

# Senate Bill 139

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## 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**.

- Decreases membership of Travel Information Council.
- Eliminates requirement that organization that wishes to serve cookies, coffee or other nonalcoholic beverages at roadside rest area must submit request to council by certain date.
- Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to the Travel Information Council; creating new provisions; amending ORS 377.835 and  
3 377.842; and declaring an emergency.

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

5 **SECTION 1.** ORS 377.835 is amended to read:

6 377.835. (1) The Travel Information Council is created as a semi-independent state agency.

7 (2) The Travel Information Council shall consist of *[11]* **nine** members. One shall be the chair-  
8 person of the Oregon Transportation Commission or a person designated by the chairperson. The  
9 Governor shall appoint the other *[10]* **eight** members from the public at large. The Governor shall  
10 appoint at least one member from each congressional district. The Governor shall select members  
11 for their knowledge of, experience with or interest in economic development, travel within Oregon,  
12 recreational opportunities in Oregon, Oregon history or Oregon natural history.

13 (3) Each appointed member shall serve for a term of four years, but an appointed member may  
14 be removed at the pleasure of the Governor. Before the expiration of the term of an appointed  
15 member, the Governor shall appoint a successor whose term begins on July 1 next following. An  
16 appointed member is eligible for reappointment. If there is a vacancy for any cause, the Governor  
17 shall make an appointment to become effective immediately for the unexpired term.

18 (4) The council shall select one of its members as chairperson, another as vice chairperson and  
19 a third as secretary. A majority of the members serving on the council shall constitute a quorum  
20 for the transaction of business. The council shall meet quarterly at a time and place to be deter-  
21 mined by the chairperson. The chairperson or any three members of the council may call a special  
22 meeting upon not less than one week's written notice to the other members. All members are enti-  
23 tled to expenses as provided by ORS 292.495.

24 (5) The council may, in accordance with ORS chapter 183 and consistent with ORS 377.700 to  
25 377.844, adopt, amend and repeal rules relating to tourist oriented directional signs, logo signs and  
26 motorist informational signs and all other matters necessary and appropriate to carry out its re-  
27 sponsibilities under ORS 377.700 to 377.844. The sign rules for protected areas in effect on July 2,  
28 1971, shall be continued in effect unless modified by the commission. All rules adopted under this  
29 subsection shall be consistent with federal laws and regulations relating to highways. The Director

**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 of Transportation shall take appropriate action for the administration and enforcement of orders  
 2 issued and rules adopted under ORS 377.700 to 377.844, except rules adopted by the council under  
 3 ORS 377.842.

4 (6) The commission may continue or amend any existing agreements and may enter into new  
 5 agreements with the United States or any agency thereof authorized to make agreements under  
 6 section 131, title 23, United States Code relating to the regulation, control and removal of signs  
 7 within or adjacent to the Interstate and Federal Aid Systems.

8 (7) The council shall be under the administrative control of a director who is appointed by and  
 9 who holds office at the pleasure of the council. The director of the council may appoint all subor-  
 10 dinate officers and employees of the council and may prescribe their duties and fix their compen-  
 11 sation. The director of the council may delegate to any subordinate officer or employee any  
 12 administrative duty, function or power imposed upon the council by or pursuant to law.

13 **SECTION 2.** ORS 377.842 is amended to read:

14 377.842. (1) The Travel Information Council shall establish by rule a permit program allowing  
 15 nonprofit organizations to provide free [*coffee or other nonalcoholic beverages and cookies*] **cookies,**  
 16 **coffee or other nonalcoholic beverages** at roadside rest areas managed by the council pursuant  
 17 to ORS 377.841. Cookies offered under the program must come from a licensed facility. Rules  
 18 adopted under this section may not restrict the program to any particular days of the year.

19 (2) An organization may apply for a permit to provide [*coffee, other nonalcoholic beverages and*  
 20 *cookies*] **cookies, coffee or other nonalcoholic beverages** at a rest area managed by the council  
 21 by submitting a written request to the council. The request shall specify the day on which the or-  
 22 ganization wishes to offer the [*nonalcoholic beverages and cookies*] **cookies, coffee or other non-**  
 23 **alcoholic beverages** and the specific rest area where they will be offered. [*The request shall be*  
 24 *submitted not less than 60 days prior to the date requested.*]

25 (3) The council shall issue a permit to the selected organization [*not less than 30 days*] in ad-  
 26 vance of the date for which the permit is issued. If there is more than one request for the same date  
 27 and the same place, the council shall select one organization by random drawing and shall issue the  
 28 permit to that organization.

29 (4) The council may not issue more than one permit for the same time and place.

30 (5) An organization that receives a permit shall confine distribution of [*coffee, other nonalcoholic*  
 31 *beverages or cookies*] **cookies, coffee or other nonalcoholic beverages** to an area of the rest area  
 32 designated in the permit or by the rest area attendant. The organization may not obstruct access  
 33 to any building or other structure in the rest area.

34 (6) An organization providing [*coffee, other nonalcoholic beverages or cookies*] **cookies, coffee**  
 35 **or other nonalcoholic beverages** may accept donations at the rest area while providing [*coffee,*  
 36 *other nonalcoholic beverages or cookies*] **cookies, coffee or other nonalcoholic beverages.**

37 (7) An organization may post signs identifying the organization and the activity, provided that  
 38 each sign is not more than 10 square feet in area and there are not more than two signs. The signs  
 39 may be placed only on vehicles used in connection with the provision of [*nonalcoholic beverages and*  
 40 *cookies*] **cookies, coffee or other nonalcoholic beverages** or located in the area designated for the  
 41 activity.

42 (8) The council may revoke the permit of any organization that fails to comply with the pro-  
 43 visions of this section or with rules adopted by the council to implement the provisions of this sec-  
 44 tion.

45 **SECTION 3.** Nothing in the amendments to ORS 377.835 by section 1 of this 2015 Act af-

1 fects the term of office of any member of the Travel Information Council appointed before  
2 and serving on the effective date of this 2015 Act. After two vacancies of appointed members  
3 have occurred for any cause, the Governor shall continue to appoint members of the council  
4 in accordance with ORS 377.835, as amended by section 1 of this 2015 Act.

5 SECTION 4. This 2015 Act being necessary for the immediate preservation of the public  
6 peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect  
7 on its passage.

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