

BILL BRADBURY
SECRETARY OF STATE



ELECTIONS DIVISION
JOHN LINDBACK
DIRECTOR
141 STATE CAPITOL
SALEM, OREGON 97310-0722
ELECTIONS — (503) 986-1518

March 22, 2007

To All Interested Parties:

Secretary of State Bill Bradbury is responsible for the pre-election review of proposed initiative petitions for compliance with the procedural constitutional requirements established in the Oregon Constitution for initiative petitions. This review will be completed before approving the form of the cover and signature sheets for the purpose of circulating the proposed initiative petition to gather signatures.

The Secretary of State is seeking public input on whether proposed initiative petition (#79), satisfies the procedural constitutional requirements for circulation as a proposed initiative petition. Petition #79 was filed in our office on March 21, 2007, by Bill Sizemore, for the General Election of November 4, 2008.

Enclosed is a copy of the text of this proposed initiative petition. If you are interested in providing comments on whether the proposed initiative petition meets the procedural constitutional requirements, please write to the secretary at the Elections Division in the State Capitol. Your comments, if any, must be received by the Elections Division no later than April 12, 2007, in order for them to be considered in the review.

BILL BRADBURY
Secretary of State

BY:

Carla Corbin
Compliance Specialist

BE IT RESOLVED BY THE PEOPLE OF THE STATE OF OREGON;
Section 28 of Article IV of the Constitution of the State of Oregon shall be amended by adding new language. The existing language is printed in regular typeface and the new language to be added is printed in bold typeface.

Section 28. When Act takes effect. No act shall take effect, until ninety days from the end of the session at which the same shall have been passed, except in case of emergency; which emergency shall be declared in the preamble, or in the body of the law. **The State Legislative Assembly shall not declare an emergency when a true emergency does not exist or primarily to prevent an act from being referred to the voters via the referendum process. If an emergency is declared, the Legislative Assembly shall state in specific language the nature of the emergency that exists. Any such declaration of emergency may be challenged by one or more Oregon electors by appealing directly to the Oregon Supreme Court. Unless delaying the effective date of the act poses a real and serious threat to the health or safety of the people of Oregon, the Oregon Supreme Court, in determining whether a true emergency exists, shall give deference to the rights of Oregon citizens to collect the signatures necessary to place the act on the ballot by means of a referendum.**

SECRETARY OF THE STATE

2007 MAR 21 PM 3:45

RECEIVED