

Requested by Senator JAMA

**PROPOSED AMENDMENTS TO
HOUSE BILL 4159**

1 On page 1 of the printed bill, delete lines 4 through 27.

2 On page 2, delete lines 1 through 7 and insert:

3 **“SECTION 1. ORS 244.250 is amended to read:**

4 “244.250. (1) The Oregon Government Ethics Commission is established,
5 consisting of nine members. The appointment of a member of the commission
6 is subject to confirmation by the Senate in the manner provided in ORS
7 171.562 and 171.565. Members shall be appointed in the following manner:

8 “(a) The Governor shall appoint eight members from among persons re-
9 commended, two each by the leadership of the Democratic and Republican
10 parties in each house of the Legislative Assembly. If a person recommended
11 by the leadership of the Democratic or Republican party is not approved by
12 the Governor, the leadership shall recommend another person.

13 “(b) The Governor shall appoint one member without leadership recom-
14 mendation.

15 “(2)(a) A person who holds any public office listed in ORS 244.050 (1)
16 except as a member of the commission may not be appointed to the commis-
17 sion.

18 “(b) No more than three members may be members of the same political
19 party.

20 **“(c) At least one member must have experience in local govern-
21 ment.**

1 “(3) The term of office of a member is four years. A member is not eligible
2 to be appointed to more than two full terms but may additionally serve out
3 an unexpired term. Vacancies shall be filled by the appointing authority for
4 the unexpired term.

5 “(4) The commission shall elect a chairperson and vice chairperson for
6 such terms and duties as the commission may require.

7 “(5) A quorum consists of five members but a final decision may not be
8 made without an affirmative vote of a majority of the members appointed to
9 the commission.

10 “(6) Members shall be entitled to compensation and expenses as provided
11 in ORS 292.495.

12 “(7) The commission may retain or appoint qualified legal counsel who
13 must be a licensee of the Oregon State Bar and who is responsible to the
14 commission. The appointment of legal counsel under this subsection may be
15 made only when the commission finds it is inappropriate and contrary to the
16 public interest for the office of the Attorney General to represent concur-
17 rently more than one public official or agency in any matter before the
18 commission because the representation:

19 “(a) Would create or tend to create a conflict of interest; and

20 “(b) Is not subject to ORS 180.230 or 180.235.

21 “(8) The Attorney General may not represent before the commission any
22 state public official who is the subject of any complaint or action of the
23 commission at the commission’s own instigation.”.

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