



# OFFICE OF THE SECRETARY OF STATE

## NEWS RELEASE

**BILL BRADBURY**

**For Immediate Release:**  
March 12, 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 March 12, 2004, for initiative petition #1, proposing a constitutional amendment, for the General Election of November 7, 2006.

The draft ballot title is as follows:

**AMENDS CONSTITUTION: LIMITS CHANGE IN LEGISLATIVE SPENDING  
FROM BIENNIUM TO BIENNIUM, BASED ON CHANGES TO INFLATION,  
POPULATION**

**RESULT OF "YES" VOTE:** "Yes" vote limits the change in legislative appropriations (spending) from one biennium to the next, to percentage change in inflation plus percentage change in population.

**RESULT OF "NO" VOTE:** "No" vote retains existing law, without new constitutional limit on change in legislative appropriations from one biennium to next, based on changes to inflation, population.

**SUMMARY:** Amends constitution. Oregon law currently limits state appropriations (spending) to 8% of projected personal income in Oregon (with certain exceptions). Current appropriations limit may be exceeded if Governor declares emergency and sixty percent of each house of legislature votes to exceed. Measure adds constitutional provision limiting change in legislative appropriations from one biennium to next biennium to percentage change in inflation plus percentage change in state population over previous two years. Certain appropriations not subject to limit, including: federal, donated funds; proceeds from sales of bonds, certain real property; public-pension benefits, refunds. Measure provides that appropriations limit may be exceeded by amount approved by two-thirds of each house of legislature and approved by majority of voters voting in general election. Other provisions.

Chief Petitioner(s): Don McIntire, 929 SE Phoebe Ct, Gresham, OR 97080 and Jason Williams, PO Box 23573, Tigard, OR 97281.

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 26, 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 10<sup>th</sup> 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 26, 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 10<sup>th</sup> business day after the Attorney General certifies a ballot title to the Secretary of State.

The required number of signatures for placement on the 2006 general election ballot is 100,840. These signatures must be filed in this office not later than July 7, 2006.



DEPARTMENT OF JUSTICE  
APPELLATE DIVISION

March 12, 2004

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

Re: Proposed Initiative Petition — Amends Constitution: Limits Change In Legislative Spending From Biennium To Biennium, Based On Changes To Inflation, Population DOJ File #BT-1-04; Elections Division #1

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 limiting changes in legislative spending from biennium to biennium, based on changes to inflation and population.

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,

Misty Kintz  
Legal Secretary

ELH:mlk/APP64883

Enclosure

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

Don McIntire  
929 SE Phoebe Court  
Gresham, Oregon 97080

Jason Williams  
11155 SW Hall, #27  
P.O. Box 23573  
Tigard, Oregon 97281

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DEPT. OF JUSTICE  
SECRETARY OF STATE

**DRAFT BALLOT TITLE**

**AMENDS CONSTITUTION: LIMITS CHANGE IN LEGISLATIVE  
SPENDING FROM BIENNIUM TO BIENNIUM, BASED ON CHANGES  
TO INFLATION, POPULATION**

**RESULT OF "YES" VOTE:** "Yes" vote limits the change in legislative appropriations (spending) from one biennium to the next, to percentage change in inflation plus percentage change in population.

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