

House Bill 3154

Sponsored by Representative BARNHART

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**.

Creates proceeding by which person may challenge validity of bill passed by Legislative Assembly on grounds that bill did not receive constitutionally required number of votes in favor of passage. Requires proceeding to be commenced within 90 days of date enrolled bill is filed with Secretary of State. Requires proceeding to be filed in Supreme Court.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to proceedings to challenge the validity of bills passed by the Legislative Assembly on the
3 grounds of voting requirement compliance; and declaring an emergency.

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

5 **SECTION 1. (1) Exclusive jurisdiction is conferred on the Supreme Court to determine**
6 **in the manner provided by this section whether an enrolled bill received the constitutionally**
7 **required number of votes by the Legislative Assembly in favor of the bill's passage.**

8 **(2) A person may institute a proceeding for review by filing a petition with the Supreme**
9 **Court not more than 90 days after the date on which the enrolled bill is filed with the Sec-**
10 **retary of State. The petition must include a statement of the basis for the challenge.**

11 **(3) A petition filed under this section shall name the State of Oregon as respondent. The**
12 **petitioner shall serve a copy of the petition by certified or registered mail on the Attorney**
13 **General.**

14 **(4) Proceedings for review under this section shall be given priority over all other mat-**
15 **ters before the Supreme Court.**

16 **SECTION 2. This 2009 Act being necessary for the immediate preservation of the public**
17 **peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect**
18 **on its passage.**

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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.