



OFFICE OF THE SECRETARY OF STATE

NEWS RELEASE

BILL BRADBURY

For Immediate Release:
February 27, 2004

Contact: Summer Davis
Elections Division
(503) 986-1518

The Office of the Secretary of State received a draft ballot title from the Attorney General on February 27, 2004, for initiative petition #148, proposing a statutory amendment, for the General Election of November 2, 2004.

The draft ballot title is as follows:

**ENACTS PROVISION SPECIFYING THAT MARRIAGE IS A CIVIL
CONTRACT BETWEEN ONE MALE AND ONE FEMALE**

RESULT OF "YES" VOTE: "Yes" vote amends existing statute to specify that marriage in Oregon is a civil contract entered into, in person, by one male and one female.

RESULT OF "NO" VOTE: "No" vote retains existing statute, providing that marriage in the State of Oregon is a civil contract entered into, in person, by males and females.

SUMMARY: An Oregon statute, ORS 106.010, currently provides: "Marriage is a civil contract entered into in person by males at least 17 years of age and females at least 17 years of age, who are otherwise capable, and solemnized in accordance with ORS 106.150." Measure amends ORS 106.010 to provide: "Marriage is a civil contract entered into in person by one male at least 17 years of age and one female at least 17 years of age, who are otherwise capable, and solemnized in accordance with ORS 106.150."

Chief Petitioner(s): Kent Walton, 6869 SE 182nd, Portland, OR 97236, Thomas S. Harrison IV, 15011 S Forsythe Rd, Oregon City, OR 97045 and Kelly W. Boggs, 2603 NE McDonald Ln, McMinnville, OR 97128.

Copies of the text of this initiative are available at Room 141, State Capitol for \$.25. Written requests for copies with your remittance of \$1.00 prepaid, should be addressed to: Elections Division, Room 141 State Capitol, Salem, OR 97310-0722.

There now follows an appeal period of 10 business days during which any member of the public may submit written comments which address the specific legal standards a ballot title must meet to the Secretary of State's office. This period ends March 12, 2004. Comments must be addressed to: Elections Division, Room 141 State Capitol, Salem, OR 97310-0722; fax (503) 373-7414.

The Secretary of State will deliver all written comments to the Attorney General. If comments are received, the Attorney General shall issue the certified ballot title not later than the 10th business day after receiving the comments from the Secretary of State. If no comments are received, the Attorney General shall issue the certified ballot title not later than the fifth business day after the deadline for submitting comments.

In addition, during this ballot title comment period, the Secretary of State will also seek statements from interested persons regarding whether or not a proposed initiative petition complies with procedural constitutional requirements for submission of proposed initiative petitions. The Secretary will consider the information provided in the statements received from interested persons. If you wish to comment, this period ends March 12, 2004. Comments must be addressed to: Elections Division, Room 141 State Capitol, Salem, OR 97310-0722; fax (503) 373-7414.

Any elector who is dissatisfied with the ballot title certified by the Attorney General, and who timely submitted written comments which addressed the specific legal standards a ballot title must meet, may petition the Oregon Supreme Court seeking a different title. This appeal must be filed not later than the 10th business day after the Attorney General certifies a ballot title to the Secretary of State.

The required number of signatures for placement on the 2004 general election ballot is 75,630. These signatures must be filed in this office not later than July 2, 2004.



DEPARTMENT OF JUSTICE
APPELLATE DIVISION

February 27, 2004

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DEPARTMENT OF JUSTICE
APPELLATE DIVISION

John Lindback
Director, Elections Division
Office of the Secretary of State
141 State Capitol
Salem, OR 97310

Re: Proposed Initiative Petition — Enacts Provision Specifying That Marriage Is A Civil Contract Between One Male and One Female
DOJ File #BT-148-04; Elections Division #148

Dear Mr. Lindback:

We have prepared and hereby provide to you a draft ballot title for the above-referenced prospective initiative petition. The proposed measure relates to specifying that marriage in Oregon is a civil contract entered into in person by one male and one female.

Written comments from the public are due to you within ten business days after your receipt of this draft title. A copy of all written comments provided to you should be forwarded to this office immediately thereafter.

A copy of the draft ballot title is enclosed.

Sincerely,

Sharon Dufour
Administrative Specialist 1

JJA:sld/APP64186

Enclosure

c: Peter Shepherd, Deputy Attorney General
Don Arnold, General Counsel Division
Lynn Rosik, General Counsel Division

Kent Walton
6869 SE 182nd
Portland, OR 97236

Thomas S. Harrison IV
15011 S. Forythe Rd.
Oregon City, OR 97045

Kelly W. Boggs
2603 NE McDonald Lane
McMinnville, OR 97128

DRAFT BALLOT TITLE

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