

F O R E W O R D

OREGON LAWS 2013 Seventy-Seventh Oregon Legislative Assembly

Oregon Laws are the bills passed by a session of the Legislative Assembly that are enacted into law. Acts from each session of the Legislative Assembly that passed both the Senate and House of Representatives are filed with the Governor for approval. The Governor signs each Act—or allows it to become law without signature—and then files the new session law with the Secretary of State for enrolling and chapter number assignment. Acts that the Legislative Assembly refers to Oregon voters are filed directly with the Secretary of State for enrolling and session law chapter number assignment. Chapter numbers for odd-numbered year sessions laws are assigned to statewide statutory initiative measures that are adopted by Oregon voters at each regular general election.

The Office of the Legislative Counsel prepares and publishes Oregon Laws in accordance with ORS 171.236. Each session law chapter contains a cross-reference to its bill number. The dates of approval and filing by the Governor and the chapter's effective date appear at the end of each chapter.

Organizational Session January 14, 2013

Pursuant to Article IV, section 10, of the Oregon Constitution, the Seventy-seventh Legislative Assembly convened its organizational session on January 14, 2013, to introduce measures, choose its officers, judge the election and qualifications of its members, and adopt rules of proceeding. The Legislative Assembly adopted House Concurrent Resolution 13 (2013), which established the schedule and deadlines for the 2013 regular session, and Senate Concurrent Resolution 5 (2013), which adjourned the organizational session.

2013 Regular Session February 4 to July 8, 2013

The Seventy-seventh Legislative Assembly convened its 2013 regular session on February 4, 2013, and adjourned on July 8, 2013—the 155th calendar day. The Legislative Assembly passed 788 bills and adopted Senate Joint Resolution 1 (2013), which refers a proposed constitutional amendment to the regular general election on November 4, 2014. A second measure that proposed a constitutional amendment—Senate Joint Resolution 34 (2013)—was rescinded when the Legislative Assembly adopted Senate Joint Resolution 203 (2014) during its 2014 regular session. See the editorial note after Senate Joint Resolution 34 (2013) for more information. Also adopted at the 2013 regular session were House Concurrent Resolution 37 (2013), which established the schedule and deadlines for presession-filed measures for the

2014 regular session, and Senate Concurrent Resolution 21 (2013), which adjourned the 2013 regular session.

Effective Dates

Pursuant to ORS 171.022, each Act passed by the Legislative Assembly takes effect on January 1 of the year after passage of the Act unless a different date is specified in the Act. Article IV, section 28, of the Oregon Constitution, provides that an Act may not take effect sooner than 90 days from the end of a legislative session unless an emergency is declared in the Act. Unless otherwise specified in the Act, an Act in which an emergency is declared takes effect on the date it is approved by the Governor or, if neither approved nor disapproved by the Governor, on the date it is filed in the office of the Secretary of State.

The normal effective date for most Acts passed at the 2013 regular session is January 1, 2014. The effective date for Acts that take effect on the “91st day following adjournment sine die” is October 7, 2013.

Referendum

An Act that takes effect sooner than 90 days after the end of the session in which it is passed is not subject to referendum by petition under Article IV, section 1, of the Oregon Constitution. Other Acts may be referred to the people for their approval or rejection by petition filed with the Secretary of State not more than 90 days after the end of the session (October 6, 2013).

One Act of the 2013 regular session, chapter 48, Oregon Laws 2013 (Enrolled Senate Bill 833), was referred by petition to the people at the regular general election on November 4, 2014. See the editorial note following the text of chapter 48, Oregon Laws 2013, for more information.

Veto Summary

One bill passed by the Seventy-seventh Legislative Assembly at its 2013 regular session was vetoed by the Governor acting pursuant to Article V, section 15b, of the Oregon Constitution.

Pursuant to Article V, section 15a, of the Oregon Constitution, the Governor vetoed the emergency clause in one bill, which then took effect on the date provided for Acts in which no emergency is declared (January 1, 2014). The Governor, acting pursuant to Article V, section 15a, of the Oregon Constitution, vetoed sections 99 (4) and (5) and 100, chapter 723, Oregon Laws 2013 (Enrolled House Bill 5008).

| Bill Number | Subject | Veto Date |
|-------------|--|-----------|
| SB 215 | <p>Allows school districts and nearest federally recognized Native American tribes in Oregon to enter into written agreements that identify acceptable school mascot names, symbols or images representing, or associated with, Native Americans. Directs school districts to enforce certain behaviors in relation to these school mascots by students and other spectators at athletic events. Requires athletic directors or other persons identified by district school boards to complete training on cultural diversity.</p> <p>Veto Sustained: The motion to table Vetoed Senate Bill 215 (2013) carried on a voice vote of the Senate while convened in special session on October 2, 2013.</p> | 8-16-13 |
| SB 547 | Emergency clause veto (section 8). | 6-25-13 |
| HB 5008 | Single-item veto of provisions in sections 99 (4) and (5) and 100. Those provisions repealed newly enacted limitations on expenditures from Public Employees' Revolving Fund for benefit plan premiums and self-insurance, and authorized unlimited expenditures from the fund for administration of dependent care assistance and expense reimbursement plans and for health insurance premium subsidies and self-insurance. | 8-14-13 |

VOTE ON STATEWIDE MEASURES

General Election, November 6, 2012

The following statewide measures, referred by the Seventy-sixth Legislative Assembly at its 2011 regular session, or proposed by initiative petition, were voted on by the people at the general election held November 6, 2012:

| Ballot Title | Proposed By | Outcome |
|---|--------------------|----------------|
| No. 77 – Amends Constitution: Governor may declare “catastrophic disaster” (defined); requires legislative session; authorizes suspending specified constitutional spending restrictions. | HJR 7 (2011) | Passed |
| No. 78 – Amends Constitution: Changes constitutional language describing governmental system of separation of powers; makes grammatical and spelling changes. | HJR 44 (2011) | Passed |
| No. 79 – Amends Constitution: Prohibits real estate transfer taxes, fees, other assessments, except those operative on December 31, 2009. | Initiative | Passed |
| No. 80 – Allows personal marijuana, hemp cultivation/use without license; commission to regulate commercial marijuana cultivation/sale. | Initiative | Failed |
| No. 81 – Prohibits commercial non-tribal fishing with gillnets in Oregon “inland waters,” allows use of seine nets. | Initiative | Failed |
| No. 82 – Amends Constitution: Authorizes establishment of privately-owned casinos; mandates percentage of revenues payable to dedicated state fund. | Initiative | Failed |
| No. 83 – Authorizes privately-owned Wood Village casino; mandates percentage of revenues payable to dedicated state fund. | Initiative | Failed |
| No. 84 – Phases out existing inheritance taxes on large estates, and all taxes on intra-family property transfers. | Initiative | Failed |
| No. 85 – Amends Constitution: Allocates corporate income/excise tax “kicker” refund to additionally fund K through 12 public education. | Initiative | Passed |