

Requested by Senator TAYLOR

**PROPOSED AMENDMENTS TO
SENATE BILL 258**

1 In line 2 of the printed bill, after “elections” insert “; and declaring an
2 emergency”.

3 Delete lines 4 through 12 and insert:

4 **“SECTION 1. (1) Notwithstanding ORS 249.037, for the nominating
5 election held on May 17, 2022:**

6 **“(a) A nominating petition or declaration of candidacy for the ma-
7 jor political party nomination to the office of state Senator or state
8 Representative shall be filed not later than the 70th day before the
9 date of the nominating election and not sooner than:**

10 **“(A) October 26, 2021, if the Legislative Assembly enacts a state
11 legislative reapportionment plan on or before September 27, 2021, and
12 no elector files an objection to the plan with the Oregon Supreme
13 Court by October 25, 2021;**

14 **“(B) November 16, 2021, if:**

15 **“(i) The Legislative Assembly fails to enact a state legislative re-
16 apportionment plan by September 27, 2021;**

17 **“(ii) The Secretary of State makes a state legislative reapportion-
18 ment plan that is filed with the Oregon Supreme Court by October 18,
19 2021; and**

20 **“(iii) No elector files an objection to the plan with the Oregon Su-
21 preme Court by November 15, 2021; or**

1 **“(C) The day a state legislative reapportionment plan becomes ef-**
2 **fective for purposes of Article IV, section 6 (6)(b), of the Oregon Con-**
3 **stitution, under the revised deadlines established by the Oregon**
4 **Supreme Court in the court’s opinion dated April 9, 2021, in the case**
5 **of State ex rel. Kotek v. Fagan, 367 Or. 803 (2021), and the related**
6 **peremptory writ of mandamus and appellate judgment issued by the**
7 **court on April 19, 2021.**

8 **“(b) A nominating petition or declaration of candidacy for the ma-**
9 **ajor political party nomination to the office of Representative in Con-**
10 **gress shall be filed not later than the 70th day before the date of the**
11 **nominating election and not sooner than:**

12 **“(A) October 26, 2021, if the Legislative Assembly enacts a congres-**
13 **sional reapportionment plan on or before September 27, 2021, and no**
14 **elector files an objection to the plan with the Marion County Circuit**
15 **Court in a manner specifically provided by law for challenging a**
16 **legislatively adopted reapportionment plan; or**

17 **“(B) The day a congressional reapportionment plan becomes opera-**
18 **tive under the laws of this state, if an elector files a petition in Marion**
19 **County Circuit Court on or before October 25, 2021, in the manner**
20 **specifically provided by law to either challenge a legislatively adopted**
21 **reapportionment plan or request a reapportionment of congressional**
22 **districts.**

23 **“(2) Notwithstanding ORS 251.065, for the nominating election held**
24 **on May 17, 2022, a candidate for the major political party nomination**
25 **to the office of state Senator, state Representative or Representative**
26 **in Congress may file with the Secretary of State a portrait of the**
27 **candidate and a statement of the reasons the candidate should be**
28 **nominated no later than the 68th day before the nominating election**
29 **and not sooner than the day after the candidate is eligible to file a**
30 **nominating petition or declaration of candidacy under subsection (1)**

1 of this section.

2 “(3)(a) Notwithstanding any other provision of ORS chapters 246 to
3 260, the Secretary of State may adopt rules establishing revised dead-
4 lines or filing dates for the primary election held on May 17, 2022, or
5 the nominating election held on the same date as the primary election
6 held on May 17, 2022, to the extent necessary to ensure the fair and
7 orderly nomination or election of candidates while:

8 “(A) Implementing the revised deadlines for state legislative reap-
9 portionment established by the Oregon Supreme Court in the opinion,
10 writ and appellate judgment described in subsection (1)(a)(C) of this
11 section; and

12 “(B) Implementing any revisions enacted by the Eighty-first Legis-
13 lative Assembly during the 2021 regular session relating to the
14 enactment, judicial review or operative date of a congressional reap-
15 portionment plan.

16 “(b) Rules adopted by the Secretary of State under this subsection
17 may include deadlines or filing dates for a candidate for the major
18 political party nomination to the office of state Senator, state Repre-
19 sentative or Representative in Congress in any scenario not otherwise
20 prescribed by this section.

21 “(4) As used in this section:

22 “(a) ‘Candidate’ and ‘elector’ have the meanings given those terms
23 in ORS 249.002.

24 “(b) ‘Legislatively adopted reapportionment plan’ has the meaning
25 given that term in ORS 188.125.

26 “(c) ‘Major political party’ means a political party that qualifies as
27 a major political party under ORS 248.006.

28 “SECTION 2. Section 1 of this 2021 Act is repealed on January 2,
29 2023.

30 “SECTION 3. This 2021 Act being necessary for the immediate

1 **preservation of the public peace, health and safety, an emergency is**
2 **declared to exist, and this 2021 Act takes effect on its passage. ”.**

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