

D R A F T

SUMMARY

Sets special election on May 16, 2017, for Senate Joint Resolution 41 (2017).

Declares emergency, effective on passage.

A BILL FOR AN ACT

Relating to a special election; and declaring an emergency.

Be It Enacted by the People of the State of Oregon:

SECTION 1. Except as otherwise provided in this 2017 Act, ORS chapters 250, 251 and 254 apply to the special election held on Senate Joint Resolution 41 (2017).

SECTION 2. A special election shall be held throughout this state on May 16, 2017. The measure referred to in section 1 of this 2017 Act and that is otherwise referred to the people by the Legislative Assembly shall be submitted to the electors for their approval or rejection at the special election.

SECTION 3. (1) Notwithstanding ORS 250.035, 250.067, 250.075 (2) and 250.085 (3), the ballot title for Senate Joint Resolution 41 (2017) shall be:

AMENDS CONSTITUTION:

RESULT OF “YES” VOTE: “Yes” vote

1 **RESULT OF “NO” VOTE: “No” vote**

2

3 **SUMMARY: This measure amends the Oregon Constitution to**

4

5 **(2) ORS 250.085 does not apply to the ballot title contained in this**
6 **section. The ballot title contained in this section shall be the ballot**
7 **title printed in the voters’ pamphlet and printed on, or included with,**
8 **the ballot.**

9 **SECTION 4. (1) Notwithstanding ORS 250.125, 250.127 and 250.131, the**
10 **estimate of financial impact for Senate Joint Resolution 41 (2017) to**
11 **be printed in the voters’ pamphlet and printed on, or included with,**
12 **the ballot shall be:**

13

14 **ESTIMATE OF FINANCIAL IMPACT:**

15

16 **(2) ORS 250.131 does not apply to the financial estimate contained**
17 **in this section. The financial estimate contained in this section shall**
18 **be the financial estimate printed in the voters’ pamphlet and printed**
19 **on, or included with, the ballot.**

20 **SECTION 5. (1) Notwithstanding ORS 251.205, 251.215, 251.225, 251.230**
21 **and 251.235, the explanatory statement to be printed in the voters’**
22 **pamphlet for Senate Joint Resolution 41 (2017) shall be:**

23

24 **This measure would amend the Oregon Constitution to**

25

26 **(2) ORS 251.235 does not apply to the explanatory statement con-**
27 **tained in this section. The explanatory statement contained in this**
28 **section shall be printed in the voters’ pamphlet.**

29 **SECTION 6. (1) Arguments relating to the measure referred to in**
30 **section 1 of this 2017 Act may be filed with the Secretary of State un-**
31 **der ORS 251.245 and 251.255, except that an argument must be filed not**

1 later than the date set by the Secretary of State by rule.

2 (2) Notwithstanding ORS 192.410 to 192.505 relating to public records,
3 an argument filed under this section is exempt from public inspection
4 until the fourth business day after the deadline for filing the argu-
5 ment.

6 SECTION 7. (1) The Secretary of State shall cause to be printed in
7 the voters' pamphlet the number, ballot title and text of the measure
8 referred to in section 1 of this 2017 Act and the financial estimate,
9 explanatory statement and arguments relating to the measure. The
10 Secretary of State shall also cause to be printed in the voters' pam-
11 phlet any other material required by law. Notwithstanding ORS
12 251.026, the Secretary of State shall include in the voters' pamphlet the
13 information or statements described in ORS 251.026 that the Secretary
14 of State considers applicable to the election on the measure referred
15 to in section 1 of this 2017 Act. Notwithstanding ORS 251.285 and sub-
16 ject to ORS 251.008, the measure referred to in section 1 of this 2017
17 Act shall be the only measure included in the voters' pamphlet pre-
18 pared under this section.

19 (2) Not later than the 10th day before the election, the Secretary
20 of State shall cause the voters' pamphlet to be mailed to each post-
21 office mailing address in Oregon and may use any additional means
22 of distribution necessary to make the pamphlet available to electors.

23 (3) In preparing the voters' pamphlet under this section, the Sec-
24 retary of State is not required to comply with ORS chapter 279B re-
25 lating to competitive bidding.

26 (4) For purposes of sections 1 to 9 of this 2017 Act, the election re-
27 ferred to in ORS 251.295 is the special election held on the date speci-
28 fied in section 2 of this 2017 Act.

29 SECTION 8. (1) Notwithstanding the deadline in ORS 254.085, the
30 Secretary of State shall prepare and deliver to each county clerk by
31 the most expeditious means practicable a certified statement of the

1 measure referred to in section 1 of this 2017 Act. The Secretary of
2 State shall include with the statement the number, financial estimate
3 and full ballot title of the measure, and any other information re-
4 quired by law. The Secretary of State shall keep a copy of the state-
5 ment.

6 (2) The county clerks shall print on the ballot the number, financial
7 estimate and full ballot title of the measure, along with any other
8 material required by law. In lieu of printing the financial estimate, the
9 summary portion of the ballot title or other material required by law
10 on the ballot, a county clerk may include with the ballot the complete
11 text of the ballot title, the financial estimate and any other material
12 required by law.

13 SECTION 9. The Secretary of State may adopt rules governing the
14 procedures for conducting the election on the measure referred to in
15 section 1 of this 2017 Act as may be necessary to implement sections
16 1 to 9 of this 2017 Act.

17 SECTION 10. This 2017 Act being necessary for the immediate
18 preservation of the public peace, health and safety, an emergency is
19 declared to exist, and this 2017 Act takes effect on its passage.

20
