

A-Engrossed
House Bill 2178

Ordered by the House June 17
Including House Amendments dated June 17

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Secretary of State Kate Brown)

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.

Requires campaign finance statement to be filed within two business days if [*aggregate amount of contributions equaling or exceeding \$2,500 from single donor is received*] **single contribution of \$2,500 or more is received or single expenditure of \$2,500 or more is made** during 14-day period immediately preceding election. Adjusts other filing deadlines for campaign finance statement.

Establishes Task Force on Campaign Finance Reform to conduct analysis and determine best method to address campaign finance reforms.

Sunsets task force on July 2, 2017.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to campaign finance; creating new provisions; amending ORS 260.057; and declaring an
3 emergency.

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

5 **SECTION 1.** ORS 260.057 is amended to read:

6 260.057. (1) The Secretary of State by rule shall adopt an electronic filing system to be used by:

7 (a) All candidates and political committees to file with the secretary statements of contributions
8 received and expenditures made by the candidates and political committees, as described in ORS
9 260.083.

10 (b) Treasurers of petition committees organized under ORS 260.118 to file with the secretary
11 statements of contributions received and expenditures made by the treasurers or chief petitioners
12 as described in ORS 260.083.

13 (c) Persons who make independent expenditures as provided in ORS 260.044 to file with the
14 secretary statements of independent expenditures made by the persons as described in ORS 260.083.

15 (2) Except as otherwise provided in this section, a candidate or political committee shall file a
16 statement of contributions received and expenditures made described in subsection (1)(a) of this
17 section not later than 30 calendar days after a contribution is received or an expenditure is made.

18 (3)(a) **Except as provided in subsection (4) of this section,** a candidate for nomination or
19 election at any primary or general election or a political committee supporting or opposing a can-
20 didate or measure at any primary or general election shall file a statement described in subsection
21 (1)(a) of this section not later than seven calendar days after a contribution is received or an ex-
22 penditure is made. This paragraph applies to contributions received and expenditures made:

23 (A) During the period beginning on the 42nd calendar day before the date of any primary
24 election and ending on the date of the primary election; and

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 (B) During the period beginning on the 42nd calendar day before the date of any general
2 election and ending on the date of the general election.

3 *[(b) For any special election, the secretary by rule may establish a period during which a candidate
4 for nomination or election at the special election or a political committee supporting or opposing a
5 candidate or measure at the special election must file a statement described in subsection (1) of this
6 section not later than seven calendar days after a contribution is received or an expenditure is made.]*

7 *[(c) (b) If the candidate or political committee receives a contribution or makes an expenditure
8 prior to the 42nd calendar day before the date of the primary or general election and the candidate
9 or political committee has not filed a statement of the contribution or expenditure under subsection
10 (2) of this section by the 43rd calendar day before the date of the primary or general election, the
11 candidate or political committee shall file a statement described in subsection (1)(a) of this section
12 not later than the 35th calendar day before the date of the primary or general election.*

13 **(4)(a) A candidate for nomination or election at any primary or general election or a
14 political committee supporting or opposing a candidate or measure at any primary or general
15 election shall file a statement described in subsection (1)(a) of this section not later than two
16 business days after a single contribution of \$2,500 or more is received from a donor or a
17 single expenditure of \$2,500 or more is made to a recipient, and not later than two business
18 days after each subsequent contribution received from the donor or expenditure made to the
19 recipient thereafter. This paragraph applies to contributions received and expenditures made:**

20 **(A) During the period beginning on the 14th calendar day before the date of any primary
21 election and ending on the date of the primary election; and**

22 **(B) During the period beginning on the 14th calendar day before the date of any general
23 election and ending on the date of the general election.**

24 **(b) If the candidate or political committee receives a single contribution of \$2,500 or more
25 from a donor or makes a single expenditure of \$2,500 or more to a recipient prior to the 14th
26 calendar day before the date of the primary or general election and the candidate or political
27 committee has not filed a statement of contributions received or expenditures made under
28 subsection (3) of this section by the 15th calendar day before the date of the primary or
29 general election, the candidate or political committee shall, not later than the 12th calendar
30 day before the date of the primary or general election, file a statement described in sub-
31 section (1)(a) of this section.**

32 **(5) For any special election, the secretary by rule may establish a period during which a
33 candidate for nomination or election at the special election or a political committee sup-
34 porting or opposing a candidate or measure at the special election must file a statement
35 described in subsection (1)(a) of this section within:**

36 **(a) Seven calendar days after a contribution is received or an expenditure is made; and**

37 **(b) Two business days after a single contribution of \$2,500 or more is received from a
38 donor or a single expenditure of \$2,500 or more is made to a recipient.**

39 **[(4) (6) The electronic filing system shall be provided free of charge by the secretary and shall:**

40 **(a) Accept electronic files that conform to the format prescribed by the secretary by rule; or**

41 **(b) Be compatible with any other electronic filing application provided or approved by the sec-
42 retary.**

43 **[(5)(a) (7)(a) Except as provided in paragraph (b) of this subsection, the secretary shall make
44 all data filed electronically under subsection (1)(a) of this section and all information filed with the
45 secretary under ORS 260.049 or 260.085 available on the Internet to the public free of charge ac-**

1 cording to a schedule adopted by the secretary by rule. The secretary shall make the data available
2 in a searchable database that is easily accessible by the public. When the secretary makes data or
3 information available on the Internet under this subsection, the secretary shall display any contri-
4 bution received from a person or political committee with an out-of-state address in a different col-
5 ored font than a contribution received from a person or political committee with an in-state address.

6 (b) The secretary may not make data that are filed electronically under subsection (1)(a) of this
7 section available to the public under this section, unless the data are required to be listed under
8 ORS 260.083. The secretary may not disclose under ORS 192.410 to 192.505 any data that are filed
9 electronically under subsection (1)(a) of this section, unless the data are required to be listed under
10 ORS 260.083.

11 [(6)(a)] **(8)(a)** Except as provided in paragraph (b) of this subsection, each statement required
12 by this section shall be signed and certified as true by the candidate or treasurer required to file
13 it. Signatures shall be supplied in the manner specified by the secretary by rule.

14 (b) A candidate or treasurer may designate an individual to sign and certify as true a statement
15 required by this section. The designation must be filed in writing with the secretary and must be
16 renewed for each two-year period beginning January 1 of an even-numbered year.

17 [(7)] **(9)** This section does not apply to:

18 (a) Candidates for federal office;

19 (b) Candidates who are not required to file a statement of organization under ORS 260.043; or

20 (c) Candidates, political committees or petition committees that file certificates under ORS
21 260.112.

22 **SECTION 2. (1) The Task Force on Campaign Finance Reform is established, consisting**
23 **of 15 members as follows:**

24 **(a) The Secretary of State shall appoint:**

25 **(A) Two members to represent the interests of major political parties in Oregon.**

26 **(B) One member to represent the interests of minor political parties in Oregon.**

27 **(C) Two members to represent the interests of electors who are not affiliated with any**
28 **political party.**

29 **(D) One member to represent the interests of the League of Women Voters of Oregon.**

30 **(E) One member to represent the interests of organizations that focus on campaign fi-**
31 **nance reform.**

32 **(F) One member to represent the interests of nonprofit organizations.**

33 **(G) One member to represent the interests of for-profit organizations.**

34 **(H) One member to represent the interests of nonprofit organizations that focus on voter**
35 **registration.**

36 **(b) The Secretary of State shall serve as a member of the task force.**

37 **(c) The President of the Senate shall appoint two members from among members of the**
38 **Senate, one of whom is a Democrat and one of whom is a Republican.**

39 **(d) The Speaker of the House of Representatives shall appoint two members from among**
40 **members of the House of Representatives, one of whom is a Democrat and one of whom is**
41 **a Republican.**

42 **(2) The task force shall conduct an analysis and determine the best method or methods**
43 **to address campaign finance reforms.**

44 **(3) A majority of the members of the task force constitutes a quorum for the transaction**
45 **of business.**

1 (4) Official action by the task force requires the approval of a majority of the members
2 of the task force.

3 (5) The Secretary of State shall serve as chairperson of the task force.

4 (6) If there is a vacancy for any cause, the appointing authority shall make an appoint-
5 ment to become immediately effective.

6 (7) The task force shall meet at times and places specified by the call of the chairperson
7 or of a majority of the members of the task force.

8 (8) The task force may adopt rules necessary for the operation of the task force.

9 (9) The task force shall submit a report in the manner provided by ORS 192.245, and may
10 include recommendations for legislation, to the interim committees of the Legislative As-
11 sembly related to rules no later than December 31, 2015.

12 (10) The staff of the Committee Services Office of the Legislative Administration Com-
13 mittee shall provide staff support to the task force.

14 (11) Members of the task force who are not members of the Legislative Assembly are not
15 entitled to compensation, but may be reimbursed for actual and necessary travel and other
16 expenses incurred by them in the performance of their official duties in the manner and
17 amounts provided for in ORS 292.495. Claims for expenses incurred in performing functions
18 of the task force shall be paid out of funds appropriated to the Legislative Assembly for
19 purposes of the task force.

20 (12) All agencies of state government, as defined in ORS 174.111, are directed to assist
21 the task force in the performance of its duties and, to the extent permitted by laws relating
22 to confidentiality, to furnish such information and advice as the members of the task force
23 consider necessary to perform their duties.

24 SECTION 3. Section 2 of this 2015 Act is repealed on July 2, 2017.

25 SECTION 4. This 2015 Act being necessary for the immediate preservation of the public
26 peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect
27 on its passage.

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