

B-Engrossed
Senate Bill 292

Ordered by the Senate April 17
Including Senate Amendments dated March 2 and April 17

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Senate Interim Committee on Education for Senator Michael Dembrow)

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.

Narrows, **on temporary basis**, applicability of requirement that members of district school board must file verified statement of economic interest to only those members of districts with specified number of students [*or districts that are sponsors of virtual public charter schools*]. **Expands applicability of requirement to all members of district school boards in 2026. Directs Oregon Government Ethics Commission to provide training on filing of verified statements of economic interest to members of district school boards.**

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to education; creating new provisions; amending ORS 244.050; and declaring an emergency.

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

4 **SECTION 1.** ORS 244.050, as amended by section 1, chapter 66, Oregon Laws 2022, is amended
5 to read:

6 244.050. (1) On or before April 15 of each year the following persons shall file with the Oregon
7 Government Ethics Commission a verified statement of economic interest as required under this
8 chapter:

9 (a) The Governor, Secretary of State, State Treasurer, Attorney General, Commissioner of the
10 Bureau of Labor and Industries, district attorneys and members of the Legislative Assembly.

11 (b) Any judicial officer, including justices of the peace and municipal judges, except any pro tem
12 judicial officer who does not otherwise serve as a judicial officer.

13 (c) Any candidate for a public office designated in paragraph (a) or (b) of this subsection.

14 (d) The Deputy Attorney General.

15 (e) The Deputy Secretary of State.

16 (f) The Legislative Administrator, the Legislative Counsel, the Legislative Fiscal Officer, the
17 Legislative Policy and Research Director, the Secretary of the Senate, the Chief Clerk of the House
18 of Representatives and the Legislative Equity Officer.

19 (g) The president and vice presidents, or their administrative equivalents, in each public uni-
20 versity listed in ORS 352.002.

21 (h) The following state officers:

22 (A) Adjutant General.

23 (B) Director of Agriculture.

24 (C) Manager of State Accident Insurance Fund Corporation.

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 (D) Water Resources Director.
- 2 (E) Director of the Department of Environmental Quality.
- 3 (F) Director of the Oregon Department of Administrative Services.
- 4 (G) State Fish and Wildlife Director.
- 5 (H) State Forester.
- 6 (I) State Geologist.
- 7 (J) Director of Human Services.
- 8 (K) Director of the Department of Consumer and Business Services.
- 9 (L) Director of the Department of State Lands.
- 10 (M) State Librarian.
- 11 (N) Administrator of the Oregon Liquor and Cannabis Commission.
- 12 (O) Superintendent of State Police.
- 13 (P) Director of the Public Employees Retirement System.
- 14 (Q) Director of Department of Revenue.
- 15 (R) Director of Transportation.
- 16 (S) Public Utility Commissioner.
- 17 (T) Director of Veterans' Affairs.
- 18 (U) Executive director of Oregon Government Ethics Commission.
- 19 (V) Director of the State Department of Energy.
- 20 (W) Director and each assistant director of the Oregon State Lottery.
- 21 (X) Director of the Department of Corrections.
- 22 (Y) Director of the Oregon Department of Aviation.
- 23 (Z) Executive director of the Oregon Criminal Justice Commission.
- 24 (AA) Director of the Oregon Business Development Department.
- 25 (BB) Director of the Oregon Department of Emergency Management.
- 26 (CC) Director of the Employment Department.
- 27 (DD) State Fire Marshal.
- 28 (EE) Chief of staff for the Governor.
- 29 (FF) Director of the Housing and Community Services Department.
- 30 (GG) State Court Administrator.
- 31 (HH) Director of the Department of Land Conservation and Development.
- 32 (II) Board chairperson of the Land Use Board of Appeals.
- 33 (JJ) State Marine Director.
- 34 (KK) Executive director of the Oregon Racing Commission.
- 35 (LL) State Parks and Recreation Director.
- 36 (MM) Public defense services executive director.
- 37 (NN) Chairperson of the Public Employees' Benefit Board.
- 38 (OO) Director of the Department of Public Safety Standards and Training.
- 39 (PP) Executive director of the Higher Education Coordinating Commission.
- 40 (QQ) Executive director of the Oregon Watershed Enhancement Board.
- 41 (RR) Director of the Oregon Youth Authority.
- 42 (SS) Director of the Oregon Health Authority.
- 43 (TT) Deputy Superintendent of Public Instruction.
- 44 (i) The First Partner, the legal counsel, the deputy legal counsel and all policy advisors within
- 45 the Governor's office.

- 1 (j) Every elected city or county official.
- 2 (k) Every member of a city or county planning, zoning or development commission.
- 3 (L) The chief executive officer of a city or county who performs the duties of manager or prin-
4 cipal administrator of the city or county.
- 5 (m) Members of local government boundary commissions formed under ORS 199.410 to 199.519.
- 6 (n) Every member of a governing body of a metropolitan service district and the auditor and
7 executive officer thereof.
- 8 (o) Each member of the board of directors of the State Accident Insurance Fund Corporation.
- 9 (p) The chief administrative officer and the financial officer of each common and union high
10 school district, education service district and community college district.
- 11 (q) Every member of the following state boards, commissions and councils:
 - 12 (A) Governing board of the State Department of Geology and Mineral Industries.
 - 13 (B) Oregon Business Development Commission.
 - 14 (C) State Board of Education.
 - 15 (D) Environmental Quality Commission.
 - 16 (E) Fish and Wildlife Commission of the State of Oregon.
 - 17 (F) State Board of Forestry.
 - 18 (G) Oregon Government Ethics Commission.
 - 19 (H) Oregon Health Policy Board.
 - 20 (I) Oregon Investment Council.
 - 21 (J) Land Conservation and Development Commission.
 - 22 (K) Oregon Liquor and Cannabis Commission.
 - 23 (L) Oregon Short Term Fund Board.
 - 24 (M) State Marine Board.
 - 25 (N) Mass transit district boards.
 - 26 (O) Energy Facility Siting Council.
 - 27 (P) Board of Commissioners of the Port of Portland.
 - 28 (Q) Employment Relations Board.
 - 29 (R) Public Employees Retirement Board.
 - 30 (S) Oregon Racing Commission.
 - 31 (T) Oregon Transportation Commission.
 - 32 (U) Water Resources Commission.
 - 33 (V) Workers' Compensation Board.
 - 34 (W) Oregon Facilities Authority.
 - 35 (X) Oregon State Lottery Commission.
 - 36 (Y) Pacific Northwest Electric Power and Conservation Planning Council.
 - 37 (Z) Columbia River Gorge Commission.
 - 38 (AA) Oregon Health and Science University Board of Directors.
 - 39 (BB) Capitol Planning Commission.
 - 40 (CC) Higher Education Coordinating Commission.
 - 41 (DD) Oregon Growth Board.
 - 42 (EE) Early Learning Council.
 - 43 (FF) The Oversight and Accountability Council.
- 44 (r) The following officers of the State Treasurer:
 - 45 (A) Deputy State Treasurer.

1 (B) Chief of staff for the office of the State Treasurer.

2 (C) Director of the Investment Division.

3 (s) Every member of the board of commissioners of a port governed by ORS 777.005 to 777.725
4 or 777.915 to 777.953.

5 (t) Every member of the board of directors of an authority created under ORS 441.525 to 441.595.

6 (u) Every member of a governing board of a public university listed in ORS 352.002.

7 (v) Every member of the district school board of a common school district or union high school
8 district[,] **if the district has an average daily membership, as defined in ORS 327.006, of 4,000**
9 **or more students, as calculated without including the average daily membership of any stu-**
10 **dents enrolled in a virtual public charter school, as defined in ORS 338.005, for which the**
11 **district is the sponsor.**

12 (w) Every member of the board of directors of an authority created under ORS 465.600 to
13 465.621.

14 (2) By April 15 next after the date an appointment takes effect, every appointed public official
15 on a board or commission listed in subsection (1) of this section shall file with the Oregon Govern-
16 ment Ethics Commission a statement of economic interest as required under ORS 244.060, 244.070
17 and 244.090.

18 (3) By April 15 next after the filing deadline for the primary election, each candidate described
19 in subsection (1) of this section shall file with the commission a statement of economic interest as
20 required under ORS 244.060, 244.070 and 244.090.

21 (4) Not later than the 40th day before the date of the statewide general election, each candidate
22 described in subsection (1) of this section who will appear on the statewide general election ballot
23 and who was not required to file a statement of economic interest under subsections (1) to (3) of this
24 section shall file with the commission a statement of economic interest as required under ORS
25 244.060, 244.070 and 244.090.

26 (5) Subsections (1) to (3) of this section apply only to persons who are incumbent, elected or
27 appointed public officials as of April 15 and to persons who are candidates on April 15.

28 (6) If a statement required to be filed under this section has not been received by the commis-
29 sion within five days after the date the statement is due, the commission shall notify the public of-
30 ficial or candidate and give the public official or candidate not less than 15 days to comply with the
31 requirements of this section. If the public official or candidate fails to comply by the date set by the
32 commission, the commission may impose a civil penalty as provided in ORS 244.350.

33 **SECTION 2. (1) The amendments to ORS 244.050 by section 1 of this 2023 Act apply to**
34 **persons required to file a statement of economic interest on or before April 15, 2023, for the**
35 **preceding calendar year.**

36 **(2) If this 2023 Act does not become effective until after April 15, 2023, this 2023 Act shall**
37 **be operative retroactively to that date, and the operation and effect of ORS 244.050, as**
38 **amended by section 1 of this 2023 Act, shall continue unaffected from April 15, 2023, to the**
39 **effective date of this 2023 Act and thereafter. The Oregon Government Ethics Commission**
40 **shall cause any civil penalty imposed under ORS 244.350 for failure to file the required**
41 **statement of economic interest in a timely fashion to be refunded to a person who paid the**
42 **penalty but who is not required to file a statement of economic interest under ORS 244.050,**
43 **as amended by section 1 of this 2023 Act.**

44 **SECTION 3.** ORS 244.050, as amended by section 1, chapter 66, Oregon Laws 2022, and section
45 1 of this 2023 Act, is amended to read:

1 244.050. (1) On or before April 15 of each year the following persons shall file with the Oregon
2 Government Ethics Commission a verified statement of economic interest as required under this
3 chapter:

4 (a) The Governor, Secretary of State, State Treasurer, Attorney General, Commissioner of the
5 Bureau of Labor and Industries, district attorneys and members of the Legislative Assembly.

6 (b) Any judicial officer, including justices of the peace and municipal judges, except any pro tem
7 judicial officer who does not otherwise serve as a judicial officer.

8 (c) Any candidate for a public office designated in paragraph (a) or (b) of this subsection.

9 (d) The Deputy Attorney General.

10 (e) The Deputy Secretary of State.

11 (f) The Legislative Administrator, the Legislative Counsel, the Legislative Fiscal Officer, the
12 Legislative Policy and Research Director, the Secretary of the Senate, the Chief Clerk of the House
13 of Representatives and the Legislative Equity Officer.

14 (g) The president and vice presidents, or their administrative equivalents, in each public uni-
15 versity listed in ORS 352.002.

16 (h) The following state officers:

17 (A) Adjutant General.

18 (B) Director of Agriculture.

19 (C) Manager of State Accident Insurance Fund Corporation.

20 (D) Water Resources Director.

21 (E) Director of the Department of Environmental Quality.

22 (F) Director of the Oregon Department of Administrative Services.

23 (G) State Fish and Wildlife Director.

24 (H) State Forester.

25 (I) State Geologist.

26 (J) Director of Human Services.

27 (K) Director of the Department of Consumer and Business Services.

28 (L) Director of the Department of State Lands.

29 (M) State Librarian.

30 (N) Administrator of the Oregon Liquor and Cannabis Commission.

31 (O) Superintendent of State Police.

32 (P) Director of the Public Employees Retirement System.

33 (Q) Director of Department of Revenue.

34 (R) Director of Transportation.

35 (S) Public Utility Commissioner.

36 (T) Director of Veterans' Affairs.

37 (U) Executive director of Oregon Government Ethics Commission.

38 (V) Director of the State Department of Energy.

39 (W) Director and each assistant director of the Oregon State Lottery.

40 (X) Director of the Department of Corrections.

41 (Y) Director of the Oregon Department of Aviation.

42 (Z) Executive director of the Oregon Criminal Justice Commission.

43 (AA) Director of the Oregon Business Development Department.

44 (BB) Director of the Oregon Department of Emergency Management.

45 (CC) Director of the Employment Department.

- 1 (DD) State Fire Marshal.
- 2 (EE) Chief of staff for the Governor.
- 3 (FF) Director of the Housing and Community Services Department.
- 4 (GG) State Court Administrator.
- 5 (HH) Director of the Department of Land Conservation and Development.
- 6 (II) Board chairperson of the Land Use Board of Appeals.
- 7 (JJ) State Marine Director.
- 8 (KK) Executive director of the Oregon Racing Commission.
- 9 (LL) State Parks and Recreation Director.
- 10 (MM) Public defense services executive director.
- 11 (NN) Chairperson of the Public Employees' Benefit Board.
- 12 (OO) Director of the Department of Public Safety Standards and Training.
- 13 (PP) Executive director of the Higher Education Coordinating Commission.
- 14 (QQ) Executive director of the Oregon Watershed Enhancement Board.
- 15 (RR) Director of the Oregon Youth Authority.
- 16 (SS) Director of the Oregon Health Authority.
- 17 (TT) Deputy Superintendent of Public Instruction.
- 18 (i) The First Partner, the legal counsel, the deputy legal counsel and all policy advisors within
- 19 the Governor's office.
- 20 (j) Every elected city or county official.
- 21 (k) Every member of a city or county planning, zoning or development commission.
- 22 (L) The chief executive officer of a city or county who performs the duties of manager or prin-
- 23 cipal administrator of the city or county.
- 24 (m) Members of local government boundary commissions formed under ORS 199.410 to 199.519.
- 25 (n) Every member of a governing body of a metropolitan service district and the auditor and
- 26 executive officer thereof.
- 27 (o) Each member of the board of directors of the State Accident Insurance Fund Corporation.
- 28 (p) The chief administrative officer and the financial officer of each common and union high
- 29 school district, education service district and community college district.
- 30 (q) Every member of the following state boards, commissions and councils:
- 31 (A) Governing board of the State Department of Geology and Mineral Industries.
- 32 (B) Oregon Business Development Commission.
- 33 (C) State Board of Education.
- 34 (D) Environmental Quality Commission.
- 35 (E) Fish and Wildlife Commission of the State of Oregon.
- 36 (F) State Board of Forestry.
- 37 (G) Oregon Government Ethics Commission.
- 38 (H) Oregon Health Policy Board.
- 39 (I) Oregon Investment Council.
- 40 (J) Land Conservation and Development Commission.
- 41 (K) Oregon Liquor and Cannabis Commission.
- 42 (L) Oregon Short Term Fund Board.
- 43 (M) State Marine Board.
- 44 (N) Mass transit district boards.
- 45 (O) Energy Facility Siting Council.

- 1 (P) Board of Commissioners of the Port of Portland.
2 (Q) Employment Relations Board.
3 (R) Public Employees Retirement Board.
4 (S) Oregon Racing Commission.
5 (T) Oregon Transportation Commission.
6 (U) Water Resources Commission.
7 (V) Workers' Compensation Board.
8 (W) Oregon Facilities Authority.
9 (X) Oregon State Lottery Commission.
10 (Y) Pacific Northwest Electric Power and Conservation Planning Council.
11 (Z) Columbia River Gorge Commission.
12 (AA) Oregon Health and Science University Board of Directors.
13 (BB) Capitol Planning Commission.
14 (CC) Higher Education Coordinating Commission.
15 (DD) Oregon Growth Board.
16 (EE) Early Learning Council.
17 (FF) The Oversight and Accountability Council.
18 (r) The following officers of the State Treasurer:
19 (A) Deputy State Treasurer.
20 (B) Chief of staff for the office of the State Treasurer.
21 (C) Director of the Investment Division.
22 (s) Every member of the board of commissioners of a port governed by ORS 777.005 to 777.725
23 or 777.915 to 777.953.
24 (t) Every member of the board of directors of an authority created under ORS 441.525 to 441.595.
25 (u) Every member of a governing board of a public university listed in ORS 352.002.
26 (v) Every member of the district school board of a common school district or union high school
27 district *[if the district has an average daily membership, as defined in ORS 327.006, of 4,000 or more*
28 *students, as calculated without including the average daily membership of any students enrolled in a*
29 *virtual public charter school, as defined in ORS 338.005, for which the district is the sponsor]*.
30 (w) Every member of the board of directors of an authority created under ORS 465.600 to
31 465.621.
32 (2) By April 15 next after the date an appointment takes effect, every appointed public official
33 on a board or commission listed in subsection (1) of this section shall file with the Oregon Govern-
34 ment Ethics Commission a statement of economic interest as required under ORS 244.060, 244.070
35 and 244.090.
36 (3) By April 15 next after the filing deadline for the primary election, each candidate described
37 in subsection (1) of this section shall file with the commission a statement of economic interest as
38 required under ORS 244.060, 244.070 and 244.090.
39 (4) Not later than the 40th day before the date of the statewide general election, each candidate
40 described in subsection (1) of this section who will appear on the statewide general election ballot
41 and who was not required to file a statement of economic interest under subsections (1) to (3) of this
42 section shall file with the commission a statement of economic interest as required under ORS
43 244.060, 244.070 and 244.090.
44 (5) Subsections (1) to (3) of this section apply only to persons who are incumbent, elected or
45 appointed public officials as of April 15 and to persons who are candidates on April 15.

1 (6) If a statement required to be filed under this section has not been received by the commis-
2 sion within five days after the date the statement is due, the commission shall notify the public of-
3 ficial or candidate and give the public official or candidate not less than 15 days to comply with the
4 requirements of this section. If the public official or candidate fails to comply by the date set by the
5 commission, the commission may impose a civil penalty as provided in ORS 244.350.

6 **SECTION 4. (1) The amendments to ORS 244.050 by section 3 of this 2023 Act become**
7 **operative on January 1, 2026.**

8 (2) In calendar years 2024, 2025 and 2026, the Oregon Government Ethics Commission, in
9 collaboration with the Department of Education, shall provide training on the requirements
10 of ORS 244.050, as amended by section 3 of this 2023 Act, to members of district school
11 boards required to file a verified statement of economic interest under ORS 244.050 after
12 January 1, 2026.

13 **SECTION 5. This 2023 Act being necessary for the immediate preservation of the public**
14 **peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect**
15 **on its passage.**

16 _____