



## OFFICE OF THE SECRETARY OF STATE

### NEWS RELEASE

**BILL BRADBURY**

**For Immediate Release:**

June 28, 2007

**Contact:** Carla Corbin  
Elections Division  
(503) 986-1518

The Office of the Secretary of State received a draft ballot title from the Attorney General on June 27, 2007, for initiative petition #108, proposing a constitutional amendment, for the General Election of November 4, 2008.

The draft ballot title is as follows:

**AMENDS CONSTITUTION: USING FUNDS TO FACILITATE ABORTION  
OR ACCEPTING FUNDS FOR PERFORMING ABORTION IS PUNISHABLE  
AS MURDER**

**RESULT OF "YES" VOTE:** "Yes" vote makes using any funds to facilitate abortion and accepting funds for performing abortion crimes punishable as murder; excepts ectopic pregnancies; requires statutory penalties.

**RESULT OF "NO" VOTE:** "No" vote retains current law allowing abortion under specified circumstances, defining "criminal homicide" as causing the death of a person who was born and alive.

**SUMMARY:** United States Constitution permits abortion before fetus becomes viable and, thereafter, if the woman's life or health is endangered. A person commits criminal homicide (murder, manslaughter, or criminally negligent homicide) if the person causes the death of another "human being," defined as a person who was born and was alive at the time of the criminal act. Murder for hire and soliciting another to commit murder for hire constitute "aggravated murder," punishable by death penalty. A person may be criminally liable for conduct of another. Measure amends Oregon Constitution, making the use of public or private funds to facilitate abortion and acceptance of funds for performing abortion crimes punishable as murder; excepts ectopic pregnancies; requires legislature to enact penalties; leaves death penalty unchanged. Other provisions.

Chief Petitioner(s): Jack Brown, 745 NE 12th ST, Grants Pass, OR 97526, Richard Hake, 4980 East Evans Creek RD, Rogue River, OR 97537 and Barbara Gonzalez, 1820 Robinson RD, Grants Pass, OR 97527.

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 a comment 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 July 12, 2007. 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 10<sup>th</sup> 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 July 12, 2007. 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 2008 general election ballot is 110,358. These signatures shall be filed in this office not later than July 3, 2008.

HARDY MYERS  
Attorney General



PETER D. SHEPHERD  
Deputy Attorney General

DEPARTMENT OF JUSTICE  
APPELLATE DIVISION

June 27, 2007

RECEIVED  
2007 JUN 27 PM 2:12  
DILL BRADBURY  
SECRETARY OF THE STATE

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

Re: Proposed Initiative Petition — Amends Constitution: Using Funds To Facilitate  
Abortion Or Accepting Funds For Performing Abortion Is Punishable As Murder  
DOJ File #BT-108-07; Elections Division #108

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 making use of any funds to facilitate abortion and accepting funds for performing abortion crimes punishable as murder

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

JCL:mlk/APPA9149

Enclosure

c: Peter Shepherd, Deputy Attorney General  
Don Arnold, General Counsel Division  
Steve Wolf, General Counsel Division

Jack Alan Brown Jr.  
745 NE 12<sup>th</sup> Street  
Grants Pass, Oregon 97526

Richard D. Hake  
4980 East Evans Creek Road  
Rogue River, Oregon 97537

Barbara L. Gonzalez  
1820 Robinson Road  
Grants Pass, Oregon 97527

**DRAFT BALLOT TITLE**

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