

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action:	Do Pass as Amended and Be Printed Engrossed
Vote:	6 - 3 - 0
Yeas:	Barnhart, Harker, Hicks, Holvey, Smith Warner, Hoyle
Nays:	Berger, Jenson, Kennemer
Exc.:	0
Prepared By:	Erin Seiler, Administrator
Meeting Dates:	2/3, 2/10

WHAT THE MEASURE DOES: Directs Legislative Counsel (LC) and Oregon Department of Justice (DOJ) to review statute laws and identify those that are outdated, obsolete, or duplicative of other laws. Authorizes LC, in consultation with DOJ, to prepare measures for odd-numbered year regular session to repeal or amend statutes so identified. Requires report explaining reason for statutory modification to accompany each measure and be included in legislative record. Limits amendments to measures. Sunsets on January 2, 2018. Declares emergency, effective upon passage.

ISSUES DISCUSSED:

- Limitations of reviser’s bill
- Current methods for identifying and reviewing statutes
- Statutes that would and would not be subject to review using this process
- Ability to limit amendments to bills drafted in this manner
- Previous efforts at comprehensive statutory review
- Absorbing efforts into existing staff resources
- Separation of powers
- Ability of Executive Branch to file bills prior to session
- Sunset of provisions in measures

EFFECT OF COMMITTEE AMENDMENT: Removes language and conditions permitting Legislative Counsel and Oregon Department of Justice to determine statute that is unconstitutional under Oregon Constitution or United States Constitution or preempted by federal law.

BACKGROUND: Every session the Office of Legislative Counsel (LC) introduces a “reviser’s bill” to make nonsubstantive changes to Oregon Law. The measure corrects grammar and punctuation errors; conforms language to existing statute and legislative style; and deletes obsolete references in Oregon law. The reviser’s bill is limited to making correction of erroneous material in Oregon law and does not address statutes that may be outdated, obsolete, or duplicative of other laws.

House Bill 4133-A will allow LC and the Oregon Department of Justice to draft measures, for odd-numbered legislative sessions, to address statutes that are outdated, obsolete, or duplicative of other laws. The measure requires each measure drafted in this manner to be accompanied by a report explaining the reason for the recommended action and limits the scope of amendments to those that impact the reason that the statute is being repealed or amended.

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This summary has not been adopted or officially endorsed by action of the committee.