



MEMORANDUM

Prepared for: Oregon State Senate
Date: May 28, 2020
By: Tyler Larson, Analyst
Re: Legislative Review of Executive Appointments

LPRO: LEGISLATIVE POLICY AND RESEARCH OFFICE

DIRECTOR OF THE DEPARTMENT OF CONSUMER AND BUSINESS SERVICES

The Governor has appointed the following individual to serve as the Director of the Department of Consumer and Business Services, subject to Senate confirmation.¹

Appointees

Andrew Stolfi of Salem

Term

April 6, 2020; serves at the pleasure of the Governor.

Appointment/Confirmation Authority

[ORS 705.105 \(2019\)](#)

Statement of Economic Interest²

Required.

Statutory Requirements³

The director is appointed by the Governor and subject to confirmation by the Senate.⁴ The director serves at the pleasure of the Governor. The person appointed as director shall be well qualified by training and experience to perform the functions of the office. The director may be designated by the title of Insurance Commissioner or may appoint a person to serve under the supervision and control of the director as Insurance Commissioner. Before entering upon the functions of office, the director must give to the state a fidelity bond with one or more corporate sureties authorized to do business in this state, or an irrevocable letter of credit issued by an insured institution, in the penal sum fixed by the Governor.

Duties and Authority

The director exercises supervision and control of the department.⁵ The department is Oregon's largest business regulatory and consumer protection agency and includes:⁶

¹ See [Or. Const. art. III sect. 4](#), [ORS 171.562 \(2019\)](#), [ORS 171.565 \(2019\)](#).

² See [ORS 244.050 \(2019\)](#).

³ See [ORS 182.100 \(2019\)](#) for affirmative action policy and [ORS 236.115 \(2019\)](#) for diversity criteria.

⁴ [ORS 705.105 \(2019\)](#).

⁵ *Id.*

⁶ Department of Consumer and Business Services, *Mission, Vision, and Values*, <https://www.oregon.gov/dcbcs/RightStart/Pages/mission.aspx> (last visited April 21, 2020).

- regulation of the state's securities, lending, and financial industries;⁷
- regulation of the state's insurance market;⁸
- administration of the Oregon Health Insurance Marketplace;⁹
- administration and regulation of the state workers' compensation insurance market;¹⁰
- administration of the State Building Code and regulation of construction trades;¹¹ and
- administration of the state's workplace safety laws.¹²

The director must:¹³

- with the approval of the Governor, organize and reorganize the department in the manner the director considers necessary to conduct the work of the department properly;
- with the approval of the Governor, appoint directors for administrative divisions; and
- adopt rules governing circumstances under which employees or any category of employees of the department may or may not be or become indebted to or hold any interest in any entity subject to regulation by the department.

The director may:¹⁴

- with the approval of the Governor, appoint a deputy director who shall serve at the pleasure of the director;
- appoint all subordinate officers and employees of the department;
- delegate any duties, powers, and functions of the director under such conditions as the director deems appropriate; and
- adopt rules for the purpose of carrying out the functions of the department.

⁷ See ORS chapters 59, 86A, 97, 446, 645, 646, 650, 697, and 705 to 727 (2019).

⁸ See ORS chapters 731 to 752 (2019).

⁹ See ORS chapter 741 (2019).

¹⁰ See ORS chapters 654, 656, 659A, and 731 (2019).

¹¹ See ORS chapters 446, 447, 455, 460, 479, 480, 670, 671, 672, 693, and 701 (2019).

¹² See ORS chapters 654, 656, and 658 (2019).

¹³ [ORS 705.115 to 705.135 \(2019\)](#).

¹⁴ [ORS 705.125 to 705.135 \(2019\)](#).