

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass as Amended and Be Printed Engrossed
Vote:	7 - 0 - 1
Yeas:	Barnhart, Berger, Garrett, Holvey, Wingard, Hunt, Olson
Nays:	-
Exc.:	Freeman
Prepared By:	Jim Stenbridge, Administrator
Meeting Dates:	3/14, 4/4

WHAT THE MEASURE DOES: Requires Secretary of State, when adopting administrative rules applicable to an upcoming election, to adopt rules expeditiously.

ISSUES DISCUSSED:

- Court challenges and difficulties in remedying errors
- Fairness of elections
- Example case of administrative rule authorizing use of abbreviations on ballots

EFFECT OF COMMITTEE AMENDMENT: Removes 90-day time limitation. Requires Secretary of State, when adopting administrative rules applicable to an upcoming election, to adopt rules expeditiously.

BACKGROUND: Administrative rules are officially promulgated agency regulations that have the force and effect of law. Generally these rules elaborate the requirements of Oregon statute. A rule is defined by the Oregon Revised Statutes as any agency directive, standard, regulation or statement of general applicability that implements, interprets or prescribes law or policy, or describes the procedure or practice requirements of any agency. The term includes the amendment or repeal of a prior rule (ORS 183.310).

The Secretary of State designates separate candidate manuals—for major political party candidates, nonpartisan candidates, minor political party candidates, assembly of electors candidates, nonaffiliated candidates, and county candidates—and their associated forms by administrative rule OAR 165-010-0005. Initiative, referendum, and recall manuals and forms are designated in administrative rule OAR 165-014-0005. The Vote By Mail Manual, the Absentee Ballot Request Form, nomination or election acceptance forms, petition circulator training curriculum and associated forms and others are also designated by administrative rule.