

Submitter: Gregory Giglio
On Behalf Of:
Committee: House Committee On Rules
Measure: SB166

I oppose SB166 for the following reasons: Why is an emergency clause in Section 27 justified on this bill? According to Black's Law Dictionary "An emergency means a sudden unexpected happening; an unforeseen occurrence or condition; a sudden or unexpected occasion for action; pressing necessity. Emergency is an unforeseen combination of circumstances that calls for immediate action." Article IV, Sec 28 states "When Act takes effect. No Act shall take effect, until 90 days from the end of the session at which the same shall be passed, except in case of emergency". Bills for raising revenue are prohibited from having an emergency clause. Obviously, this exception is intended to be used rarely. Furthermore ORS 171.022 states "Effective date for Act of Legislation Assembly. Except as otherwise provided in the Act, an Act of the Legislative Assembly takes effect on January 1 of the year after the passage of the Act." That time frame was designed to provide enough time for citizens to gather signatures required to refer the law for a vote. The ability of American citizens to petition their government to redress grievances is in the 1st Amendment of the US Constitution. "Congress shall make no law respecting...and to petition the Government for a redress of grievances." Petition is the right of the people to petition for redress of grievances. The use of the emergency clause is an abuse of the discretionary power of the Oregon Legislature. They are added to this bill and many other bills for the express purpose of preventing their referral to the voters to decide and to limit proper judicial review.

Emergency clauses are routinely attached to bills where no justifiable emergency exists. It appears that the Legislative Counsel may automatically attach an emergency clause when drafting a bill unless specifically requested to leave it off. For all President Wagner's rhetoric about democracy and the founding father's this seems very undemocratic. The initiative and referendum petition is the strongest form of direct democracy. This is a pattern. For example some bills in this session that I am aware of that have an Emergency clause are HB2279, HB2002, SJR33, HB2005 and the flawed voter registration bill HB2107. In HB2279 how is it an emergency to get out state residents to Oregon as fast as possible to die? It is the opposite of preserving the health and safety of individuals of people in Oregon and it causes great harm and the deprivation of the right to Life to citizens in other states that many make it a crime to commit physician assisted suicide. Also, in HB2002 why is it an emergency to sterilize minors to prevent the procreation of children without their parents knowledge? Why is it emergency to take the life of a baby of a minor without the parents consent? Why is it an emergency for doctor's to perform sex change operations to mutilate their bodies without their parents consent. These practices are criminal and barbaric and are even crimes in many other states. The DUTY of public servants is to protect the health safety and welfare and life of all the citizens of all US

Citizens. There is no real emergency in any of these bills. It seems to me that some lawmakers and doctors of this state have lost their way and need to wake up before it is too late. These social experiments on our your must end, there no emergency it is only being used as a pretext to rush bills through and circumvent the deliberate process of government. SB166 also reduces the time in half, that request can be made for the list of electors from 6 months to 3 months before the election. Hampering the opportunity for parties and citizens to make full use of those lists to reach voters. Finally, the issue of cleaning up the voter rolls. The bill uses the wor, rather than shall, in describing when an elector can be removed from the the rolls. So, apparently a dead elector can stay on the roll at the discretion of the County Clerk.