency in charge*  
25 *of*] **agency, department or political subdivision charged with** the main-  
26 tenance of a public building or property [*in or on which*] **where** a vending  
27 facility is operated under ORS 346.510 to 346.570 may not:

28 “(a) Charge the commission [*for the Blind*] or persons who are blind and  
29 who are licensed under the provisions of ORS 346.510 to 346.570 any amount  
30 for:

1        “[*a*] (A) Rental of the space [*in or on which*] **where** the vending facility  
2 is operated; [*or*]

3        “[*b*] (B) Utility costs incurred in the operation of the vending facility;  
4 **or**

5        “(C) **The priority, right, permit, license or lease to operate a vend-**  
6 **ing facility at the public building or property.**

7        “(b) **Require that the commission or the vending facility manager**  
8 **pay to the agency, department or political subdivision any portion of**  
9 **a commission, gratuity or revenue earned by the vending facility**  
10 **manager from the operation of the vending facility.**

11        “(3) Subsection (2) of this section does not apply to charges imposed by  
12 the Department of Transportation. Subject to the availability of funds, the  
13 department may refrain from charging any amount for rental of space or  
14 utility costs described in subsection (2) of this section.

15        “**SECTION 7.** ORS 346.530 is amended to read:

16        “346.530. (1) Each [*head of the department or agency in charge of*] **agency,**  
17 **department or political subdivision charged with** the maintenance of  
18 public buildings or properties shall:

19        “(a) [*Periodically*] **Annually** notify the Commission for the Blind in  
20 writing of any and all existing locations where vending facilities are in op-  
21 eration or where vending facilities might properly and satisfactorily be op-  
22 erated.

23        “(b) Not less than 30 days prior to the reactivation, leasing, re-leasing,  
24 licensing or issuance of a permit for operation of any vending facility, inform  
25 the commission [*for the Blind of such contemplated*] **of the pending** action.

26        “(c) Inform the commission [*for the Blind*] of any locations where [*such*]  
27 vending facilities are planned or might properly and satisfactorily be oper-  
28 ated in or about other public buildings or properties [*as may now or there-*  
29 *after come*] **that are or may be** under the jurisdiction of the **agency,**  
30 department or [*agency*] **political subdivision** for maintenance[, *such infor-*

1 *mation to be given not less than 30 days prior to leasing, re-leasing, licensing*  
2 *or issuance of permit for operation of any vending facility in such public*  
3 *building or on such property].*

4 “(2) If the commission [*for the Blind makes an offer*] **offers** to operate a  
5 vending facility under [*the provisions of*] this section and the offer is not  
6 accepted for reasons other than the decision **not** to have [*no*] **a** vending fa-  
7 cility on the premises, [*such head of the department or*] **the agency, depart-**  
8 **ment or political subdivision** shall notify the commission in writing of the  
9 reasons for refusing [*its*] **the commission’s** offer[, *including but not limited*  
10 *to the terms and conditions of the offer which was accepted, if any*].

11 “(3) Any contract or agreement entered into subsequent to July 1, 1975,  
12 [*which*] **that** is not in compliance with or **that is** in violation of ORS 346.220  
13 and 346.510 to 346.570, shall be null and void.

14 **“SECTION 8.** ORS 346.540 is amended to read:

15 “346.540. (1) The Commission for the Blind shall:

16 “(a) [*Make surveys of*] **As the commission determines is necessary,**  
17 **survey** public buildings or properties to determine [*their*] **the suitability of**  
18 **the public buildings or properties** as locations for vending facilities to be  
19 operated by persons who are blind and advise the [*heads of departments or*]  
20 agencies, **departments or political subdivisions** charged with the mainte-  
21 nance of [*such*] **the public** buildings or properties [*as to their*] **of the**  
22 **commission’s** findings.

23 “(b) With the consent of the [*head of the department or*] agency, **depart-**  
24 **ment or political subdivision** charged with the maintenance of the  
25 buildings or properties, establish vending facilities in those locations  
26 [*which*] **that** the commission [*for the Blind has determined to be*] **determines**  
27 **are** suitable[, *and may enter into leases or licensing agreements therefor*] **and**  
28 **enter into contracts to operate the vending facilities.**

29 “(c) **Recruit,** select, train, license and install qualified persons who are  
30 blind as managers of [*such*] vending facilities **in public buildings or prop-**

1 **erties.**

2 “(d) Adopt rules as *[it may from time to time deem]* necessary to *[assure]*  
3 **ensure** the proper and satisfactory operation of *[such]* vending facilities[,]  
4 and for the benefit of vending facility *[operators]* **managers.**

5 “(e) Provide for the continued operation of established vending facilities  
6 if a qualified person who is blind is not available until a qualified person  
7 who is blind is available for assignment as manager.

8 “(f) **Not later than January 15 of each year, submit an annual report**  
9 **on the performance of the commission’s business enterprise program**  
10 **to the interim committees of the Legislative Assembly related to**  
11 **health and human services. The commission shall include with the**  
12 **report the results of any surveys made under paragraph (a) of this**  
13 **subsection that were conducted since the submission of the previous**  
14 **year’s report.**

15 “(2) **The commission may enter into contracts to operate vending**  
16 **facilities located in public buildings or on public properties described**  
17 **in subsection (1)(b) of this section.**

18 “[2)] (3) If the *[head of the department or agency]* **agency, department**  
19 **or political subdivision** charged with the maintenance of **public** buildings  
20 or properties does not consent to the establishment of vending facilities in  
21 locations in the **public** building or on the **public** property *[which were de-*  
22 *termined suitable by the commission, that person]* **that the commission de-**  
23 **termines are suitable, the agency, department or political subdivision**  
24 **shall inform the commission in writing of the reasons why consent is not**  
25 **given.**

26 “[3) *The commission may establish in the State Treasury a fund from the*  
27 *net proceeds of the operation of vending facilities. Moneys so deposited in-*  
28 *cluding the interest thereon shall be credited by the State Treasurer to a spe-*  
29 *cial checking account, separate and distinct from the General Fund.*  
30 *Disbursement may be made by check signed by the person designated by the*

1 *commission. The fund shall be used for the purposes of and are continuously*  
2 *appropriated for maintenance and replacement of equipment, management ser-*  
3 *vices, assuring a fair minimum of return to vendors, or for such other purposes*  
4 *necessary and proper for the benefit of operators of vending facilities. Interest*  
5 *earned by the account shall be credited to the account.]*

6 **“SECTION 9.** ORS 346.550 is amended to read:

7 “346.550. A vending facility operated under the provisions of ORS 346.510  
8 to 346.570 [*shall*] **must** be used solely for the vending of [*such*] commodities  
9 and articles [*as may be*] approved by the Commission for the Blind and by  
10 the [*head of the*] department or agency in charge of the maintenance of the  
11 building or property in or on which [*such*] **the vending** facility is operated.

12 **“SECTION 10.** Sections 11 to 16 of this 2017 Act are added to and  
13 **made a part of ORS 346.510 to 346.570.**

14 **“SECTION 11.** (1) In accordance with 20 U.S.C. 107a, the Commis-  
15 **sion for the Blind shall establish in the State Treasury a fund from the**  
16 **net proceeds of the operation of vending facilities. Moneys deposited**  
17 **into the fund, including the interest earned, shall be credited to a**  
18 **special checking account, separate and distinct from the General**  
19 **Fund. Disbursement from the account may be made by check signed**  
20 **by the person designated by the commission. Interest earned by the**  
21 **account shall be credited to the account.**

22 **“(2) Moneys in the fund shall be used for the purposes of, and are**  
23 **continuously appropriated to the commission for:**

24 **“(a) Maintaining and replacing equipment;**

25 **“(b) Purchasing new equipment;**

26 **“(c) Management services;**

27 **“(d) Ensuring a fair minimum of return to vending facility manag-**  
28 **ers licensed under ORS 346.510 to 346.570; and**

29 **“(e) Retirement or pension funds, health insurance contributions**  
30 **and, if determined by a vote of vending facility managers licensed**

1 under ORS 346.510 to 346.570, paid sick leave and vacation time.

2 “(3) The commission shall provide to the Governor and to vending  
3 facility managers licensed under ORS 346.510 to 346.570 quarterly re-  
4 ports of the account established under this section.

5 **“SECTION 12. (1) The Commission for the Blind shall collect a**  
6 **percentage of net proceeds earned by a vending facility. The moneys**  
7 **collected under this section shall be deposited into the fund established**  
8 **under section 11 of this 2017 Act.**

9 “(2) The commission shall determine by rule the percentage of net  
10 proceeds to be collected under this section. The commission shall re-  
11 duce the percentage collected by the following amounts:

12 “(a)(A) Four percent if the vending facility offers exclusively  
13 healthy vending items and local vending items;

14 “(B) Three percent if at least 75 percent but less than 100 percent  
15 of the offerings at a vending facility are healthy vending items and  
16 local vending items; or

17 “(C) Two percent if at least 50 percent but less than 75 percent of  
18 the offerings at a vending facility are healthy vending items and local  
19 vending items;

20 “(b) Two percent if the vending facility employs at least one person  
21 who is blind, in addition to the vending facility manager;

22 “(c) One percent for each person who is blind employed by a vend-  
23 ing facility in addition to the persons described in paragraph (b) of this  
24 subsection;

25 “(d) One percent if the vending facility employs at least one person  
26 with a disability, as defined in ORS 174.107, or who is a veteran, in  
27 addition to the vending facility manager; and

28 “(e) One-half of one percent for each person with a disability or  
29 veteran employed by a vending facility in addition to the persons de-  
30 scribed in paragraph (d) of this subsection.

1       **“SECTION 13. The Commission for the Blind shall adopt by rule a**  
2 **vending facility manager statement with which a vending facility**  
3 **manager licensed under ORS 346.510 to 346.570 shall comply. The**  
4 **statement must describe the responsibilities of a vending facility**  
5 **manager licensed under ORS 346.510 to 346.570, including, but not lim-**  
6 **ited to, responsibilities regarding:**

7       **“(1) Weekly contact requirements with any employees or subcon-**  
8 **tractors of the manager;**

9       **“(2) Vending facility inspections; and**

10       **“(3) The development and maintenance of work logs.**

11       **“SECTION 14. (1) With approval from the Commission for the Blind,**  
12 **a vending facility manager licensed under ORS 346.510 to 346.570 may**  
13 **subcontract with a third party included on the list of approved sub-**  
14 **contractors under subsection (4) of this section in order to enable the**  
15 **manager to meet any obligations of managing the vending facility.**

16       **“(2) In determining whether to approve a subcontract, the com-**  
17 **mission shall consider:**

18       **“(a) The quality of service that the vending facility manager and**  
19 **subcontractor are able to provide;**

20       **“(b) Any product storage requirements; and**

21       **“(c) The preference of a state agency, department or political sub-**  
22 **division regarding the vending facility manager’s use of a subcontrac-**  
23 **tor.**

24       **“(3) The commission may increase the percentage of net proceeds**  
25 **collected under section 12 of this 2017 Act from a vending facility**  
26 **manager who subcontracts with a third party under this section.**

27       **“(4) The commission shall establish a list of approved third parties**  
28 **with which a vending facility manager may subcontract. The com-**  
29 **mission shall consult with the business enterprise consumer commit-**  
30 **tee in establishing the list. The commission may revise the list as**

1 necessary. The commission may, in approving third parties, give pref-  
2 erence to third parties that provide healthy vending items or local  
3 vending items and that employ persons with disabilities, as defined in  
4 ORS 174.107, and veterans.

5 “(5) The commission may determine by rule the services or products  
6 that a third party may provide pursuant to a subcontract and the ex-  
7 tent to which a third party may perform some or all of the duties of  
8 a vending facility manager with whom the third party subcontracts.

9 “(6) A vending facility manager who subcontracts with a third party  
10 under this section is solely responsible for fulfilling the requirements  
11 of the vending facility manager statement and for meeting any obli-  
12 gations arising from contracts or other agreements into which the  
13 vending facility manager has entered for the purpose of managing the  
14 vending facility.

15 “(7) The commission may adopt rules relating to the assignment of  
16 a vending facility manager to a vending facility. The commission shall  
17 consult with the committee in developing any criteria under this sub-  
18 section.

19 “SECTION 15. The surviving spouse or domestic partner of a vend-  
20 ing facility manager who is deceased or who becomes terminally in-  
21 capacitated by a physical or mental illness may continue to operate  
22 the vending facility formerly operated by the original manager for up  
23 to six months from the date of death or incapacitation for the purpose  
24 of winding down the operations of the vending facility.

25 “SECTION 16. The Commission for the Blind shall ensure the active  
26 participation of the commission’s business enterprise consumer com-  
27 mittee in the commission’s administrative, policy and program devel-  
28 opment decisions that impact the commission’s business enterprise  
29 program. The commission shall provide data and information to the  
30 committee in order to effectuate the committee’s active participation.

1       **“SECTION 17.** ORS 293.701 is amended to read:  
2       “293.701. As used in ORS 293.701 to 293.857, unless the context requires  
3 otherwise:  
4       “(1) ‘Council’ means the Oregon Investment Council.  
5       “(2) ‘Investment funds’ means:  
6       “(a) Public Employees Retirement Fund referred to in ORS 238.660;  
7       “(b) Industrial Accident Fund referred to in ORS 656.632;  
8       “(c) Consumer and Business Services Fund referred to in ORS 705.145;  
9       “(d) Employment Department Special Administrative Fund referred to in  
10 ORS 657.822;  
11       “(e) Insurance Fund referred to in ORS 278.425;  
12       “(f) Funds under the control and administration of the Department of  
13 State Lands;  
14       “(g) Oregon Student Assistance Fund referred to in ORS 348.570;  
15       “(h) Moneys made available to the Commission for the Blind under ORS  
16 346.270 and [346.540] **section 11 of this 2017 Act** or rules adopted there-  
17 under;  
18       “(i) Forest Development Revenue Bond Fund referred to in ORS 530.147  
19 and State Forestry General Obligation Bond Fund referred to in ORS 530.280;  
20       “(j) Oregon War Veterans’ Fund referred to in ORS 407.495;  
21       “(k) Oregon War Veterans’ Bond Sinking Account referred to in ORS  
22 407.515;  
23       “(L) World War II Veterans’ Compensation Fund;  
24       “(m) World War II Veterans’ Bond Sinking Fund;  
25       “(n) Funds in the hands of the State Treasurer that are not required to  
26 meet current demands and that are invested in the Oregon Short Term Fund  
27 established under ORS 293.728 or in another commingled investment vehicle;  
28       “(o) State funds that are not subject to the control and administration  
29 of officers or bodies specifically designated by law;  
30       “(p) Funds derived from the sale of state bonds;

1 “(q) Social Security Revolving Account referred to in ORS 237.490;  
2 “(r) Public University Fund established by ORS 352.450;  
3 “(s) Local Government Employer Benefit Trust Fund referred to in ORS  
4 657.513;  
5 “(t) Elderly and Disabled Special Transportation Fund established by ORS  
6 391.800;  
7 “(u) Education Stability Fund established by ORS 348.696;  
8 “(v) Deferred Compensation Fund established under ORS 243.411;  
9 “(w) Trust for Cultural Development Account established under ORS  
10 359.405; and  
11 “(x) The State Library Donation Fund and the Talking Book and Braille  
12 Library Endowment Fund subaccount established under ORS 357.195.

13 “(3) ‘Investment officer’ means the State Treasurer in the capacity as in-  
14 vestment officer for the council.

15 **“SECTION 18. The Commission for the Blind shall increase the**  
16 **percentage of net proceeds collected under section 12 of this 2017 Act**  
17 **from a vending facility that a vending facility manager licensed under**  
18 **ORS 346.510 to 346.570 does not operate in compliance with the re-**  
19 **quirements of the vending facility manager statement described in**  
20 **section 13 of this 2017 Act.**

21 **“SECTION 19. Section 18 of this 2017 Act is repealed on December**  
22 **31, 2018.**

23 **“SECTION 20. (1)(a) Sections 11, 12 and 14 to 16 of this 2017 Act and**  
24 **the amendments to ORS 293.701, 346.120, 346.210, 346.220, 346.290, 346.510,**  
25 **346.520, 346.530, 346.540 and 346.550 by sections 1 to 9 and 17 of this 2017**  
26 **Act become operative on January 1, 2018.**

27 **“(b) Section 13 of this 2017 Act becomes operative on November 15,**  
28 **2017.**

29 **“(2) The Commission for the Blind may take any action before the**  
30 **operative dates specified in subsection (1) of this section that is nec-**

1 **essary to enable the commission to exercise, on and after the operative**  
2 **dates specified in subsection (1) of this section, all of the duties,**  
3 **functions and powers conferred on the commission by sections 11 to**  
4 **16 of this 2017 Act and the amendments to ORS 293.701, 346.120, 346.210,**  
5 **346.220, 346.290, 346.510, 346.520, 346.530, 346.540 and 346.550 by sections**  
6 **1 to 9 and 17 of this 2017 Act.**

7 **“SECTION 21. This 2017 Act takes effect on the 91st day after the**  
8 **date on which the 2017 regular session of the Seventy-ninth Legislative**  
9 **Assembly adjourns sine die.”.**

10 \_\_\_\_\_