

Senate Bill 912

Sponsored by COMMITTEE ON RULES

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**.

Removes option for major political parties to elect precinct committeepersons at primary election. Allows major political party to select precinct committeeperson in any manner provided by party.

A BILL FOR AN ACT

1
2 Relating to elections; creating new provisions; amending ORS 248.007, 248.035, 248.043, 248.045,
3 249.013, 249.031, 249.035, 249.037, 249.056, 251.026, 253.055, 254.056, 254.115 and 260.005; and re-
4 pealing ORS 248.015, 248.017, 248.023, 248.024, 248.026, 248.027 and 248.029.

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

6 **SECTION 1.** ORS 248.007 is amended to read:

7 248.007. (1) Subject to ORS 248.005, a major political party may organize and select delegates
8 to national party conventions in any manner.

9 **(2) A major political party may select precinct committeepersons as representatives of**
10 **the major political party in the precinct in any manner provided by the party.**

11 [(2)] **(3)** The provisions of ORS 248.012 to 248.315 do not apply to a major political party if the
12 party has notified the Secretary of State as provided in subsection (5) of this section that the party
13 does not intend to be subject to the provisions of ORS 248.012 to 248.315. References to precinct
14 committeepersons in any provisions of ORS chapters 246 to 260 do not apply to a party described
15 in this subsection.

16 [(3)] **(4)** ORS 248.012 to 248.315 apply only to a major political party that has notified the Sec-
17 retary of State as provided in subsection (5) of this section that the political party intends to be
18 subject to the provisions of ORS 248.012 to 248.315. References to precinct committeepersons in any
19 provisions of ORS chapters 246 to 260 shall apply to a party described in this subsection. If a major
20 political party fails to notify the Secretary of State under this subsection, the party shall be con-
21 sidered subject to the provisions of ORS 248.012 to 248.315.

22 [(4)] *A major political party shall notify the Secretary of State as provided in subsection (5) of this*
23 *section if the party does not intend to be subject to the provisions of ORS 248.012 to 248.315 except that*
24 *the party intends to elect precinct committeepersons. If a party notifies the Secretary of State under this*
25 *subsection, the party shall elect precinct committeepersons only as provided in ORS 248.015 and shall*
26 *elect precinct committeepersons in the same manner in all precincts in this state.]*

27 (5) Not later than the 274th day before the date of the primary election, a major political party
28 shall notify the Secretary of State in writing whether or not the party intends to be subject to the
29 provisions of ORS 248.012 to 248.315. [or whether the party intends to elect precinct committeepersons
30 under subsection (4) of this section. If the major political party does not intend to be subject to the
31 provisions of ORS 248.012 to 248.315 or intends to elect precinct committeepersons under subsection (4)

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 *of this section, the party shall file with the Secretary of State,]* At the same time notice is given under
 2 this subsection, **the party shall file with the secretary** a copy of its organizational documents
 3 setting forth the manner in which its officers and managing committees are selected [*or*] **and** any
 4 other manner in which it conducts its affairs.

5 (6) In each even-numbered year, a major political party shall file with the Secretary of State a
 6 statement indicating that the party is operating subject to ORS 248.012 to 248.315 [*or*] **and** a copy
 7 of current organizational documents setting forth the manner in which its officers and managing
 8 committees are selected [*or*] **and** any other manner in which it conducts its affairs. Material de-
 9 scribed in this subsection shall be filed on the 274th day before the third Tuesday in May of each
 10 odd-numbered year.

11 (7) A major political party subject to the provisions of this section shall nominate candidates
 12 of the major political party, for other than political party office, at the primary election.

13 **SECTION 2.** ORS 248.035 is amended to read:

14 248.035. (1) At the organizational meeting of a county central committee:

15 (a) The officers of the retiring county central committee shall make available to the committee
 16 the property, records and funds owned or controlled by the retiring committee.

17 (b) The committee next shall elect a chairperson, vice chairperson and other officers the com-
 18 mittee considers necessary. The persons elected to the offices need not be members of the county
 19 central committee. The committee shall determine the term of each office. [*Only a newly elected*
 20 *precinct committeeperson may vote on the election of committee officers.*]

21 (2) The elected chairperson, within 48 hours of the chairperson's election, shall send a list of the
 22 officers of the committee to the county clerk and to the state central committee.

23 (3) [*Only a newly elected precinct committeeperson or a person appointed or selected to fill a va-*
 24 *cancy in the office of committeeperson may vote to fill a vacancy in a committee office.*] Immediately
 25 before a meeting of the county central committee at which there may be an election to fill a vacancy
 26 in a committee office, the chairperson shall obtain from the county clerk a list of committee mem-
 27 bers. [*The list shall determine the eligibility of a committeeperson to vote to fill a vacancy in a com-*
 28 *mittee office.*]

29 **SECTION 3.** ORS 248.043 is amended to read:

30 248.043. If a newly elected county central committee fails to meet or to organize or if no person
 31 within a county is [*elected*] **selected** by a major political party as a precinct committeeperson, the
 32 chairperson of the retiring state central committee shall appoint a temporary chairperson of the
 33 county central committee. The temporary chairperson shall call an organizational meeting and or-
 34 ganize the committee as provided by applicable provisions of ORS 248.033 and 248.035. A temporary
 35 chairperson appointed when no precinct committeeperson is [*elected*] **selected** may appoint members
 36 to fill the vacancies in the office of committeeperson for the precinct in which the persons are reg-
 37 istered. A person so appointed may be removed from office at the pleasure of the central committee,
 38 but otherwise shall hold the office of committeeperson for the unexpired term and shall have the
 39 powers, duties and privileges of a committeeperson. When a person is appointed to the office of
 40 committeeperson pursuant to this subsection, the temporary chairperson shall notify, in writing, the
 41 county clerk of the appointment. The county clerk shall place the name of the person appointed on
 42 the list of committeepersons.

43 **SECTION 4.** ORS 248.045 is amended to read:

44 248.045. Proxies in no instance shall be permitted to participate at any county central committee
 45 meeting. At any meeting of the county central committee, the committee may:

1 (1) Adopt, amend or repeal bylaws or rules for the government of the political party in the
2 county.

3 (2) By the adoption of bylaws or of a resolution, select an executive committee and authorize
4 the executive committee to exercise those powers delegated to it by the central committee
5 including, *but not limited to, the power to fill a vacancy in the office of committeeperson pursuant to*
6 *ORS 248.026*. In no event may the central committee delegate, or the executive committee exercise,
7 the power to elect a person to, or fill a vacancy in a committee office. The persons selected as the
8 executive committee need not be members of the county central committee.

9 (3) *[Except as provided by ORS 248.035 (3),]* Grant participation and voting privileges to a:

10 (a) Person who holds a public office or an office of a political party.

11 (b) Person who has been nominated for a public office at the preceding primary election.

12 (c) Member of the executive committee of the county central committee.

13 **SECTION 5.** ORS 249.013 is amended to read:

14 249.013. (1) *[No person shall]* **A person may not** be a candidate for more than one lucrative
15 office to be filled at the same election.

16 (2) *[No person shall]* **A person may not** file a nominating petition or declaration of candidacy
17 for more than one lucrative office *[or more than one office of precinct committeeperson]* before the
18 date of the election at which a person will be nominated or elected to each office unless the person
19 first files a written withdrawal, under ORS 249.170, of the person's initial filing.

20 (3) If at any time before the date of the election at which a person will be nominated or elected
21 to each office it is determined that a person has filed two or more nominating petitions or declara-
22 tions of candidacy for any lucrative office *[or two or more nominating petitions or declarations of*
23 *candidacy for the office of precinct committeeperson]* without written withdrawal or withdrawals in-
24 tervening, all such filings shall be invalid and any other filing made by the same person shall be
25 void.

26 (4)(a) *[No person shall]* **A person may not** be a candidate for more than one district office to
27 be filled at the same election. This paragraph does not apply to a district that has fewer than 10,000
28 electors residing within the district.

29 (b) *[No person shall]* **A person may not** be a candidate for more than one position on the same
30 district board to be filled at the same election.

31 (c) As used in this subsection, "district" means a district as defined in ORS 255.012.

32 (5) *[No person shall]* **A person may not** be a candidate for more than one city office to be filled
33 at the same election.

34 (6) Notwithstanding any provision of this section, in the case of a vacancy to be filled by
35 election, the same person is eligible for nomination and election to both the unexpired and the
36 succeeding terms. The name of the candidate may be placed on the ballot in both places.

37 **SECTION 6.** ORS 249.031 is amended to read:

38 249.031. (1) *[Except as provided in subsection (2) of this section,]* A nominating petition or decla-
39 ration of candidacy shall contain:

40 (a) The name by which the candidate is commonly known. A candidate may use a nickname in
41 parentheses in connection with the candidate's full name.

42 (b) Address information as required by the Secretary of State by rule.

43 (c) The office and department or position number, if any, for which the candidate seeks nomi-
44 nation.

45 (d) If the candidate is seeking the nomination of a major political party, the name of the major

1 political party of which the candidate will have been a member, subject to the exceptions stated in
 2 ORS 249.046, during at least 180 days before the deadline for filing a nominating petition or decla-
 3 ration of candidacy.

4 (e) A statement that the candidate is willing to accept the nomination or election [*or, regarding*
 5 *a candidate for precinct committeeperson, that the candidate accepts the office if elected*].

6 (f) A statement that the candidate will qualify if elected.

7 (g) If the candidate is seeking the nomination of a major political party, a statement that the
 8 candidate, if not nominated, will not accept the nomination or endorsement of any political party
 9 other than the one of which the candidate is a member on the date the petition or declaration is
 10 filed.

11 (h) The signature of the candidate.

12 (i) A statement of the candidate's occupation, educational and occupational background and
 13 prior governmental experience.

14 [(2) Subsection (1)(i) of this section does not apply to a candidate for election as a precinct com-
 15 mitteeperson.]

16 [(3)] (2) A declaration of candidacy shall include a statement that the required fee is included
 17 with the declaration.

18 [(4) If required by the national rules of the major political party, the declaration of a candidate for
 19 election as a precinct committeeperson shall include the name of the individual the candidate supports
 20 for President of the United States or "uncommitted" or "no preference."]

21 **SECTION 7.** ORS 249.035 is amended to read:

22 249.035. A nominating petition or declaration of candidacy relating to a candidate for:

23 (1) State office, United States Senator or Representative in Congress shall be filed with the
 24 Secretary of State.

25 (2) County office [*or precinct committeeperson*] shall be filed with the county clerk.

26 (3) City office shall be filed with the chief city elections officer.

27 (4) Any elected office of a metropolitan service district under ORS chapter 268 shall be filed
 28 with the county clerk of the county in which the administrative office of the district is located.

29 (5) Any other office shall be filed under ORS chapter 255.

30 **SECTION 8.** ORS 249.037 is amended to read:

31 249.037. [(1)] A nominating petition or declaration of candidacy shall be filed not sooner than
 32 the 250th day and not later than the 70th day before the date of the primary election.

33 [(2) Notwithstanding subsection (1) of this section, a declaration of candidacy for the office of pre-
 34 cinct committeeperson may not be filed before February 1 immediately preceding the primary election.]

35 **SECTION 9.** ORS 249.056 is amended to read:

36 249.056. (1) At the time of filing a declaration of candidacy a candidate for the following offices
 37 shall pay to the officer with whom the declaration is filed the following fee:

38 (a) United States Senator, \$150.

39 (b) Governor, Secretary of State, State Treasurer, Attorney General, Commissioner of the Bu-
 40 reau of Labor and Industries, Superintendent of Public Instruction, Representative in Congress,
 41 judge of the Supreme Court, Court of Appeals or Oregon Tax Court, or executive officer or auditor
 42 of a metropolitan service district, \$100.

43 (c) County officer, district attorney, county judge who exercises judicial functions or circuit
 44 court judge, \$50.

45 (d) State Senator or Representative or councilor of a metropolitan service district under ORS

1 chapter 268, §25.

2 (2) *[No filing fee shall be required of]* **A filing fee is not required** for persons filing a declara-
3 tion of candidacy for *[precinct committeeperson or]* justice of the peace.

4 **SECTION 10.** ORS 251.026 is amended to read:

5 251.026. (1) The Secretary of State shall prepare and have printed in the voters' pamphlet for
6 the state primary election, the general election and any special election described in ORS 251.022
7 a statement containing, if applicable:

8 (a) Requirements for a citizen to qualify as an elector.

9 (b) When an elector is required to register or update a registration.

10 *[(c) In the voters' pamphlet for the primary election, a statement of the duties and responsibilities*
11 *of a precinct committeeperson to be elected at the primary election.]*

12 *[(d)]* (c) Any other information the Secretary of State considers relevant to the conduct of the
13 election.

14 (2) The Secretary of State shall include a statement on the cover of the voters' pamphlet that
15 the pamphlet may be used to assist electors in voting.

16 (3) The Secretary of State may include in the voters' pamphlet the following information:

17 (a) Maps showing the boundaries of senatorial and representative districts.

18 (b) Voter registration forms.

19 (c) Elector instructions, including the right of an elector to request a second ballot if the first
20 ballot is spoiled and the right of an elector to seek assistance in marking the ballot.

21 **SECTION 11.** ORS 253.055 is amended to read:

22 253.055. (1) Absentee ballots may be the regular ballots used at the election or special ballots
23 and, except as provided in subsection (2) of this section, shall be in substantially the same form as
24 the regular ballots used at the election.

25 (2) In counties in which voting machines are used, paper ballots may be used as absentee ballots.

26 (3) The ballot delivered to each absent elector shall contain the names and other information
27 concerning all candidates and the information concerning all measures for which the absent elector
28 is entitled to vote. *[In lieu of the names and other information concerning candidates for precinct*
29 *committeeperson, blank spaces shall be provided on the ballot, in which the absent elector may write*
30 *the name of a candidate for that office.]*

31 **SECTION 12.** ORS 254.056 is amended to read:

32 254.056. (1) The general election shall be held on the first Tuesday after the first Monday in
33 November of each even-numbered year. Except as provided in ORS 254.650, at the general election
34 officers of the state and subdivisions of the state, members of Congress and electors of President
35 and Vice President of the United States as are to be elected in that year shall be elected.

36 (2) The primary election shall be held on the third Tuesday in May of each even-numbered year.
37 At the primary election *[precinct committeepersons shall be elected and]* major political party candi-
38 dates shall be nominated for offices to be filled at the general election held in that year.

39 **SECTION 13.** ORS 254.115 is amended to read:

40 254.115. (1) The official primary election ballot shall be styled "Official Primary Nominating
41 Ballot for the _____ Party." and shall state:

42 (a) The name of the county for which it is intended.

43 (b) The date of the primary election.

44 (c) The names of all candidates for nomination at the primary election whose nominating pe-
45 titions or declarations of candidacy have been made and filed, and who have not died, withdrawn

1 or become disqualified.

2 *[(d) The names of candidates for election as precinct committeeperson.]*

3 *[(e)]* (d) The names of candidates for the party nomination for President of the United States
4 who qualified for the ballot under ORS 249.078.

5 (2) The primary election ballot may include any city, county or nonpartisan office or the number,
6 ballot title and financial estimates under ORS 250.125 of any measure.

7 (3) The ballot may not contain the name of any person other than those referred to in sub-
8 sections (1) and (2) of this section. The name of each candidate for whom a nominating petition or
9 declaration of candidacy has been filed shall be printed on the ballot in but one place. In the event
10 that two or more candidates for the same nomination or office have the same or similar surnames,
11 the location of their places of residence shall be printed opposite their names to distinguish one from
12 another.

13 **SECTION 14.** ORS 260.005 is amended to read:

14 260.005. As used in this chapter:

15 (1)*[(a)]* "Candidate" means:

16 *[(A)]* (a) An individual whose name is printed on a ballot, for whom a declaration of candidacy,
17 nominating petition or certificate of nomination to public office has been filed or whose name is
18 expected to be or has been presented, with the individual's consent, for nomination or election to
19 public office;

20 *[(B)]* (b) An individual who has solicited or received and accepted a contribution, made an ex-
21 penditure, or given consent to an individual, organization, political party or political committee to
22 solicit or receive and accept a contribution or make an expenditure on the individual's behalf to
23 secure nomination or election to any public office at any time, whether or not the office for which
24 the individual will seek nomination or election is known when the solicitation is made, the contri-
25 bution is received and retained or the expenditure is made, and whether or not the name of the in-
26 dividual is printed on a ballot; or

27 *[(C)]* (c) A public office holder against whom a recall petition has been completed and filed.

28 *[(b) For purposes of this section and ORS 260.035 to 260.156, "candidate" does not include a can-*
29 *didate for the office of precinct committeeperson.]*

30 (2) "Committee director" means any person who directly and substantially participates in
31 decision-making on behalf of a political committee concerning the solicitation or expenditure of
32 funds and the support of or opposition to candidates or measures. The officers of a political party
33 shall be considered the directors of any political party committee of that party, unless otherwise
34 provided in the party's bylaws.

35 (3) Except as provided in ORS 260.007, "contribute" or "contribution" includes:

36 (a) The payment, loan, gift, forgiving of indebtedness, or furnishing without equivalent compen-
37 sation or consideration, of money, services other than personal services for which no compensation
38 is asked or given, supplies, equipment or any other thing of value:

39 (A) For the purpose of influencing an election for public office or an election on a measure, or
40 of reducing the debt of a candidate for nomination or election to public office or the debt of a pol-
41 itical committee; or

42 (B) To or on behalf of a candidate, political committee or measure;

43 (b) Any unfulfilled pledge, subscription, agreement or promise, whether or not legally enforcea-
44 ble, to make a contribution; and

45 (c) The excess value of a contribution made for compensation or consideration of less than

1 equivalent value.

2 (4) "Controlled committee" means a political committee that, in connection with the making of
3 contributions or expenditures:

4 (a) Is controlled directly or indirectly by a candidate or a controlled committee; or

5 (b) Acts jointly with a candidate or controlled committee.

6 (5) "Controlled directly or indirectly by a candidate" means:

7 (a) The candidate, the candidate's agent, a member of the candidate's immediate family or any
8 other political committee that the candidate controls has a significant influence on the actions or
9 decisions of the political committee; or

10 (b) The candidate's principal campaign committee and the political committee both have the
11 candidate or a member of the candidate's immediate family as a treasurer or director.

12 (6) "County clerk" means the county clerk or the county official in charge of elections.

13 (7) "Elector" means an individual qualified to vote under section 2, Article II of the Oregon
14 Constitution.

15 (8) Except as provided in ORS 260.007, "expend" or "expenditure" includes the payment or fur-
16 nishing of money or anything of value or the incurring or repayment of indebtedness or obligation
17 by or on behalf of a candidate, political committee or person in consideration for any services,
18 supplies, equipment or other thing of value performed or furnished for any reason, including support
19 of or opposition to a candidate, political committee or measure, or for reducing the debt of a can-
20 didate for nomination or election to public office. "Expenditure" also includes contributions made
21 by a candidate or political committee to or on behalf of any other candidate or political committee.

22 (9) "Filing officer" means:

23 (a) The Secretary of State:

24 (A) Regarding a candidate for public office;

25 (B) Regarding a statement required to be filed under ORS 260.118;

26 (C) Regarding any measure; or

27 (D) Regarding any political committee.

28 (b) In the case of an irrigation district formed under ORS chapter 545, "filing officer" means:

29 (A) The county clerk, regarding any candidate for office or any measure at an irrigation district
30 formation election where the proposed district is situated wholly in one county;

31 (B) The county clerk of the county in which the office of the secretary of the proposed irrigation
32 district will be located, regarding any candidate for office or any measure at an irrigation district
33 formation election where the proposed district is situated in more than one county; or

34 (C) The secretary of the irrigation district for any election other than an irrigation district
35 formation election.

36 (10) "Independent expenditure" means an expenditure by a person for a communication in sup-
37 port of or in opposition to a clearly identified candidate or measure that is not made with the co-
38 operation or with the prior consent of, or in consultation with, or at the request or suggestion of,
39 a candidate or any agent or authorized committee of the candidate, or any political committee or
40 agent of a political committee supporting or opposing a measure. For purposes of this subsection:

41 (a) "Agent" means any person who has:

42 (A) Actual oral or written authority, either express or implied, to make or to authorize the
43 making of expenditures on behalf of a candidate or on behalf of a political committee supporting or
44 opposing a measure; or

45 (B) Been placed in a position within the campaign organization where it would reasonably ap-

1 pear that in the ordinary course of campaign-related activities the person may authorize expen-
2 ditures.

3 (b)(A) "Clearly identified" means, with respect to candidates:

4 (i) The name of the candidate involved appears;

5 (ii) A photograph or drawing of the candidate appears; or

6 (iii) The identity of the candidate is apparent by unambiguous reference.

7 (B) "Clearly identified" means, with respect to measures:

8 (i) The ballot number of the measure appears;

9 (ii) A description of the measure's subject or effect appears; or

10 (iii) The identity of the measure is apparent by unambiguous reference.

11 (c) "Communication in support of or in opposition to a clearly identified candidate or measure"
12 means:

13 (A) The communication, taken in its context, clearly and unambiguously urges the election or
14 defeat of a clearly identified candidate for nomination or election to public office, or the passage
15 or defeat of a clearly identified measure;

16 (B) The communication, as a whole, seeks action rather than simply conveying information; and

17 (C) It is clear what action the communication advocates.

18 (d) "Made with the cooperation or with the prior consent of, or in consultation with, or at the
19 request or suggestion of, a candidate or any agent or authorized committee of the candidate, or any
20 political committee or agent of a political committee supporting or opposing a measure":

21 (A) Means any arrangement, coordination or direction by the candidate or the candidate's agent,
22 or by any political committee or agent of a political committee supporting or opposing a measure,
23 prior to the publication, distribution, display or broadcast of the communication. An expenditure
24 shall be presumed to be so made when it is:

25 (i) Based on information about the plans, projects or needs of the candidate, or of the political
26 committee supporting or opposing a measure, and provided to the expending person by the candidate
27 or by the candidate's agent, or by any political committee or agent of a political committee sup-
28 porting or opposing a measure, with a view toward having an expenditure made; or

29 (ii) Made by or through any person who is or has been authorized to raise or expend funds, who
30 is or has been an officer of a political committee authorized by the candidate or by a political
31 committee or agent of a political committee supporting or opposing a measure, or who is or has been
32 receiving any form of compensation or reimbursement from the candidate, the candidate's principal
33 campaign committee or agent or from any political committee or agent of a political committee
34 supporting or opposing a measure.

35 (B) Does not mean providing to the expending person upon request a copy of this chapter or any
36 rules adopted by the Secretary of State relating to independent expenditures.

37 (11) "Initiative petition" means a petition to initiate a measure for which a prospective petition
38 has been filed but that is not yet a measure.

39 (12) "Judge" means judge of the Supreme Court, Court of Appeals, circuit court or the Oregon
40 Tax Court.

41 (13) "Mass mailing" means more than 200 substantially similar pieces of mail, but does not in-
42 clude a form letter or other mail that is sent in response to an unsolicited request, letter or other
43 inquiry.

44 (14) "Measure" includes any of the following submitted to the people for their approval or re-
45 jection at an election:

- 1 (a) A proposed law.
- 2 (b) An Act or part of an Act of the Legislative Assembly.
- 3 (c) A revision of or amendment to the Oregon Constitution.
- 4 (d) Local, special or municipal legislation.
- 5 (e) A proposition or question.
- 6 (15) "Occupation" means:
- 7 (a) The nature of an individual's principal business; and
- 8 (b) If the individual is employed by another person, the business name and address, by city and
9 state, of the employer.
- 10 (16) "Person" means an individual, corporation, limited liability company, labor organization,
11 association, firm, partnership, joint stock company, club, organization or other combination of indi-
12 viduals having collective capacity.
- 13 (17) "Petition committee" means an initiative, referendum or recall petition committee organized
14 under ORS 260.118.
- 15 (18) "Political committee" means a combination of two or more individuals, or a person other
16 than an individual, that has:
- 17 (a) Received a contribution for the purpose of supporting or opposing a candidate, measure or
18 political party; or
- 19 (b) Made an expenditure for the purpose of supporting or opposing a candidate, measure or
20 political party. For purposes of this paragraph, an expenditure does not include:
- 21 (A) A contribution to a candidate or political committee that is required to report the contri-
22 bution on a statement filed under ORS 260.057, 260.076 or 260.102 or a certificate filed under ORS
23 260.112; or
- 24 (B) An independent expenditure for which a statement is required to be filed by a person under
25 ORS 260.044.
- 26 (19) "Public office" means any national, state, county, district, city office or position, except a
27 political party office, that is filled by the electors.
- 28 (20) "Recall petition" means a petition to recall a public officer for which a prospective petition
29 has been filed but that is not yet a measure.
- 30 (21) "Referendum petition" means a petition to refer a measure for which a prospective petition
31 has been filed but that is not yet a measure.
- 32 (22) "Regular district election" means the regular district election described in ORS 255.335.
- 33 (23) "Slate mailer" means a mass mailing that supports or opposes a total of three or more
34 candidates or measures.
- 35 (24)(a) "Slate mailer organization" means any person who directly or indirectly:
- 36 (A) Is involved in the production of one or more slate mailers and exercises control over the
37 selection of the candidates and measures to be supported or opposed in the slate mailers; and
- 38 (B) Receives or is promised payment for producing one or more slate mailers or for endorsing
39 or opposing, or refraining from endorsing or opposing, a candidate or measure in one or more slate
40 mailers.
- 41 (b) "Slate mailer organization" does not include:
- 42 (A) A political committee organized by a political party; or
- 43 (B) A political committee organized by the caucus of either the Senate or the House of Repre-
44 sentatives of the Legislative Assembly.
- 45 (25) "State office" means the office of Governor, Secretary of State, State Treasurer, Attorney

1 General, Commissioner of the Bureau of Labor and Industries, Superintendent of Public Instruction,
2 state Senator, state Representative, judge or district attorney.

3 **SECTION 15. ORS 248.015, 248.017, 248.023, 248.024, 248.026, 248.027 and 248.029 are re-**
4 **pealed.**

5 **SECTION 16. (1) The amendments to ORS 248.007, 248.035, 248.043, 248.045, 249.013,**
6 **249.031, 249.035, 249.037, 249.056, 251.026, 253.055, 254.056, 254.115 and 260.005 by sections 1 to**
7 **14 of this 2011 Act apply to elections occurring on and after the effective date of this 2011**
8 **Act.**

9 **(2) The repeal of ORS 248.015, 248.017, 248.023, 248.024, 248.026, 248.027 and 248.029 by**
10 **section 15 of this 2011 Act applies to the selection of precinct committeepersons on and after**
11 **the effective date of this 2011 Act.**

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