

Senate Bill 885

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 special election on May 19, 2009, for Senate Joint Resolution 29 (2009).
Declares emergency, effective on passage.

A BILL FOR AN ACT

Relating to a special election; and declaring an emergency.

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

SECTION 1. Except as otherwise provided in this 2009 Act, ORS chapters 250, 251 and 254 apply to the special election held on Senate Joint Resolution 29 (2009).

SECTION 2. A special election shall be held throughout this state on May 19, 2009. The measure referred to in section 1 of this 2009 Act and that is 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, 250.067, 250.075 (2) and 250.085 (3), the ballot title for Senate Joint Resolution 29 (2009) shall be:

AMENDS CONSTITUTION:

RESULT OF "YES" VOTE: "Yes" vote

RESULT OF "NO" VOTE: "No" vote

SUMMARY: This measure amends the Oregon Constitution to

(2) ORS 250.085 does not apply to the ballot title contained in this section. The ballot title contained in this section shall be the ballot title printed in the voters' pamphlet and printed on, or included with, the ballot.

SECTION 4. (1) Notwithstanding ORS 250.125, 250.127 and 250.131, the estimate of financial impact for Senate Joint Resolution 29 (2009) to be printed in the voters' pamphlet and printed on, or included with, the ballot shall be:

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 ESTIMATE OF FINANCIAL IMPACT:
 2 _____
 3

4 (2) ORS 250.131 does not apply to the financial estimate contained in this section. The
 5 financial estimate contained in this section shall be the financial estimate printed in the
 6 voters' pamphlet and printed on, or included with, the ballot.

7 **SECTION 5.** (1) Notwithstanding ORS 251.205, 251.215, 251.225, 251.230 and 251.235, the
 8 explanatory statement to be printed in the voters' pamphlet for Senate Joint Resolution 29
 9 (2009) shall be:
 10 _____
 11

12 This measure would amend the Oregon Constitution to
 13 _____
 14

15 (2) ORS 251.235 does not apply to the explanatory statement contained in this section.
 16 The explanatory statement contained in this section shall be printed in the voters' pamphlet.

17 **SECTION 6.** (1) Arguments relating to the measure referred to in section 1 of this 2009
 18 Act may be filed with the Secretary of State under ORS 251.245 and 251.255, except that an
 19 argument must be filed not later than the date set by the Secretary of State by rule.

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

23 **SECTION 7.** (1) The Secretary of State shall cause to be printed in the voters' pamphlet
 24 the number, ballot title and text of the measure referred to in section 1 of this 2009 Act and
 25 the financial estimate, explanatory statement and arguments relating to the measure. The
 26 Secretary of State shall also cause to be printed in the voters' pamphlet any other material
 27 required by law. Notwithstanding ORS 251.026, the Secretary of State shall include in the
 28 voters' pamphlet the information or statements described in ORS 251.026 that the Secretary
 29 of State considers applicable to the election on the measure referred to in section 1 of this
 30 2009 Act. Notwithstanding ORS 251.285 and subject to ORS 251.008, the measure referred to
 31 in section 1 of this 2009 Act shall be the only measure included in the voters' pamphlet pre-
 32 pared under this section.

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

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

38 (4) For purposes of sections 1 to 9 of this 2009 Act, the election referred to in ORS 251.295
 39 is the special election held on the date specified in section 2 of this 2009 Act.

40 **SECTION 8.** (1) Notwithstanding the deadline in ORS 254.085, the Secretary of State shall
 41 prepare and deliver to each county clerk by the most expeditious means practicable a certi-
 42 fied statement of the measure referred to in section 1 of this 2009 Act. The Secretary of
 43 State shall include with the statement the number, financial estimate and full ballot title of
 44 the measure, and any other information required by law. The Secretary of State shall keep
 45 a copy of the statement.

