

# Senate Bill 803

Sponsored by Senator BATES; Senators METSGER, MORRISSETTE, MORSE, NELSON, WHITSETT, Representatives BARKER, GARRARD, KENNEMER, KRIEGER, RICHARDSON, ROBLAN, STIEGLER, THATCHER, THOMPSON

## 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**.

Allows member of Legislative Assembly to pay, from contributions to member or member's principal campaign committee, reasonable living and travel expenses incurred by legislative staff during legislative session.

## A BILL FOR AN ACT

1  
2 Relating to use of campaign funds; amending ORS 260.407.

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

4 **SECTION 1.** ORS 260.407 is amended to read:

5 260.407. (1) Except as provided in subsection (2) of this section, amounts received as contribu-  
6 tions by a candidate or the principal campaign committee of a candidate for public office that are  
7 in excess of any amount necessary to defray campaign expenditures and any other funds donated to  
8 a holder of public office may be:

9 (a) Used to defray any expenses incurred in connection with the recipient's duties as a holder  
10 of public office;

11 **(b) If the recipient is a member of the Legislative Assembly, used to defray reasonable**  
12 **travel and living expenses incurred by a person who serves in a position on the personal**  
13 **legislative staff of the recipient in connection with the person's duties as a public official**  
14 **during a legislative session;**

15 [(b)] (c) Transferred to any national, state or local political committee of any political party;

16 [(c)] (d) Contributed to any organization described in section 170(c) of Title 26 of the United  
17 States Code or to any charitable corporation defined in ORS 128.620; or

18 [(d)] (e) Used for any other lawful purpose.

19 (2) Notwithstanding subsection (1) of this section, amounts received as contributions by a can-  
20 didate for public office that are in excess of any amount necessary to defray campaign expenditures  
21 and other funds donated to a holder of public office may not be:

22 (a) Converted by any person to any personal use other than to defray any expenses incurred in  
23 connection with the person's duties as a holder of public office or to repay to a candidate any loan  
24 the proceeds of which were used in connection with the candidate's campaign;

25 (b) Except as provided in this paragraph, used to pay any money award as defined in ORS 18.005  
26 included as part of a judgment in a civil or criminal action or any civil penalty imposed by an  
27 agency as defined in ORS 183.310 or by a local government as defined in ORS 174.116. Contributions  
28 described in this subsection may be used to pay a civil penalty imposed under this chapter, other  
29 than a civil penalty imposed for a violation of this section or ORS 260.409; or

30 (c) Except as provided in this paragraph, used to pay any legal expenses incurred by the can-

**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 didate or public official in any civil, criminal or other legal proceeding or investigation that relates  
2 to or arises from the course and scope of the duties of the person as a candidate or public official.  
3 Contributions described in this subsection may be used to pay legal expenses incurred by the can-  
4 didate or public official in connection with a legal proceeding brought under this chapter, other than  
5 a proceeding brought under this section or ORS 260.409.

6 (3) As used in this section:

7 (a) "Funds donated" means all funds, including but not limited to gifts, loans, advances, credits  
8 or deposits of money that are donated for the purpose of supporting the activities of a holder of  
9 public office. "Funds donated" does not mean funds appropriated by the Legislative Assembly or  
10 another similar public appropriating body or personal funds of the office holder donated to an ac-  
11 count containing only those personal funds.

12 (b) "Public office" does not include national or political party office.  
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