

House Bill 3184

Sponsored by Representative MACPHERSON

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires persons being paid to obtain signatures on state initiative, referendum or recall petition to register with Secretary of State. Sets training and registration application requirements.
Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to paid election petition signature gatherers; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Section 2 of this 2007 Act is added to and made a part of ORS chapter 250.**

5 **SECTION 2. (1) A person may not pay money or other valuable consideration to another**
6 **person for obtaining signatures of electors on a state initiative, referendum or recall peti-**
7 **tion, and a person may not receive money or other valuable consideration for obtaining sig-**
8 **natures of electors on a state initiative, referendum or recall petition, unless the person**
9 **obtaining the signatures:**

10 (a) Registers with the Secretary of State; and

11 (b) Completes a training program.

12 (2) A person may apply to the secretary for a registration required under subsection (1)
13 of this section. The application shall include:

14 (a) The full name and any assumed name of the applicant;

15 (b) The residential street address of the applicant;

16 (c) An example of the signature of the applicant;

17 (d) A list of the initiative, referendum and recall petitions on which the applicant will
18 gather signatures; and

19 (e) Any other information required by the secretary by rule.

20 (3) Upon receiving an application under subsection (2) of this section, the secretary shall
21 conduct a criminal background check on the applicant and shall notify the applicant of the
22 training requirements the applicant must satisfy before being registered.

23 (4) Before receiving a registration under this section, an applicant must complete a
24 training program consisting of:

25 (a) Not less than four hours training in Oregon election law and the rules that apply to
26 the gathering of signatures on initiative, referendum and recall petitions; and

27 (b) Not less than four hours training on the substantive issues presented by each petition
28 on which the person will obtain signatures.

29 (5) If an applicant complies with subsections (2) and (3) of this section and supplies a
30 written statement indicating that the applicant has complied with the training requirements
31 of subsection (4) of this section, and the secretary completes the criminal background check

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.
New sections are in **boldfaced** type.

1 on the applicant, the secretary shall register the applicant. The statement required by this
2 subsection shall be signed and certified as true by the applicant and the employer or con-
3 tractor who will pay money or other valuable consideration to the applicant for obtaining
4 signatures.

5 (6) The secretary shall adopt rules necessary to implement this section.

6 **SECTION 3.** (1)(a) Section 2 of this 2007 Act does not apply to persons who pay or receive
7 money or other valuable consideration for obtaining signatures of electors on a state initi-
8 ative or referendum petition that, if filed with the required number of signatures of electors,
9 will be submitted to the people at the general election held on the first Tuesday after the
10 first Monday in November 2008.

11 (b) Section 2 of this 2007 Act applies to persons who pay or receive money or other val-
12 uable consideration for obtaining signatures of electors on a state initiative or referendum
13 petition that, if filed with the required number of signatures of electors, will be submitted
14 to the people at a general election occurring after the first Tuesday after the first Monday
15 in November 2008, regardless of when the prospective petition for the initiative or referen-
16 dum petition is filed.

17 (2) Section 2 of this 2007 Act applies to persons who pay or receive money or other val-
18 uable consideration for obtaining signatures of electors on a state recall petition for which
19 a prospective petition is filed on or after the effective date of this 2007 Act.

20 **SECTION 4.** This 2007 Act being necessary for the immediate] preservation of the public
21 peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect
22 on its passage.
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