

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: HJR 10

80th Oregon Legislative Assembly – 2019 Regular Session
Legislative Fiscal Office

*Only Impacts on Original or Engrossed
Versions are Considered Official*

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Measure Description:

Proposes amendment to Oregon Constitution to allow juries to impose verdicts in criminal cases only by unanimous agreement.

Government Unit(s) Affected:

Secretary of State (SOS), Oregon Judicial Department (OJD)

Summary of Fiscal Impact:

Costs related to the measure are indeterminate at this time - See explanatory analysis.

Analysis:

The measure refers for voters’ approval a proposed amendment to the Oregon constitution to require unanimous agreement by a jury to render a guilty or not guilty verdict in criminal prosecutions.

Because the measure is referred to voters at the next regular general election, the fiscal impact to the Secretary of State’s office is the state’s portion of incremental costs incurred for an already-funded election. The Secretary of State prepares and distributes the voters’ pamphlet and collects a filing fee for each argument submitted in support or opposition of a ballot measure. Typically, these filing fees cover slightly more than one-half of the cost of producing and mailing the voters’ pamphlet. The remaining costs are paid by the General Fund. At this time, the fiscal impact to the Secretary of State’s office is indeterminate because the cost of producing and distributing the voters’ pamphlet is determined by the total number of initiatives and legislative referrals on the ballot, and by the number of arguments submitted in support or opposition of these ballot measures, and this information will not be known until after election filing deadlines. The Legislative Fiscal Office assumes that the Secretary will seek General Fund support from the Emergency Board or Legislative Assembly if the actual voters’ pamphlet costs exceed currently budgeted election expenditures.

Under procedures established in ORS 250.125 and 250.127, a financial impact committee is created for each state measure submitted to the ballot through the initiative and referendum processes. For this reason, LFO does not include an estimate of the fiscal impact that would result if this joint resolution were to be adopted by a vote of the people.