

This initiative petition seeks to compel Multnomah County to comply with state law that excludes the payment of any public money for calculated actuarial liabilities for the public employee pensions. This initiative also compels the County to reclaim more than one hundred million dollars that were unlawfully transferred to PERS. The text of the proposed ordinance (FOR MULTNOMAH COUNTY ONLY) is set out in full below:

Pension Clarification Act

MCC 9.600 Policy And Purposes

It is the policy of the county:

- (1) To make continued participation by the county in any pension plan for county employees expressly contingent upon the ability at all times to potential withdrawal from the plan without any future obligations.
- (2) To establish conformity with ORS 238.600(2) as amended by the 1999 Legislative Assembly by Senate Bill 361 (1999), Oregon Laws 1999 Chapter 317 Section 9. The 1999 state statutory amendment reflects an express bargain by public employee pension beneficiaries to limit their claims to the level of funding within the system at any given time and to the returns derived exclusively from investments.
- (3) To demand return of any funds transferred to PERS subsequent to June 23, 1999 in excess of that which are excluded by Oregon Laws 1999 Chapter 317 Section 9.
- (4) To declare that the prior neglect of the county's responsibilities to taxpayers poses a threat to the continued operation of public schools in conformity with the superior Oregon Constitutional obligation to adequately fund public education.

9.605 Remedial Actions From June 23, 1999 Through [effective date of enactment]

- (1) Any monies unlawfully transferred, as calculated liabilities, from the county to PERS shall be ordered returned immediately from PERS, as they were not authorized under state laws or county laws.
- (2) All employment agreements negotiated subsequent to June 23, 1999, shall specifically and expressly be subject to the prior limitations on future liability as required by state law through Oregon Laws 1999 Chapter 317 Section 9.
- (3) The county counsel shall assert all colorable claims against the State, including against OPERS and the OPERS fund beneficiaries, to preserve the taxpayer resources to meet the genuine public welfare, health and safety needs of county residents.
- (4) The county shall tabulate and post on the internet the full amount that must be returned to the county and the impact that the return will have upon keeping public schools adequately funded as required by the Oregon Constitution.

Sponsored by Ron Ledbury, 4522 NE Cully, Portland, OR 97218. (www.RonLedbury.com)

Nobody will be paid for obtaining any signatures.

This front page may be copied or downloaded in PDF format and printed on basic 20 lb. paper.

Please mail to the above address before the July 2, 2004, deadline for delivery of the signatures.

The state of Oregon considers it a crime to sign this petition more than once or to sign for someone else.

I am a registered voter in Multnomah County and want the above text put before the voters in the November 2004 general election.

Name (Printed) _____

Street Address _____ Zip Code _____

Signature _____ Date signed _____

Feel free to contact John Kauffman (Director of Elections, Multnomah County, 1040 SE Morrison St., Portland, OR 97214) to verify that this signature form has been filed. They will defer acceptance of these signatures until ordered to do so by the court.

Feel free to contact Multnomah County Counsel, Agnes Sowle, 501 SE Hawthorne Blvd., Portland, OR 97214, to verify that Multnomah County has voluntarily elected not to prepare an official ballot title by claiming a single subject flaw in the petition.