

Senate Bill 549

Sponsored by COMMITTEE ON FINANCE AND REVENUE

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**.

Sets procedure for statewide special election on Senate Joint Resolution 3 (2007) and Senate Joint Resolution 8 (2007).

Appropriates moneys from General Fund to Secretary of State for expenses of submitting measures to people at special election to be held on May 15, 2007.

Declares emergency, effective on passage.

A BILL FOR AN ACT

Relating to elections; appropriating money; and declaring an emergency.

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

SECTION 1. Except as otherwise provided in this 2007 Act, ORS chapters 250, 251 and 254 apply to the special election held on the measures submitted under Senate Joint Resolution 3 (2007) and Senate Joint Resolution 8 (2007).

SECTION 2. A special election shall be held throughout this state on May 15, 2007. The measures referred to in section 1 of this 2007 Act and that are otherwise referred to the people by the Legislative Assembly shall be submitted to the electors for their approval or rejection at the special election.

SECTION 3. (1) Notwithstanding ORS 250.035, the ballot title for Senate Joint Resolution 3 (2007) shall be:

(2) Notwithstanding ORS 250.035, the ballot title for Senate Joint Resolution 8 (2007) shall be:

(3) ORS 250.085 does not apply to the ballot titles prepared under this section. The ballot titles prepared under this section shall be the ballot titles printed in the voters' pamphlet

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 and printed on, or included with, the ballot.

2 **SECTION 4.** (1) Notwithstanding ORS 250.125, 250.127 and 250.131, the estimate of finan-
3 cial impact for Senate Joint Resolution 3 (2007) to be printed in the voters' pamphlet and
4 printed on, or included with, the ballot shall be:

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12 (2) Notwithstanding ORS 250.125, 250.127 and 250.131, the estimate of financial impact for
13 Senate Joint Resolution 8 (2007) to be printed in the voters' pamphlet and printed on, or in-
14 cluded with, the ballot shall be:

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22 (3) ORS 250.131 does not apply to the financial estimates prepared under this section. The
23 financial estimates prepared under this section shall be the financial estimates printed in the
24 voters' pamphlet and printed on, or included with, the ballot.

25 **SECTION 5.** (1) Notwithstanding ORS 251.205, 251.215, 251.225, 251.230 and 251.235, the
26 explanatory statement to be printed in the voters' pamphlet for Senate Joint Resolution 3
27 (2007) shall be:

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33 _____

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35 (2) Notwithstanding ORS 251.205, 251.215, 251.225, 251.230 and 251.235, the explanatory
36 statement to be printed in the voters' pamphlet for Senate Joint Resolution 8 (2007) shall be:

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42 _____

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44 (3) ORS 251.235 does not apply to the explanatory statements prepared under this section.
45 The explanatory statements prepared under this section shall be printed in the voters' pam-

1 pamphlet.

2 **SECTION 6.** (1) Arguments relating to the measures referred to in section 1 of this 2007
3 Act may be filed with the Secretary of State under ORS 251.245 and 251.255, except that an
4 argument shall be filed not later than the date set by the Secretary of State by rule.

5 (2) Notwithstanding ORS 192.410 to 192.505 relating to public records, an argument filed
6 under this section is exempt from public inspection until the fourth business day after the
7 deadline for filing the argument.

8 **SECTION 7.** (1) The Secretary of State shall cause to be printed in the voters' pamphlet
9 the number, ballot title and text of each measure referred to in section 1 of this 2007 Act
10 and the financial estimates, explanatory statements and arguments relating to the measures.
11 The Secretary of State shall also cause to be printed in the voters' pamphlet any other ma-
12 terial required by law. Notwithstanding ORS 251.026, the Secretary of State shall include in
13 the voters' pamphlet the information or statements described in ORS 251.026 that the Sec-
14 retary of State considers applicable to the election on the measures referred to in section 1
15 of this 2007 Act.

16 (2) Not later than the 10th day before the election, the Secretary of State shall cause the
17 voters' pamphlet to be mailed to each post-office mailing address in Oregon and may use any
18 additional means of distribution necessary to make the pamphlet available to electors.

19 (3) In preparing the voters' pamphlet under this section, the Secretary of State is not
20 required to comply with ORS chapter 279B relating to competitive bidding.

21 (4) For purposes of sections 1 to 10 of this 2007 Act, the election referred to in ORS
22 251.295 is the special election held on the date specified in section 2 of this 2007 Act.

23 **SECTION 8.** (1) Notwithstanding the deadline in ORS 254.085, the Secretary of State shall
24 prepare and deliver to each county clerk by the most expeditious means practicable a certi-
25 fied statement of each measure referred to in section 1 of this 2007 Act. The Secretary of
26 State shall include with each statement the number, financial estimate and full ballot title
27 of the measure, and any other information required by law. The Secretary of State shall keep
28 a copy of each statement.

29 (2) The county clerks shall print on the ballot the number, financial estimate and full
30 ballot title of each measure, along with any other material required by law. In lieu of printing
31 the financial estimate, the summary portion of the ballot title or other material required by
32 law on the ballot, a county clerk may include with the ballot the complete text of the ballot
33 title, the financial estimate and any other material required by law.

34 **SECTION 9.** (1) The Secretary of State may adopt rules governing the procedures for
35 conducting the election on the measures referred to in section 1 of this 2007 Act as may be
36 necessary to implement sections 1 to 9 of this 2007 Act.

37 (2) Notwithstanding ORS 254.465, the election on the measures referred to in section 1
38 of this 2007 Act shall be conducted by mail in all counties in this state as provided under ORS
39 254.470.

40 **SECTION 10.** (1) In addition to and not in lieu of any other appropriation or money made
41 available by law or from other sources, there is appropriated to the Secretary of State, for
42 the biennium ending June 30, 2007, out of the General Fund, the amount of \$_____ for the
43 payment of direct expenses of this state incurred in submitting, by action of the Legislative
44 Assembly, any measure to the people at a special election held throughout this state on May
45 15, 2007.

1 **(2) Any part of the appropriation under subsection (1) of this section that is unexpended**
2 **and unobligated on January 1, 2008, shall revert to the General Fund.**

3 **SECTION 11. This 2007 Act being necessary for the immediate preservation of the public**
4 **peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect**
5 **on its passage.**

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