

Senate Bill 1006

Sponsored by Senator THATCHER, Representatives BOICE, WRIGHT, Senator STARR; Senators MCLANE, MEEK, Representatives DIEHL, JAVADI, MANNIX, YUNKER

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 **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act states that measures must be asked for by members or committees of the House and the Senate and cannot be asked for by state agencies or officials. (Flesch Readability Score: 63.6).

Directs all state agencies, statewide elected officials and other entities to seek legislative changes only through legislative measures requested and introduced by members and committees of the Legislative Assembly.

Takes effect on the 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to legislative measure introduction; amending ORS 94.536, 171.130, 173.130, 184.843, 197.012,
3 197.652, 279.855, 413.011 and 418.979 and section 14, chapter 516, Oregon Laws 2001; repealing
4 ORS 171.127 and 171.133; and prescribing an effective date.

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

SECTION 1. ORS 171.130 is amended to read:

5
6
7 171.130. (1) At any time in advance of any regular or special session of the Legislative Assembly
8 fixed by the Legislative Counsel Committee, or at any time in advance of a special session as may
9 be fixed by joint rules of both houses of the Legislative Assembly, the following may file a proposed
10 legislative measure with the Legislative Counsel:

11 (a) Members who will serve in the session and members-elect.

12 (b) Interim and statutory committees of the Legislative Assembly.

13 *[(2) On or before December 15 of an even-numbered year, or at any time in advance of a special*
14 *session as may be fixed by joint rules of both houses of the Legislative Assembly, the following may*
15 *file a proposed legislative measure with the Legislative Counsel:]*

16 *[(a) The Oregon Department of Administrative Services, to implement the fiscal recommendations*
17 *of the Governor contained in the Governor's budget.]*

18 *[(b) The person who will serve as Governor during the session.]*

19 *[(c) The Secretary of State, the State Treasurer, the Attorney General and the Commissioner of the*
20 *Bureau of Labor and Industries.]*

21 *[(d) The Judicial Department.]*

22 *[(3) Notwithstanding subsection (2) of this section, a statewide elected official who initially assumes*
23 *office in January of an odd-numbered year may submit proposed measures for introduction by members*
24 *or committees of the Legislative Assembly until the calendar day designated by rules of either house*
25 *of the Legislative Assembly. The exemption granted by this subsection to a newly elected Governor does*
26 *not apply to state agencies in the executive branch.]*

27 *[(4)]* **(2)** On or before December 15 of an even-numbered year, a state agency may file a proposed

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 legislative measure with the Legislative Counsel through a member or committee of the Legislative
 2 Assembly. **A proposed legislative measure that is filed under this subsection must state that**
 3 **the measure is filed at the request of the state agency.**

4 [(5)] (3) The [Legislative Counsel] **Secretary of the Senate or the Chief Clerk of the House**
 5 **of Representatives** shall order each measure filed pursuant to subsections (1) [to (4)] **and (2)** of this
 6 section prepared for printing and may order the measure printed. [*If the person filing a measure*
 7 *specifically requests in writing that the measure be made available for distribution, the Legislative*
 8 *Counsel shall order the measure printed and shall make copies of the printed measure available for*
 9 *distribution before the beginning of the session to members and members-elect and to others upon re-*
 10 *quest.*]

11 [(6)] *Copies of all measures filed and prepared for printing or printed pursuant to this section shall*
 12 *be forwarded by the Legislative Counsel to the chief clerk of the house designated by the person filing*
 13 *the measure for introduction.*]

14 [(7)] (4) The costs of carrying out this section shall be paid out of the money appropriated for
 15 the expenses of that session of the Legislative Assembly for which the measure is to be printed.

16 [(8)] (5) The Legislative Counsel Committee may adopt rules or policies to accomplish the pur-
 17 pose of this section.

18 [(9)] (6) This section does not affect any [*law or any*] rule of the Legislative Assembly or either
 19 house thereof relating to the introduction of legislative measures.

20 **SECTION 2.** ORS 173.130 is amended to read:

21 173.130. (1) The Legislative Counsel shall prepare or assist in the preparation of legislative
 22 measures when requested to do so by a member or committee of the Legislative Assembly.

23 [(2)] *Upon the written request of a state agency, the Legislative Counsel may prepare or assist in*
 24 *the preparation of legislative measures that have been approved for preparation in writing by the*
 25 *Governor or the Governor's designated representative. The Legislative Counsel may also prepare or*
 26 *assist in the preparation of legislative measures that are requested in writing by the Judicial Depart-*
 27 *ment, the Governor, the Secretary of State, the State Treasurer, the Attorney General or the Commis-*
 28 *sioner of the Bureau of Labor and Industries. In accordance with ORS 283.110, the Legislative Counsel*
 29 *may charge the agency or officer for the services performed.*]

30 [(3)] (2) The Legislative Counsel shall give such consideration to and service concerning any
 31 measure or other legislative matter before the Legislative Assembly as is requested by the House
 32 of Representatives, the Senate or any committee of the Legislative Assembly that has the measure
 33 or other matter under consideration.

34 [(4)] (3) The Legislative Counsel, pursuant to the policies and directions of the Legislative
 35 Counsel Committee and in conformity with any applicable rules of the House of Representatives or
 36 Senate, shall perform or cause to be performed research service requested by any member or com-
 37 mittee of the Legislative Assembly in connection with the performance of legislative functions. Re-
 38 search assignments made by joint or concurrent resolution of the Legislative Assembly shall be
 39 given priority over other research requests received by the Legislative Counsel. The research ser-
 40 vice to be performed includes the administrative services incident to the accomplishment of the re-
 41 search requests or assignments.

42 [(5)] (4) The Legislative Counsel shall give an opinion in writing upon any question of law in
 43 which the Legislative Assembly or any member or committee of the Legislative Assembly may have
 44 an interest when the Legislative Assembly or any member or committee of the Legislative Assembly
 45 requests the opinion. Except as provided in [*subsection (2) of this section and*] ORS 173.135, the

1 Legislative Counsel shall not give opinions or provide other legal services to persons or agencies
 2 other than the Legislative Assembly and members and committees of the Legislative Assembly.

3 [(6)] (5) The Legislative Counsel may enter into contracts to carry out the functions of the
 4 Legislative Counsel.

5 **SECTION 3.** ORS 94.536 is amended to read:

6 94.536. As used in this section and ORS 94.538:

7 (1) "Conservation easement" has the meaning given that term in ORS 271.715.

8 (2) "Governmental unit" means a city, county, metropolitan service district [or], state agency
 9 as defined in ORS [171.133] **183.310 or the Judicial Department.**

10 (3) "Holder" has the meaning given that term in ORS 271.715.

11 (4) "Lot" has the meaning given that term in ORS 92.010.

12 (5) "Parcel" has the meaning given that term in ORS 92.010.

13 (6) "Receiving area" means a designated area of land to which a holder of development credits
 14 generated from a sending area may transfer the development credits and in which additional uses
 15 or development, not otherwise allowed, are allowed by reason of the transfer.

16 (7) "Resource land" means:

17 (a) Lands outside an urban growth boundary planned and zoned for farm use, forest use or mixed
 18 farm and forest use.

19 (b) Lands inside or outside urban growth boundaries identified:

20 (A) In an acknowledged local or regional government inventory as containing significant
 21 wetland, riparian, wildlife habitat, historic, scenic or open space resources; or

22 (B) As containing important natural resources, estuaries, coastal shorelands, beaches and dunes
 23 or other resources described in the statewide land use planning goals.

24 (c) "Conservation Opportunity Areas" identified in the "Oregon Conservation Strategy" adopted
 25 by the State Fish and Wildlife Commission and published by the State Department of Fish and
 26 Wildlife in September of 2006.

27 (8) "Sending area" means a designated area of resource land from which development credits
 28 generated from forgone development are transferable, for uses or development not otherwise al-
 29 lowed, to a receiving area.

30 (9) "Tract" has the meaning given that term in ORS 215.010.

31 (10) "Transferable development credit" means a severable development interest in real property
 32 that can be transferred from a lot, parcel or tract in a sending area to a lot, parcel or tract in a
 33 receiving area.

34 (11) "Transferable development credit system" means a land use planning tool that allows the
 35 record owner of a lot, parcel or tract of resource land in a sending area to voluntarily sever and
 36 sell development interests from the lot, parcel or tract for purchase and use by a potential developer
 37 to develop a lot, parcel or tract in a receiving area at a higher intensity than otherwise allowed.

38 (12) "Urban growth boundary" has the meaning given that term in ORS 197.015.

39 (13) "Urban reserve" has the meaning given that term in ORS 197A.230.

40 **SECTION 4.** ORS 184.843 is amended to read:

41 184.843. (1) There is created the Road User Fee Task Force.

42 (2) The purpose of the task force is to develop a design for revenue collection for Oregon's roads
 43 and highways that will replace the current system for revenue collection. The task force shall con-
 44 sider all potential revenue sources.

45 (3) The task force shall consist of 12 members, as follows:

1 (a) Two members shall be members of the House of Representatives, appointed by the Speaker
2 of the House of Representatives.

3 (b) Two members shall be members of the Senate, appointed by the President of the Senate.

4 (c) Four members shall be appointed by the Governor, the Speaker and the President acting
5 jointly. In making appointments under this paragraph, the appointing authorities shall consider in-
6 dividuals who are representative of the telecommunications industry, of highway user groups, of the
7 Oregon transportation research community and of national research and policy-making bodies such
8 as the Transportation Research Board and the American Association of State Highway and Trans-
9 portation Officials.

10 (d) One member shall be an elected city official, appointed by the Governor, the Speaker and the
11 President acting jointly.

12 (e) One member shall be an elected county official, appointed by the Governor, the Speaker and
13 the President acting jointly.

14 (f) Two members shall be members of the Oregon Transportation Commission, appointed by the
15 chairperson of the commission.

16 (4)(a) The term of a legislator appointed to the task force is four years except that the legislator
17 ceases to be a member of the task force when the legislator ceases to be a legislator. A legislator
18 may be reappointed to the task force.

19 (b) The term of a member of the task force appointed under subsection (3)(c) of this section is
20 four years and the member may be reappointed.

21 (c) The term of a member of the task force appointed under subsection (3)(d) or (e) of this section
22 is four years except that the member ceases to be a member of the task force when the member
23 ceases to be a city or county elected official. A city or county elected official may be reappointed
24 to the task force.

25 (d) The term of a member of the Oregon Transportation Commission appointed to the task force
26 is four years except that the member ceases to be a member of the task force when the member
27 ceases to be a member of the commission. A member of the commission may be reappointed to the
28 task force.

29 (5) A legislator appointed to the task force is entitled to per diem and other expense payments
30 as authorized by ORS 171.072 from funds appropriated to the Legislative Assembly. Other members
31 of the task force are entitled to compensation and expenses as provided in ORS 292.495.

32 (6) The Department of Transportation shall provide staff to the task force.

33 (7) The task force shall study alternatives to the current system of taxing highway use through
34 motor vehicle fuel taxes. The task force shall gather public comment on alternative approaches and
35 shall make recommendations to the Department of Transportation and the Oregon Transportation
36 Commission on the design of pilot programs to be used to test alternative approaches. The task force
37 may also make recommendations to the department and the commission on criteria to be used to
38 evaluate pilot programs. The task force may evaluate any pilot program implemented by the de-
39 partment and report the results of the evaluation to the Legislative Assembly, the department and
40 the commission.

41 (8) When the task force is studying alternatives to the current system of taxing highway use
42 through motor vehicle fuel taxes and developing recommendations on the design of pilot programs
43 to test alternative approaches under subsection (7) of this section, the task force shall:

44 (a) Take into consideration the availability, adaptability, reliability and security of methods that
45 might be used in recording and reporting highway use.

1 (b) Take into consideration the protection of any personally identifiable information used in re-
2 porting highway use.

3 (c) Take into consideration the ease and cost of recording and reporting highway use.

4 (d) Take into consideration the ease and cost of administering the collection of taxes and fees
5 as an alternative to the current system of taxing highway use through motor vehicle fuel taxes.

6 (e) Take into consideration effective methods of maintaining compliance.

7 (f) Consult with highway users and transportation stakeholders, including representatives of
8 vehicle users, vehicle manufacturers and fuel distributors.

9 (9) The task force shall report to each odd-numbered year regular session of the Legislative
10 Assembly on the work of the task force, the department and the commission in designing, imple-
11 menting and evaluating pilot programs.

12 (10) Official action by the task force requires the approval of a majority of the members of the
13 task force.

14 *[(11) Notwithstanding ORS 171.130 and 171.133, the task force by official action may recommend*
15 *legislation. Legislation recommended by the task force must indicate that it is introduced at the request*
16 *of the task force. Legislative measures proposed by the task force shall be prepared in time for preses-*
17 *sion filing with the Legislative Counsel by December 15 of an even-numbered year.]*

18 **SECTION 5.** ORS 197.012 is amended to read:

19 197.012. In areas of the state that are growing rapidly, state agencies, as defined in ORS
20 [171.133] **183.310**, cities and counties should, within constraints of applicable federal law and regu-
21 lations, state law and rules and local ordinances:

22 (1) Consider directing major public infrastructure investments, including major transportation
23 investments, to reinforce compact urban development; and

24 (2) Consider giving priority to investments that promote infill or redevelopment of existing urban
25 areas to encourage the density necessary to support alternative modes of transportation.

26 **SECTION 6.** ORS 197.652 is amended to read:

27 197.652. (1) At the request of a county and at least one other local government in a region, the
28 Department of Land Conservation and Development, other state agencies, as defined in ORS
29 [171.133] **183.310**, metropolitan planning organizations, special districts and advisory committees on
30 transportation may participate with the local governments in a collaborative regional problem-
31 solving process.

32 (2) If requested to participate, the department shall assist the county with the process and en-
33 courage regional efforts to resolve land use planning problems using the authorities described in
34 ORS 197.652 to 197.658.

35 (3) The county, in cooperation with the other local governments, shall identify the land use
36 planning problems to be addressed and the participants whose actions are necessary to resolve the
37 land use planning problems.

38 (4) The county shall submit a proposed work scope and a proposed list of participants as a
39 proposal to the Land Conservation and Development Commission for review. The commission shall
40 review:

41 (a) The proposed work scope to determine whether it can reasonably be completed within the
42 time allowed;

43 (b) The proposed participant list to determine whether it includes, at a minimum, all local gov-
44 ernments that will need to amend a comprehensive plan provision or a land use regulation, or adopt
45 a new provision or regulation, in order to resolve the land use planning problems identified in the

1 work scope; and

2 (c) The proposed work scope and the proposed participant list for consistency.

3 (5) A county may initiate amendments of a comprehensive plan or land use regulation under
4 ORS 197.652 to 197.658 only if the commission approves the work scope, the list of participants and
5 a schedule for completion of the process. The schedule for completion of the process may:

6 (a) Not exceed three years except as provided in paragraph (b) of this subsection.

7 (b) Be extended by the commission for up to one year for good cause shown.

8 (6) The decision of a county to submit a proposal under this section, and the decision of the
9 commission to approve a proposal, are not final actions subject to judicial review.

10 (7) If the commission approves a proposal under this section, the county must periodically report
11 on the progress in carrying out the proposal, as specified by the commission.

12 (8) For purposes of ORS 197.654 and 197.656, the participants in a collaborative regional
13 problem-solving process include all participants on the list of participants approved by the commis-
14 sion unless the commission subsequently approves the addition or removal of a participant.

15 **SECTION 7.** ORS 279.855 is amended to read:

16 279.855. The following may purchase equipment, materials, supplies and services through the
17 Oregon Department of Administrative Services in the same manner as state agencies as provided in
18 ORS 279A.140 to 279A.161 and 279A.250 to 279A.290:

19 (1) Qualified nonprofit agencies for individuals with disabilities participating in the program set
20 forth in ORS 279.835 to 279.855, 279A.025 (4) and 279C.335.

21 (2) Residential programs when under contract with the Department of Human Services to pro-
22 vide services to youth in the custody of the state.

23 (3) Public benefit corporations, as defined in ORS 65.001, that provide public services either
24 under contract with a state agency, as defined in ORS [171.133] **183.310**, or under contract with a
25 unit of local government, as defined in ORS 190.003, that funds the contract, in whole or in part,
26 with state funds.

27 **SECTION 8.** ORS 413.011 is amended to read:

28 413.011. (1) The duties of the Oregon Health Policy Board are to:

29 (a) Be the policy-making and oversight body for the Oregon Health Authority established in ORS
30 413.032 and all of the authority's departmental divisions.

31 (b) Develop and submit a plan to the Legislative Assembly to provide and fund access to af-
32 fordable, quality health care for all Oregonians.

33 (c) Develop a program to provide health insurance premium assistance to all low and moderate
34 income individuals who are legal residents of Oregon.

35 (d) Publish health outcome and quality measure data collected by the Oregon Health Authority
36 at aggregate levels that do not disclose information otherwise protected by law. The information
37 published must report, for each coordinated care organization and each health benefit plan sold
38 through the health insurance exchange or offered by the Oregon Educators Benefit Board or the
39 Public Employees' Benefit Board:

40 (A) Quality measures;

41 (B) Costs;

42 (C) Health outcomes; and

43 (D) Other information that is necessary for members of the public to evaluate the value of health
44 services delivered by each coordinated care organization and by each health benefit plan.

45 (e) Establish evidence-based clinical standards and practice guidelines that may be used by

1 providers.

2 (f) Approve and monitor community-centered health initiatives described in ORS 413.032 (1)(h)
3 that are consistent with public health goals, strategies, programs and performance standards
4 adopted by the Oregon Health Policy Board to improve the health of all Oregonians, and to regu-
5 larly report to the Legislative Assembly on the accomplishments and needed changes to the initi-
6 atives.

7 (g) Establish cost containment mechanisms to reduce health care costs.

8 (h) Ensure that Oregon's health care workforce is sufficient in numbers and training to meet the
9 demand that will be created by the expansion in health coverage, health care system transforma-
10 tions, an increasingly diverse population and an aging workforce.

11 (i) Work with the Oregon congressional delegation to advance the adoption of changes in federal
12 law or policy to promote Oregon's comprehensive health reform plan.

13 (j) Establish a health benefit package in accordance with ORS 741.340 to be used as the baseline
14 for all health benefit plans offered through the health insurance exchange.

15 (k) Investigate and report annually to the Legislative Assembly on the feasibility and advis-
16 ability of future changes to the health insurance market in Oregon, including but not limited to the
17 following:

18 (A) A requirement for every resident to have health insurance coverage.

19 (B) A payroll tax as a means to encourage employers to continue providing health insurance to
20 their employees.

21 (L) Meet cost-containment goals by structuring reimbursement rates to reward comprehensive
22 management of diseases, quality outcomes and the efficient use of resources by promoting cost-
23 effective procedures, services and programs including, without limitation, preventive health, dental
24 and primary care services, web-based office visits, telephone consultations and telemedicine consul-
25 tations.

26 (m) Oversee the expenditure of moneys from the Health Care Provider Incentive Fund to support
27 grants to primary care providers and rural health practitioners, to increase the number of primary
28 care educators and to support efforts to create and develop career ladder opportunities.

29 (n) Work with the Public Health Benefit Purchasers Committee, administrators of the medical
30 assistance program and the Department of Corrections to identify uniform contracting standards for
31 health benefit plans that achieve maximum quality and cost outcomes and align the contracting
32 standards for all state programs to the greatest extent practicable.

33 (o) Work with the Health Information Technology Oversight Council to foster health information
34 technology systems and practices that promote the Oregon Integrated and Coordinated Health Care
35 Delivery System established by ORS 414.570 and align health information technology systems and
36 practices across this state.

37 (2) **Subject to the approval of the Governor**, the Oregon Health Policy Board is authorized
38 to[:]

39 *[(a) Subject to the approval of the Governor,] organize and reorganize the authority as the board*
40 *considers necessary to properly conduct the work of the authority.*

41 *[(b) Submit directly to the Legislative Counsel, no later than October 1 of each even-numbered year,*
42 *requests for measures necessary to provide statutory authorization to carry out any of the board's du-*
43 *ties or to implement any of the board's recommendations. The measures may be filed prior to the be-*
44 *ginning of the legislative session in accordance with the rules of the House of Representatives and the*
45 *Senate.]*

1 (3) If the board or the authority is unable to perform, in whole or in part, any of the duties
 2 described in ORS 413.006 to 413.042 and 741.340 without federal approval, the authority is authorized
 3 to request, in accordance with ORS 413.072, waivers or other approval necessary to perform those
 4 duties. The authority shall implement any portions of those duties not requiring legislative authority
 5 or federal approval, to the extent practicable.

6 (4) The enumeration of duties, functions and powers in this section is not intended to be exclu-
 7 sive nor to limit the duties, functions and powers imposed on the board by ORS 413.006 to 413.042
 8 and 741.340 and by other statutes.

9 (5) The board shall consult with the Department of Consumer and Business Services in com-
 10 pleting the tasks set forth in subsection (1)(j) and (k)(A) of this section.

11 **SECTION 9.** ORS 418.979 is amended to read:

12 418.979. (1) The purpose of the System of Care Advisory Council is to improve the effectiveness
 13 and efficacy of state and local systems of care that provide services to youth by providing a cen-
 14 tralized and impartial forum for statewide policy development and planning.

15 (2) The primary duty of the council is to develop and maintain a state system of care policy and
 16 a comprehensive, long-range plan for a coordinated state system of care that encompasses public
 17 health, health systems, child welfare, education, juvenile justice and services and supports for men-
 18 tal and behavioral health and people with intellectual or developmental disabilities. The plan must
 19 include, but need not be limited to, recommendations regarding:

20 (a) Capacity, utilization and types of state and local systems of care and services and supports;

21 (b) Implementation of in-home behavioral health services, crisis and transition services,
 22 therapeutic foster care, in-home family support services and the integration of those services with
 23 existing programs of residential services for individuals with behavioral health needs and intellec-
 24 tual developmental disabilities;

25 (c) Appropriate use of existing systems of care and services and supports;

26 (d) Whether additional services and supports are necessary to address gaps in coverage;

27 (e) Methods for assessing the effectiveness of systems of care and services and supports in re-
 28 ducing juvenile dependency or delinquency;

29 (f) Methods of reducing risk of future juvenile dependency or delinquency;

30 (g) The effective utilization of the local system of care governance structure;

31 (h) Guidelines for partner agency core values and guiding principles; and

32 (i) Guidelines that ensure cultural competence in the provision of services and supports by:

33 (A) Implementing uniform standards to allow local system of care teams to describe the cul-
 34 turally responsive services and supports available in a system of care.

35 (B) Providing youth and families with understandable and effective system of care services in a
 36 manner compatible with their disabilities, cultural beliefs and practices, literacy skills and language.

37 (C) Developing and implementing a process to review practices accepted by diverse communities.

38 (D) Identifying ways to continually improve culturally competent system of care services and
 39 implementing a statewide system of care that reflects culturally competent practices.

40 (3) Other duties of the council are to:

41 (a) Conduct joint studies on any matter within the jurisdiction of the council by agreement with
 42 the Oregon Youth Authority, the Department of Human Services, the Oregon Health Authority, the
 43 Department of Education, coordinated care organizations and any other state agencies, boards or
 44 commissions;

45 (b) Provide oversight of the implementation of the services described in subsection (2)(b) of this

1 section by the Oregon Health Authority, the Oregon Youth Authority and the Department of Human
2 Services and to provide periodic updates on the agencies' implementation to the Legislative Assem-
3 bly;

4 (c) Provide recommendations to the Director of the Oregon Health Authority, the Director of
5 the Oregon Youth Authority, the Deputy Superintendent of Public Instruction and the Director of
6 Human Services as necessary for the agencies to maintain and strengthen the systems of care;

7 (d) Make recommendations to the Director of the Oregon Health Authority, the Director of the
8 Oregon Youth Authority, the Deputy Superintendent of Public Instruction and the Director of Hu-
9 man Services to reduce barriers to implementation of systems of care;

10 (e) Continually monitor and update the Children's System Data Dashboard described in ORS
11 418.981, with a specific focus on the number of youth placed in hotels, out-of-state placements,
12 emergency department boarding, congregate care facilities, shelter care or Oregon Youth Authority
13 custody; and

14 (f) Award grants from funds appropriated by the Legislative Assembly to the council or from
15 funds otherwise available from any other source, for the purpose of supporting local system of care
16 governance and for carrying out the recommendations in the council's plan developed under sub-
17 section (2) of this section.

18 (4)(a) On or before January 1 of every fourth year, the council shall update its plan under sub-
19 section (2) of this section and submit the plan to an interim committee of the Legislative Assembly
20 related to youth, and to the Governor.

21 (b) On or before September 15 of each year, the council shall submit a report in the manner
22 provided in ORS 192.245 to an interim committee of the Legislative Assembly related to youth, and
23 to the Governor, describing how the council is meeting its goals and any remaining barriers to ac-
24 cess to services and supports. The report may include recommendations for legislation, including
25 recommendations for changes to the council structure, composition and operating processes.

26 (c) On or before December 31 of each odd-numbered year, the council, the Department of Human
27 Services and the Oregon Health Authority shall submit a joint report in the manner described in
28 ORS 192.245 to an interim committee of the Legislative Assembly related to youth, describing mon-
29 eys appropriated to or otherwise made available to the department, the authority or the council in
30 the preceding biennium for the purpose of providing, or providing access to, the services and sup-
31 ports described in subsection (2)(b) of this section. The report must include an accounting of the
32 expenditures made by the department, the authority and the council and of any moneys remaining
33 unspent at the close of the biennium.

34 (5) The council may:

35 (a) Apply for and receive gifts and grants from any public or private source.

36 *[(b) Submit proposals for legislative measures at the time and in the manner prescribed in ORS*
37 *171.130 and 171.133.]*

38 *[(c)]* (b) Adopt rules to carry out the provisions of this section.

39 (6) The council shall submit an agency request budget at the time and in the manner prescribed
40 under ORS 291.208.

41 (7)(a) All agencies of state government are directed to assist the council in the performance of
42 the duties of the council and, to the extent permitted by laws relating to confidentiality, to furnish
43 information and advice that the members of the council consider necessary to perform the duties
44 of the council.

45 (b) At the council's request, a participating state agency shall provide the council with the

1 agency’s proposed budget form, prior to the agency’s submission of the form to the Oregon Depart-
 2 ment of Administrative Services under ORS 291.208, for the council’s review. The council may make
 3 recommendations to the agency or, if appropriate, the department regarding the agency’s proposed
 4 expenditures for services and supports necessary to implement the council’s policy recommendations
 5 under this section.

6 (8) The council and participating state agencies shall, where applicable, enter into interagency
 7 agreements to:

8 (a) Provide staff and resources to assist the council in carrying out the council’s duties;

9 (b) Share computer systems and technologies, to the extent allowed by law;

10 (c) Collect and analyze data related to the state system of care and the performance of the
 11 council’s duties; or

12 (d) Investigate the effectiveness of the council’s proposals and recommendations under this sec-
 13 tion.

14 (9) Moneys that are appropriated to or otherwise made available to the council or the Oregon
 15 Health Authority for the purpose of supporting the duties of the council may not be expended except
 16 as directed by the council.

17 **SECTION 10.** Section 14, chapter 516, Oregon Laws 2001, is amended to read:

18 **Sec. 14.** If, after assuming authority to administer permits for the discharge of dredge or fill
 19 materials under section 404 of the Federal Water Pollution Control Act (P.L. 92-500, as amended),
 20 the Department of State Lands seeks to relinquish the authority granted to the department by the
 21 federal government, the department shall, [*in compliance with ORS 171.130 and*] at least two years
 22 prior to the anticipated date for relinquishing the authority, submit to the Legislative Assembly a
 23 proposed legislative measure designed to implement a state permitting program for the dredging and
 24 filling of materials in the waters of this state.

25 **SECTION 11.** **ORS 171.127 and 171.133 are repealed.**

26 **SECTION 12.** **This 2025 Act takes effect on the 91st day after the date on which the 2025**
 27 **regular session of the Eighty-third Legislative Assembly adjourns sine die.**

28