

## HOUSE AMENDMENTS TO HOUSE BILL 3390

By COMMITTEE ON RULES

June 18

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

2 Delete lines 4 through 8 and insert:

3 **“SECTION 1. (1) If an amendment to the Oregon Constitution is referred to the people**  
4 **by the Eighty-third Legislative Assembly during its 2025 regular session under Article XVII,**  
5 **section 1, of the Oregon Constitution, or if all or part of any Act of the Eighty-third Legis-**  
6 **lative Assembly that passes both houses of the Legislative Assembly during its 2025 regular**  
7 **session is referred to the people by the Legislative Assembly under Article IV, section 1**  
8 **(3)(c), of the Oregon Constitution, or by petition under Article IV, section 1 (3)(b), of the**  
9 **Oregon Constitution:**

10 **“(a) Notwithstanding ORS 250.035, 250.067, 250.075 (2) and 250.085, the ballot title for a**  
11 **measure or part of a measure described in this subsection shall be prepared by the joint**  
12 **legislative committee appointed under section 6 of this 2025 Act and filed with the Secretary**  
13 **of State not later than the date set by the Secretary of State by rule. The word limits de-**  
14 **scribed in ORS 250.035 (2) do not apply to a ballot title for a measure described in this sub-**  
15 **section that is prepared by the joint legislative committee under this subsection. Unless**  
16 **modified under section 4 of this 2025 Act, the ballot title prepared by the committee under**  
17 **this subsection must be the ballot title printed in the voters’ pamphlet and printed on, or**  
18 **included with, the ballot.**

19 **“(b) Notwithstanding ORS 251.205, 251.215, 251.225, 251.230 and 251.235, the explanatory**  
20 **statement to be printed in the voters’ pamphlet for a measure or part of a measure described**  
21 **in this subsection shall be prepared by the joint legislative committee appointed under sec-**  
22 **tion 6 of this 2025 Act and filed with the Secretary of State not later than the date set by**  
23 **the Secretary of State by rule. Except as provided under section 5 of this 2025 Act, the ex-**  
24 **planatory statement prepared by the committee under this subsection must be the explana-**  
25 **tory statement printed in the voters’ pamphlet.**

26 **“(2) The joint legislative committee may begin preparation of the ballot title or explana-**  
27 **tory statement:**

28 **“(a) For a measure referred to the people by the Legislative Assembly under Article**  
29 **XVII, section 1, or Article IV, section 1 (3)(c), of the Oregon Constitution, on the date the**  
30 **measure is filed with the Secretary of State; and**

31 **“(b) For a measure referred to the people by petition under Article IV, section 1 (3)(b),**  
32 **of the Oregon Constitution, on the date that a prospective petition to refer the measure is**  
33 **filed with the Secretary of State under ORS 250.045.**

34 **“(3) Except as otherwise provided in sections 1 to 7 of this 2025 Act, ORS chapters 250,**  
35 **251 and 254 apply to an election held on a measure or part of a measure described in sub-**

1 section (1) of this section.

2 “(4) As used in sections 1 to 7 of this 2025 Act, ‘measure’ has the meaning given that  
3 term in ORS 250.005.

4 “SECTION 2. (1) The Secretary of State shall cause to be printed in the voters’ pamphlet  
5 the number, ballot title and text of a measure described in section 1 of this 2025 Act and the  
6 financial estimate, explanatory statement and arguments relating to the measure. The Sec-  
7 retary of State shall also cause to be printed in the voters’ pamphlet any other information  
8 required by law.

9 “(2) For purposes of sections 1 to 7 of this 2025 Act, the election referred to in ORS  
10 251.295 is the general election.

11 “SECTION 3. (1) Notwithstanding the deadline specified in ORS 254.085, the Secretary of  
12 State shall prepare and deliver to each county clerk by the most expeditious means practi-  
13 cable a certified statement of a measure described in section 1 of this 2025 Act. The Secre-  
14 tary of State shall include with the statement the number, financial estimate and ballot title  
15 of the measure and any other information required by law. The Secretary of State shall keep  
16 a copy of the statement.

17 “(2) Each county clerk shall print on the ballot the number, financial estimate and ballot  
18 title of the measure, along with any other information required by law. In lieu of printing  
19 the financial estimate, the summary portion of the ballot title or other information required  
20 by law on the ballot, a county clerk may include with the ballot the complete text of the  
21 ballot title, the financial estimate and any other information required by law.

22 “SECTION 4. Notwithstanding ORS 250.085:

23 “(1) Any elector dissatisfied with the ballot title for a measure described in section 1 of  
24 this 2025 Act prepared by the joint legislative committee appointed under section 6 of this  
25 2025 Act may petition the Supreme Court seeking a different ballot title. The petition shall  
26 state the reasons that the ballot title filed with the Secretary of State does not substantially  
27 comply with the requirements of ORS 250.035 and section 1 of this 2025 Act.

28 “(2) The petition shall name the Attorney General as the respondent and must be filed  
29 not later than the fifth business day after the joint legislative committee files the ballot title  
30 with the Secretary of State.

31 “(3) An elector filing a petition under this section shall notify the Secretary of State in  
32 writing that the petition has been filed. The notice must be received in the office of the  
33 Secretary of State not later than 5 p.m. on the next business day following the day the pe-  
34 tition is filed.

35 “(4) The Supreme Court shall review the ballot title for substantial compliance with the  
36 requirements of ORS 250.035 and section 1 of this 2025 Act.

37 “(5) The review by the Supreme Court shall be conducted expeditiously to ensure the  
38 orderly and timely conduct of the election at which the measure is to be submitted to the  
39 electors.

40 “(6) If the Supreme Court determines that the ballot title prepared by the joint legislative  
41 committee substantially complies with the requirements of ORS 250.035 and section 1 of this  
42 2025 Act, the court shall certify the ballot title to the Secretary of State. If the Supreme  
43 Court determines that the ballot title prepared by the joint legislative committee does not  
44 substantially comply with the requirements of ORS 250.035 and section 1 of this 2025 Act, the  
45 court shall modify the ballot title and certify the ballot title to the Secretary of State or

1 refer the ballot title to the Attorney General for modification.

2 “(7) Not later than five business days after the Supreme Court refers a ballot title to the  
3 Attorney General for modification under this section, the Attorney General shall certify a  
4 modified ballot title to the Secretary of State. The modified ballot title is not subject to ju-  
5 dicial review.

6 **“SECTION 5.** Notwithstanding ORS 251.235:

7 “(1) Any person dissatisfied with the explanatory statement for a measure described in  
8 section 1 of this 2025 Act prepared by the joint legislative committee appointed under section  
9 6 of this 2025 Act may petition the Supreme Court seeking a different explanatory statement  
10 and stating the reasons the explanatory statement filed with the court is insufficient or un-  
11 clear.

12 “(2) The court shall review the explanatory statement and certify an explanatory state-  
13 ment to the Secretary of State if the petition is filed and served as required in subsection  
14 (4) of this section not later than the fifth business day after the joint legislative committee  
15 files the explanatory statement with the Secretary of State.

16 “(3) Failure to file and serve the petition within the time prescribed in subsection (2) of  
17 this section precludes Supreme Court review and certification of an explanatory statement.  
18 If the court considers the petition, the court may allow oral argument. The review by the  
19 Supreme Court shall be conducted expeditiously to ensure the orderly and timely conduct of  
20 the election at which the measure is to be submitted to the electors. The explanatory  
21 statement certified by the court must be the explanatory statement printed in the voters’  
22 pamphlet.

23 “(4) At the time a person petitions the Supreme Court under subsection (1) of this sec-  
24 tion, the person also shall serve a copy of the petition on:

25 “(a) The Attorney General;

26 “(b) The Legislative Assembly; and

27 “(c) The chief petitioners of the measure.

28 **“SECTION 6.** (1) For each measure described in section 1 of this 2025 Act, a joint legis-  
29 lative committee consisting of three Senators and three Representatives shall be appointed  
30 to prepare and file with the Secretary of State the ballot title and explanatory statement for  
31 the measure.

32 “(2)(a) The President of the Senate shall appoint three members of a committee from  
33 among members of the Senate, two from the majority party and one from the minority party.

34 “(b) The Speaker of the House of Representatives shall appoint three members of a  
35 committee from among members of the House of Representatives, two from the majority  
36 party and one from the minority party.

37 **“SECTION 7.** The Secretary of State shall adopt rules governing the procedures for con-  
38 ducting an election on a measure described in section 1 of this 2025 Act as may be necessary  
39 to implement sections 1 to 7 of this 2025 Act. Rules adopted under this section may not re-  
40 quire the joint legislative committee appointed under section 6 of this 2025 Act to:

41 “(1) Prepare or make publicly available a draft ballot title; or

42 “(2) File a ballot title with the Secretary of State before March 10, 2026.

43 **“SECTION 8.** This 2025 Act being necessary for the immediate preservation of the public  
44 peace, health and safety, an emergency is declared to exist, and this 2025 Act takes effect  
45 on its passage.”.

