

Requested by Representative RAYFIELD

**PROPOSED AMENDMENTS TO  
HOUSE BILL 4124**

1 On page 2 of the printed bill, delete lines 40 through 45 and delete page  
2 3 and insert:

3 **“SECTION 3. Notwithstanding sections 9 (f) and 11, chapter 3,**  
4 **Oregon Laws 2007 (Ballot Measure 47 (2006)), the provisions set forth**  
5 **in chapter 3, Oregon Laws 2007 (Ballot Measure 47 (2006)), become op-**  
6 **erative on July 1, 2021.**

7 **“SECTION 4. (1) The Secretary of State shall adopt rules, before the**  
8 **operative date specified in section 3 of this 2020 Act, that are necessary**  
9 **to enable the secretary to implement chapter 3, Oregon Laws 2007**  
10 **(Ballot Measure 47 (2006)), on and after the operative date specified in**  
11 **section 3 of this 2020 Act.**

12 **“(2) The secretary shall issue proposed rules under this section no**  
13 **later than December 31, 2020.**

14 **“SECTION 5. (1) Original jurisdiction to determine whether the**  
15 **provisions of chapter 3, Oregon Laws 2007 (Ballot Measure 47 (2006)),**  
16 **are constitutional under the state or federal constitutions is conferred**  
17 **on the Supreme Court.**

18 **“(2)(a) Any person interested in or affected or aggrieved by chapter**  
19 **3, Oregon Laws 2007 (Ballot Measure 47 (2006)), may petition for judi-**  
20 **cial review under this section. A petition for review must be filed no**  
21 **sooner than January 1, 2021, and no later than March 31, 2021.**

1       **“(b) The petition must state facts showing how the petitioner is**  
2 **interested, affected or aggrieved and the grounds upon which the pe-**  
3 **tion is based.**

4       **“(3) In the event the Supreme Court determines that there are**  
5 **factual issues in the petition, the Supreme Court may appoint a special**  
6 **master to hear evidence and to prepare recommended findings of fact.**

7       **“(4) Proceedings for review under this section shall be given priority**  
8 **over all other matters before the Supreme Court.**

9       **“(5) If the Supreme Court determines that a provision of chapter**  
10 **3, Oregon Laws 2007 (Ballot Measure 47 (2006)), is unconstitutional**  
11 **under either the state or federal constitution, the provision is repealed**  
12 **in accordance with section 11, chapter 3, Oregon Laws 2007 (Ballot**  
13 **Measure 47 (2006)).**

14       **“SECTION 6. If the Supreme Court issues a final decision in the**  
15 **case Multnomah County v. Elizabeth Trojan, SC number S066445, that**  
16 **would not render chapter 3, Oregon Laws 2007 (Ballot Measure 47**  
17 **(2006)), operative under section 9 (f), chapter 3, Oregon Laws 2007**  
18 **(Ballot Measure 47 (2006)), sections 3 to 5 of this 2020 Act are repealed**  
19 **on the day following the date on which the Supreme Court’s decision**  
20 **is issued.**

21       **“SECTION 7. This 2020 Act being necessary for the immediate**  
22 **preservation of the public peace, health and safety, an emergency is**  
23 **declared to exist, and this 2020 Act takes effect on its passage.”.**

24 \_\_\_\_\_