

**A-Engrossed**  
**Senate Bill 1076**

Ordered by the Senate June 24  
Including Senate Amendments dated June 24

Sponsored by Senators MORRISETTE, WESTLUND, DEVLIN, Representative GREENLICK

**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.

Modifies terms of office for members of Oregon Health Policy Commission appointed by Governor.

Removes members of Oregon Health Policy Commission from Oregon Public Health Advisory Board.

**Directs Oregon Health Policy Commission to study childhood obesity in Oregon, develop comprehensive strategy to address problem and report findings and recommendations. Sunsets January 2, 2008.**

Declares emergency, effective on passage.

**A BILL FOR AN ACT**

1  
2 Relating to Oregon Health Policy Commission; creating new provisions; amending ORS 431.195 and  
3 442.035; and declaring an emergency.

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

5 **SECTION 1. Notwithstanding ORS 442.035 (2)(e), the terms of office of the first three**  
6 **members appointed by the Governor to the Oregon Health Policy Commission on or after the**  
7 **effective date of this 2005 Act shall be four years.**

8 **SECTION 2.** ORS 442.035 is amended to read:

9 442.035. (1) The Oregon Health Policy Commission is established to serve as the policy-making  
10 body responsible for health policy and planning for the state.

11 (2) The members of the commission shall be residents of the State of Oregon and shall be ap-  
12 pointed by the Governor, subject to the following:

13 (a) The commission shall have 10 public members and shall include at least one member from  
14 each congressional district of the state.

15 (b) The membership of the commission shall broadly represent the geographic, social, economic,  
16 occupational, linguistic and racial population of the state and shall include individuals who repre-  
17 sent Oregon's rural and urban medically underserved populations.

18 (c) The commission shall have a majority of members who are not direct providers of health care  
19 and shall include individuals who represent Oregon's rural and urban medically underserved popu-  
20 lations.

21 (d) The commission shall have at least one member who is a physician licensed to practice in  
22 this state. For the purposes of this paragraph, "physician" has the meaning given that term in ORS  
23 677.010.

24 (e) Members shall be appointed to three-year terms.

25 (f) A member may not serve more than two consecutive terms.

**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 (3) Voting members of the commission shall serve at the Governor's pleasure.

2 (4) Voting members shall select a chairperson and a vice chairperson from among themselves.

3 (5) The commission shall meet at least quarterly.

4 (6) Members are entitled to compensation and expenses as provided in ORS 292.495.

5 (7) *[Vacancies of voting members on the commission shall be filled by appointments of the Governor*  
6 *for the unexpired term.]* **If a vacancy of a voting member is created on the commission for any**  
7 **reason, the Governor shall fill the vacancy by appointing a member to a three-year term.**

8 (8) In addition to the members appointed to the commission under subsection (2) of this section:

9 (a) The President of the Senate, in consultation with leadership from the minority party, shall  
10 appoint two members of the Senate to the commission, one from the majority party and one from the  
11 minority party, who shall be nonvoting, advisory members; and

12 (b) The Speaker of the House of Representatives, in consultation with leadership from the mi-  
13 nority party, shall appoint two members of the House of Representatives to the commission, one  
14 from the majority party and one from the minority party, who shall be nonvoting, advisory members.

15 **SECTION 3.** ORS 431.195 is amended to read:

16 431.195. (1) There is established the Oregon Public Health Advisory Board to serve as an advi-  
17 sory body to the Director of Human Services.

18 (2) The members of the board shall be residents of this state and shall be appointed by the  
19 Governor. The board shall consist of 15 members at least one-half of whom shall be public members  
20 broadly representing the state as a whole and the others to include representatives of local gov-  
21 ernment and public and private health providers. *[At least two representatives, one consumer and one*  
22 *provider, from the Oregon Health Policy Commission shall serve on the board.]*

23 (3) The Oregon Public Health Advisory Board shall:

24 (a) Advise the director on policy matters related to the operation of the Department of Human  
25 Services.

26 (b) Provide a review of statewide public health issues and make recommendations to the direc-  
27 tor.

28 (c) Participate in public health policy development.

29 (4) Members shall be appointed for four-year terms. No person shall serve more than two con-  
30 secutive terms.

31 (5) The board shall meet at least quarterly.

32 (6) Members of the board shall be entitled to compensation and expenses as provided in ORS  
33 292.495.

34 (7) Vacancies on the board shall be filled by appointments of the Governor for the unexpired  
35 term.

36 **SECTION 4.** **The Oregon Health Policy Commission shall study childhood obesity in**  
37 **Oregon and develop a comprehensive strategy to address the problem. The study shall in-**  
38 **clude, but need not be limited to, a review of current Oregon programs related to childhood**  
39 **obesity, prevention programs in other states and recommendations by federal agencies. The**  
40 **commission shall report its findings and recommendations pursuant to ORS 442.045.**

41 **SECTION 5.** **Section 4 of this 2005 Act is repealed on January 2, 2008.**

42 **SECTION 6.** **This 2005 Act being necessary for the immediate preservation of the public**  
43 **peace, health and safety, an emergency is declared to exist, and this 2005 Act takes effect**  
44 **on its passage.**