

House Joint Resolution 3

Sponsored by Representative VIAL (Presession filed.)

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**.

Proposes amendment to Oregon Constitution to permit Legislative Assembly or task force with authority delegated to it by Legislative Assembly to repeal all or part of rules adopted by state agencies after effective date of constitutional amendment.

Refers proposed amendment to people for their approval or rejection at next regular general election.

JOINT RESOLUTION

Be It Resolved by the Legislative Assembly of the State of Oregon:

PARAGRAPH 1. The Constitution of the State of Oregon is amended by creating a new section 5 to be added to and made a part of Article III, such section to read:

SECTION 5. (1) The Legislative Assembly may enact a law to permit the Legislative Assembly or a task force with authority delegated to it by the Legislative Assembly by law to repeal, in whole or in part, an administrative rule adopted by a state agency.

(2) As used in this section:

(a) "Administrative rule" means any state agency directive, standard, regulation or statement of general applicability that implements, interprets or prescribes law or policy or describes the procedures or practice requirements of a state agency. "Administrative rule" does not include executive orders, state agency internal management directives or regulations or statements that do not substantially affect the interests of the public.

(b) "State agency" means any elected or appointed state officer or any board, commission, department, institution or other agency of state government, except those in the legislative or judicial branch, that is authorized by law to adopt administrative rules.

PARAGRAPH 2. The amendment proposed by this resolution shall be submitted to the people for their approval or rejection at the next regular general election held throughout this state.

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.