



April 3, 2017

**Oregon Progressive Party
Position on Bill at 2017
Session of Oregon Legislature:**

HB 3208: Oppose

Dear Committee:

The Oregon Progressive Party (OPP) opposes this bill, which purports to:

- Prohibit Legislative Assembly from enacting certain legislation related to education for 2 years.
- Prohibit State Board of Education from adopting or amending rules for 2 years, unless certain exceptions apply.

It is elementary law that one session of the Legislature cannot bind future sessions not to adopt a law, without amending the Oregon Constitution to do so. So the first half of this bill is meaningless.

The second part of it forbids the State Board of Education from adopting or amending any rules that are not:

- (a) Specifically authorized by the Legislative Assembly; or
- (b) Required to comply with federal law.

Whatever disfavored rules prompted the filing of HB 3208, this prohibition would seem to meet the definition of overbroad.

Oregon Progressive Party

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