

Chapter 171

State Legislature

171.010

ATTY. GEN. OPINIONS: Termination of existence of legislative interim committee, 1956-58, p 71; authority to pay per diem to members of pre-session ways and means committees, 1964-66, p 133; adjournment to a day certain the following year, 1966-68, p 396; authority of legislature to reconvene on a fixed date after adjournment, authority of presiding officers to reconvene legislature, (1971) Vol 35, p 564.

171.025

NOTES OF DECISIONS

Elimination of one whole number from the county or district ratio is not a reasonable interpretation of the constitutional formula. In re Legislative Apportionment, (1961) 228 Or 562, 364 P2d 1004.

Reapportionment made by the Secretary of State was constitutional. In re Apportionment, (1961) 228 Or 575, 365 P2d 1042.

ATTY. GEN. OPINIONS: Status of holdover senator whose district is abolished by reapportionment, 1950-52, p 97.

171.035

NOTES OF DECISIONS

Elimination of one whole number from the county or district ratio is not a reasonable interpretation of the constitutional formula. In re Legislative Apportionment, (1961) 228 Or 562, 364 P2d 1004.

Reapportionment made by the Secretary of State was constitutional. In re Apportionment, (1961) 228 Or 575, 365 P2d 1042.

171.043

CASE CITATIONS: Cook v. McCall (1966) 242 Or 480, 410 P2d 505.

ATTY. GEN. OPINIONS: Representative-at-large vote in county charter committee selection, 1964-66, p 49; validity of Multnomah County apportionment, 1964-66, p 201.

171.046

ATTY. GEN. OPINIONS: Filing for more than one office, 1964-66, p 313; attachment of position number to office, 1964-66, p 238.

171.050

NOTES OF DECISIONS

Acceptance by a legislator of some incompatible office is void; the legislator continues as a member of the legislature until he signs and files a resignation. State v. Hill (1947) 181 Or 585, 184 P2d 366.

Doctrine of implied resignation was not intended to apply

to Legislative Assembly members. State ex rel O'Hara v. Appling (dictum) (1959) 215 Or 303, 334 P2d 482.

FURTHER CITATIONS: Lessard v. Snell, (1937) 155 Or 293, 63 P2d 893.

ATTY. GEN. OPINIONS: When resignation or withdrawal of resignation is effective, 1934-36, p 329; authority of the Secretary of State to declare legislative office vacant, 1942-44, p 386; legislators holding incompatible offices, 1946-48, p 334; filling vacancy caused when State Senator representing more than one county resigns, 1954-56, p 8; doctrine of implied resignation, 1956-58, p 58; filling vacancy on legislative interim committee, 1956-58, p 167; commencing date of salary of a legislator appointed to fill a vacancy arising after the regular session, 1966-68, p 357; legislator as city judge, (1970) Vol 35, p 252.

LAW REVIEW CITATIONS: 28 OLR 332, 353.

171.060

ATTY. GEN. OPINIONS: Appointment and qualifications of successors, 1960-62, p 308; commencing date of salary of a legislator appointed to fill a vacancy arising after the regular session, 1966-68, p 357.

171.072

CASE CITATIONS: State ex rel Chapman v. Appling, (1960) 220 Or 41, 348 P2d 759.

ATTY. GEN. OPINIONS: Salary advances to legislators who resign or die in office, 1956-58, p 143; retention of salary advancement by representative resigning in even-numbered year, 1956-58, p 230; effect of unconstitutional amendment (1959) on original statute, 1960-1962, p 104; limitation on per diem during special session, 1962-64, p 250; authority to pay per diem to members of pre-session ways and means committees, 1964-66, p 133; commencing date of salary of a legislator appointed to fill a vacancy arising after the regular session, 1966-68, p 357; authority to pay per diem to members if organization of legislature delayed, (1971) Vol 35, p 463; eligibility of legislators to be members of Public Employees' Retirement System, (1971) Vol 35, p 628.

171.074

ATTY. GEN. OPINIONS: Eligibility of legislators to be members of Public Employees' Retirement System, (1971) Vol 35, p 628.

171.225

ATTY. GEN. OPINIONS: Statute as requiring Secretary of State to publish senate resolution in general session laws, 1920-22, p 450.

LAW REVIEW CITATIONS: 1 WLJ 250.

<p style="text-align: center;">171.405 to 171.430</p>	<p style="text-align: center;">171.560</p>
<p>LAW REVIEW CITATIONS: 6 WLJ 361.</p>	<p>ATTY. GEN. OPINIONS: Appointment of Director of Department of Motor Vehicles, 1954-56, p 225; existence of legislature after sine die, (1971) Vol 35, p 628.</p>
<p style="text-align: center;">171.405</p>	<p style="text-align: center;">171.605 to 171.635</p>
<p>ATTY. GEN. OPINIONS: Duty of Secretary of State to keep original bills, 1956-58, p 166.</p>	<p>ATTY. GEN. OPINIONS: Existence of legislature after sine die, (1971) Vol 35, p 628.</p>
<p style="text-align: center;">171.505</p>	<p style="text-align: center;">171.605</p>
<p>ATTY. GEN. OPINIONS: Interim committee created by resolution of one house, 1956-58, p 117.</p>	<p>ATTY. GEN. OPINIONS: Selection of interim committee chairman, 1966-68, p 316.</p>
<p>LAW REVIEW CITATIONS: 38 OLR 118.</p>	<p style="text-align: center;">171.815</p>
<p style="text-align: center;">171.510</p>	<p>ATTY. GEN. OPINIONS: Authority to call meeting of "standing" committees after adjournment sine die, 1966-68, p 311.</p>
<p>LAW REVIEW CITATIONS: 38 OLR 118.</p>	<p style="text-align: center;">171.620</p>
<p style="text-align: center;">171.555</p>	<p>ATTY. GEN. OPINIONS: Selection of interim committee chairman, 1966-68, p 316; implied power of committee, (1970) Vol 34, p 1029.</p>
<p>ATTY. GEN. OPINIONS: Authority of either house of legislature to order investigations, to compel the attendance of witnesses, and to provide funds for payment of expenses of such investigations, 1926-28, p 84; validity of Joint Ways and Means Committee, 1956-58, p 92; authority to pay per diem to members of pre-session ways and means committees, 1964-66, p 133; authority of Senate to refer bills to Joint Ways and Means Committee with instructions, 1964-66, p 135; affect of this section on rules of procedure adopted by each house, 1964-66, p 166; constitutionality of this section, 1966-68, p 205; committee procedure for reporting bills back to both houses, 1966-68, p 400.</p>	<p style="text-align: center;">171.755 to 171.775</p> <p>ATTY. GEN. OPINIONS: Construing "lobbying," 1966-68, p 277.</p>