

A-Engrossed
House Bill 2080

Ordered by the House March 15
Including House Amendments dated March 15

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Secretary of State Bill Bradbury)

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.

Allows Governor by proclamation, upon request from Secretary of State, to extend deadline for returning ballots in event [*of civil disorder, state of emergency, natural disaster or other catastrophic event*] **emergency**. Limits extension of deadline to no more than [14] **seven** calendar days after date of election. Directs Governor to set deadline for returning ballots. **Prohibits county clerk from ordering tally report from any vote tally machine until date and time set by Governor by which ballots must be returned in election.**

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to extending the deadline for returning ballots; and declaring an emergency.

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

4 **SECTION 1. Section 2 of this 2007 Act is added to and made a part of ORS chapter 254.**

5 **SECTION 2. (1) Notwithstanding ORS 171.185, 203.085, 221.230, 221.621, 254.056, 254.325,**
6 **254.470, 254.655, 255.335, 255.345, 258.075, 545.135 and 568.520, the Governor by written procla-**
7 **mation may extend the deadline for returning ballots in any state, county, city or district**
8 **election if the Governor receives a written request for the extension from the Secretary of**
9 **State. The secretary may request the Governor to extend the deadline for returning ballots**
10 **under this section if, after consultation with affected county clerks, the secretary deter-**
11 **mines that it would be impossible or impracticable for electors to return ballots or for**
12 **elections officials to tally ballots due to an emergency as defined in ORS 401.025 (3).**

13 **(2) The Governor may not extend the deadline for returning ballots in any state, county,**
14 **city or district election under subsection (1) of this section for more than seven calendar**
15 **days after the date of the election.**

16 **(3) The written proclamation required under subsection (1) of this section shall state:**

17 **(a) The determination of the Governor;**

18 **(b) The reason the deadline for returning ballots was extended; and**

19 **(c) The date and time by which ballots must be returned in the election.**

20 **(4) Notwithstanding any other provision of this chapter, if the Governor extends the**
21 **deadline for returning ballots under subsection (1) of this section, a county clerk in any**
22 **county in this state may not order a tally report from any vote tally machine in the election**
23 **until the date and time set by the Governor by which ballots must be returned in the**
24 **election.**

25 **SECTION 3. This 2007 Act being necessary for the immediate preservation of the public**

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 **peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect**
2 **on its passage.**

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