

REVENUE: No revenue impact

FISCAL: No fiscal impact

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Action: Do Pass as Amended and Be Printed Engrossed

Vote: 5 - 0 - 0

Yeas: Atkinson, Beyer, Burdick, Ferrioli, Rosenbaum

Nays: 0

Exc.: 0

Prepared By: Erin Seiler, Administrator

Meeting Dates: 5/5, 6/9

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**WHAT THE MEASURE DOES:** Extends deadline for filing nominating petition or declaration of nomination in event of untimely vacancy in partisan elective office. Also allows extension of deadline for filing candidate portrait and statement in voters' pamphlet. Removes reference to "slate mailers" in ORS Chapter 260. Moves reference in statute relating to updating committee information for candidate serving as their own treasurer or appointing treasurer. Requires committee (candidate, political or petition) to appoint new treasurer no later than 14 days following treasurer death, resignation or removal. Raises amount of independent expenditures that require disclosure from more than \$100 to more than \$750 in calendar year. Requires filing statement of independent expenditures greater than \$750 with Secretary of State within 7 days. Allows Election Division to administratively discontinue petition committee. Requires committees to preserve written loan agreements for at least two years after statement of loan is filed. Permits use of first class mail instead of certified mail for proposed penalty notices of late or insufficient campaign finance transactions to committees, and for notices to candidates that their name will not appear on the ballot.

**ISSUES DISCUSSED:**

- Timelines for filing nomination petition
- Experience during 2010 Primary Election
- Provisions of amendment

**EFFECT OF COMMITTEE AMENDMENT:** Removes reference to "slate mailers" in ORS Chapter 260. Moves reference in statute relating to updating committee information for candidate serving as their own treasurer or appointing treasurer. Requires committee (candidate, political or petition) to appoint new treasurer no later than 14 days following treasurer death, resignation or removal. Raises amount of independent expenditures that require disclosure from more than \$100 to more than \$750 in calendar year. Requires filing statement of independent expenditures greater than \$750 with Secretary of State within 7 days. Allows Election Division to administratively discontinue petition committee. Requires committees to preserve written loan agreements for at least two years after statement of loan is filed. Permits use of first class mail instead of certified mail for proposed penalty notices of late or insufficient campaign finance transactions to committees, and for notices to candidates that their name will not appear on the ballot.

**BACKGROUND:** ORS 249.037 requires that a nominating petition or declaration of candidacy for a primary election be filed no sooner than the 250<sup>th</sup> day and not later than the 70<sup>th</sup> day before the date of the primary election.

On March 7, 2010, Oregon State Treasurer Ben Westlund died, but because the primary election was scheduled for 72 days later, Tuesday May 18, 2010, potential candidates for the Office of State Treasurer had two days before the 2010 Primary Election filing deadline to file as a candidate.

House Bill 2433-A would extend the filing deadline by five days for a partisan elective office if a vacancy occurs after the 80<sup>th</sup> day and before the 70<sup>th</sup> day before the primary election.

6/13/2011 4:22:00 PM

*This summary has not been adopted or officially endorsed by action of the committee.*

In addition, House Bill 2433-A contains provisions that address general housekeeping issues related to the regulation of campaign finance reporting and candidate deadlines. Amongst the issues addressed in the measure are provisions that align loan document retention with requirements for similar types of transactions, remove unnecessary reference to “slate mailers” from statute, allow for agency cost savings, and provide statutory consistency regarding when a committee is required to file a statement of organization and a open a committee with the Secretary of State.