

Please file this vote explanation in the official register with regard to my “NO” vote on HB 3058 A.

HB 3058 A fails to meet the requirements of the Oregon Constitution, Oregon Revised Statutes, and Senate Rules and thus should be challenged in court.

- The federal courts in 2020 and 2022 ruled employees of the Oregon State Senate such as legislative counsel, parliamentarians, and other staff are not decision makers in the legislature. Elected members are liable for their actions.
- State courts ruled statute prevails over rules in 2019 and 2020.
- OR Const Art IV Sec 21 requires the bill be plainly worded.
- OR Const Art IV Sec 25, requires sixteen (16) valid votes for bill passage.
- OR Const Art IV Sec 26 requires a member protest to be entered into the Senate Journal.
- ORS 171.134 passed by the Legislative Assembly as an enduring rule established wording requirements.
- OR Const Art II Sec 10, prevents legislators from holding more than one office.
- OR Const Art II Sec 15, requires eligible legislators to vote openly or by voice vote on bills.
- OR Const Art III Sec 1, prevents legislators from serving in two branches of government.
- President Wagner refused to provide the Flesch number on advice of Dexter Johnson (LC) on the Floor.

HB 3058 A fails on each of these rules, statutes and constitutional clauses thus please enter this protest explanation into the Senate Journal as required by Senate Rules.