75th OREGON LEGISLATIVE ASSEMBLY--2009 Regular Session

SENATE AMENDMENTS TO HOUSE BILL 2466

By COMMITTEE ON RULES

April 14

1 On page 3 of the printed bill, line 10, after "(1)" insert "(a)".

2 After line 17, insert:

"(b) The interim committee shall consider the Legislative Counsel determination described in paragraph (a) of this subsection and any state agency response to the determination. If the interim committee adopts the Legislative Counsel determination, the Legislative Counsel shall post the determination on the Legislative Counsel website. Adopted determinations that are posted on the website shall be organized by OAR number and shall remain on the website until the earlier of the date that:

9 "(A) The rule is modified and the Legislative Counsel determines that the modified rule is within 10 the intent and scope of the enabling legislation;

"(B) A court makes a final determination that the rule is within the intent and scope of the enabling legislation and is otherwise constitutional, all appeals of the court's determination are exhausted and the state agency notifies the Legislative Counsel of the determination; or

"(C) The Legislative Assembly modifies the enabling legislation so as to bring the rule within the intent and scope of the enabling legislation, any other constitutional defect in the rule is cured and the state agency notifies the Legislative Counsel of the modification or cure.".

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