

Senate Joint Resolution 12

Sponsored by Senator KNOPP (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Proposes amendment to Oregon Constitution to prohibit holders of appointed offices that require Senate confirmation from holding over beyond conclusion of term of office or four years in office, whichever is less, unless Senate confirms appointed officer for succeeding term of office or succeeding four-year period.

Refers proposed amendment to people for their approval or rejection at next regular general election.

JOINT RESOLUTION

Be It Resolved by the Legislative Assembly of the State of Oregon:

PARAGRAPH 1. Section 1, Article XV of the Constitution of the State of Oregon, is amended to read:

Sec. 1. (1) All officers, except members of the Legislative Assembly and incumbents who seek reelection and are defeated, shall hold their offices until their successors are elected, and qualified.

(2) If an incumbent seeks reelection and is defeated, [*he*] **the incumbent** shall hold office only until the end of [*his*] **the incumbent's** term; and if an election contest is pending in the courts regarding that office when the term of such an incumbent ends and a successor to the office has not been elected or if elected, has not qualified because of such election contest, the person appointed to fill the vacancy thus created shall serve only until the contest and any appeal is finally determined notwithstanding any other provision of this constitution.

(3) An appointed officer whose appointment requires Senate confirmation may not hold over beyond the duration of the appointed officer's term of office or beyond four years in office, whichever is less, unless, before the commencement of a succeeding term or four-year period, the appointed officer is confirmed by the Senate for the succeeding term or period.

PARAGRAPH 2. The amendment proposed by this resolution shall be submitted to the people for their approval or rejection at the next regular general election held throughout this state.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.