

**PROPOSED AMENDMENTS TO  
HOUSE BILL 3547**

1 On page 1 of the printed bill, line 3, after “260.057” insert “, 260.083”.

2 Delete lines 5 through 28.

3 On page 2, delete lines 1 through 18 and insert:

4 **“SECTION 1. Sections 2 to 5 of this 2015 Act are added to and made**  
5 **a part of ORS chapter 260.**

6 **“SECTION 2. As used in sections 2 to 5 of this 2015 Act:**

7 **“(1)(a) ‘Election campaign strategy’ means any advice or assistance**  
8 **with respect to a measure, a political party or a candidate’s nomi-**  
9 **nation or election to public office that is provided to a candidate, pol-**  
10 **itical committee, petition committee or nonprofit corporation that**  
11 **receives moneys from a candidate, political committee or petition**  
12 **committee.**

13 **“(b) ‘Election campaign strategy’ includes, but is not limited to:**

14 **“(A) Advice or assistance relating to a political campaign or to**  
15 **communications regarding an upcoming election, including advertise-**  
16 **ments made in print, over the Internet or on social media; and**

17 **“(B) Political campaign-specific services that exist primarily due to**  
18 **the upcoming election, including but not limited to:**

19 **“(i) A political committee or petition committee treasurer who re-**  
20 **records transactions in the electronic filing system adopted under ORS**  
21 **260.057;**

22 **“(ii) Campaign management; and**

1       “(iii) Campaign sign location scouting, mapping or data services.

2       “(2) ‘Member of the household’ has the meaning given that term in  
3       ORS 244.020.

4       “(3)(a) ‘Paid political consultant’ means a member of the Legisla-  
5       tive Assembly, or a member of the household of the legislator, who  
6       receives compensation of \$5 or more per month in exchange for pro-  
7       viding election campaign strategy to a candidate, political committee,  
8       petition committee or nonprofit corporation that receives moneys  
9       from a candidate, political committee or petition committee. A legis-  
10      lator, or member of the household of a legislator, qualifies as a paid  
11      political consultant if the legislator, or member of the household of a  
12      legislator, provides election campaign strategy and receives compen-  
13      sation through a corporation, company, incorporated or unincor-  
14      porated association, general or limited partnership, joint stock  
15      company or any other organization or institution.

16      “SECTION 3. (1) A member of the Legislative Assembly shall file  
17      with the Secretary of State and the Oregon Government Ethics Com-  
18      mission a statement of paid political activity if the legislator, or a  
19      member of the household of the legislator, qualifies as a paid political  
20      consultant under section 2 of this 2015 Act.

21      “(2) A member of the Legislative Assembly required to file a state-  
22      ment of paid political activity shall:

23      “(a) File the statement within seven days after the individual starts  
24      to work as a paid political consultant;

25      “(b) Inform the Secretary of State and the Oregon Government  
26      Ethics Commission within seven days if the information provided in  
27      the statement changes or is no longer accurate; and

28      “(c) Within 48 hours of filing the statement, notify the candidate,  
29      political committee or petition committee that pays the paid political  
30      consultant, or that gives moneys to the nonprofit corporation that

1 employs the paid political consultant, that a statement has been filed  
2 under this section.

3 “(3) Statements of paid political activity filed under this section  
4 must list:

5 “(a) The name of the legislator;

6 “(b) The name of the paid political consultant, including the name  
7 of any business entity through which the paid political consultant op-  
8 erates when performing services as a paid political consultant; and

9 “(c) The candidate, political committee or petition committee that  
10 pays the paid political consultant, or that gives moneys to the  
11 nonprofit corporation that employs the paid political consultant.

12 “(4)(a) Each statement of paid political activity required to be filed  
13 under this section shall be signed and certified as true by the member  
14 of the Legislative Assembly required to file the statement and shall  
15 contain a written declaration that the statement is made under the  
16 penalties of false swearing.

17 “(b) A member of the Legislative Assembly may not sign and certify  
18 a statement under subsection (1) of this section if the member knows  
19 that the statement contains information that is false.

20 “SECTION 4. The Secretary of State shall ensure that the electronic  
21 filing system adopted under ORS 260.057 permits contributions and  
22 expenditures filed under ORS 260.044, 260.057, 260.076, 260.078 or 260.118  
23 to denote:

24 “(1) Payments made for services provided by a member of the Leg-  
25 islative Assembly acting as a paid political consultant; and

26 “(2) Payments made for services provided by a member of the  
27 household of a legislator acting as a paid political consultant.

28 “SECTION 5. If a paid political consultant works for a political  
29 committee or a petition committee that is not a candidate committee,  
30 and part of the individual’s duties as a paid political consultant include

1 **providing election campaign strategy to a candidate committee, the**  
2 **work provided by the paid political consultant to the campaign com-**  
3 **mittee is considered an in-kind contribution and must be reported as**  
4 **provided in ORS 260.083.”.**

5 In line 19, delete “4” and insert “6”.

6 In line 30, delete “2” and insert “3”.

7 On page 3, line 37, delete “5” and insert “7”.

8 In line 41, delete “2” and insert “3”.

9 In line 43, delete “2” and insert “3”.

10 In line 44, delete “2” and insert “3”.

11 On page 4, line 2, delete “2” and insert “3”.

12 In line 3, delete “2” and insert “3”.

13 In line 34, delete “2” and insert “3”.

14 In line 35, delete “2” and insert “3”.

15 In line 41, delete “2” and insert “3”.

16 In line 42, delete “2” and insert “3”.

17 On page 5, delete lines 4 through 6 and insert:

18 **“SECTION 8.** ORS 260.083 is amended to read:

19 “260.083. (1)(a) For a contribution, except as provided in ORS 260.085, a  
20 statement filed under ORS 260.044, 260.057, 260.076, 260.078 or 260.118 shall  
21 list:

22 “(A) The name, occupation and address of each person, and the name and  
23 address of each political committee or petition committee, that contributed  
24 an aggregate amount of more than \$100 in a calendar year on behalf of a  
25 candidate or to a political committee or petition committee and the total  
26 amount contributed by that person or committee; [*and*]

27 **“(B) For each paid political consultant, as defined in section 2 of**  
28 **this 2015 Act, who receives moneys as a result of the contribution:**

29 **“(i) The name, occupation and address of the paid political con-**  
30 **sultant;**

1       “(ii) The nature of the work done by the paid political consultant;

2       “(iii) The amount of moneys received by the paid political consult-  
3       ant as a result of the contribution; and

4       “(iv) Whether the paid political consultant is a member of the  
5       Legislative Assembly, or a member of the household of a legislator;  
6       and

7       “[(B)] (C) The total amount of other contributions as a single item, but  
8       shall specify how those contributions were obtained.

9       “(b) For an expenditure, including an independent expenditure, a state-  
10      ment filed under ORS 260.044, 260.057, 260.076, 260.078 or 260.118 shall list:

11      “(A) The amount and purpose of each expenditure made in an aggregate  
12      amount of more than \$100 to a payee, the name or, if applicable, the business  
13      name of the payee of the expenditure, and the city, or county if the payee  
14      is not located in a city, and state in which the payee is located; *[and]*

15      “(B) For each paid political consultant, as defined in section 2 of  
16      this 2015 Act, who receives moneys as a result of the expenditure:

17      “(i) The name, occupation and address of the paid political con-  
18      sultant;

19      “(ii) The nature of the work done by the paid political consultant;

20      “(iii) The amount of moneys received by the paid political consult-  
21      ant as a result of the expenditure; and

22      “(iv) Whether the paid political consultant is a member of the  
23      Legislative Assembly, or a member of the household of a legislator;  
24      and

25      “[(B)] (C) The total amount of other expenditures as a single item.

26      “(c) For each loan, whether repaid or not, made by or to a candidate,  
27      political committee or petition committee, a statement filed under ORS  
28      260.044, 260.057, 260.076, 260.078 or 260.118 shall list:

29      “(A) The name and address of each person shown as a cosigner or  
30      guarantor on a loan and the amount of the obligation undertaken by each

1 cosigner or guarantor;

2 “(B) The name of the lender holding the loan; and

3 “(C) The terms of the loan, including the interest rate and repayment  
4 schedule.

5 “(2) An expenditure shall be reported as an account payable only if the  
6 expenditure is not paid within the time specified in ORS 260.057, 260.076 or  
7 260.118.

8 “(3) Anything of value paid for or contributed by any person shall be  
9 listed as both an in-kind contribution and an expenditure by the candidate  
10 or committee for whose benefit the payment or contribution was made.

11 “(4) If a candidate, political committee or petition committee under ORS  
12 260.057 or 260.118 makes an expenditure, **or provides election campaign**  
13 **strategy**, that must be reported as an in-kind contribution and an expendi-  
14 ture as provided in subsection (3) of this section **or as an in-kind contri-**  
15 **bution as provided in section 5 of this 2015 Act**, the candidate, political  
16 committee or petition committee making the original expenditure shall, in  
17 any statement filed under ORS 260.057, 260.078 or 260.118[,]:

18 “(a) Identify the expenditure as an in-kind contribution and identify the  
19 candidate, political committee or petition committee for whose benefit the  
20 expenditure was made[.]; **and**

21 “(b) **If the in-kind contribution was made by a paid political con-**  
22 **sultant, as defined in section 2 of this 2015 Act, state for each paid**  
23 **political consultant:**

24 “(A) **The name, occupation and address of the paid political con-**  
25 **sultant;**

26 “(B) **The nature of the work done by the paid political consultant;**

27 “(C) **The value of the in-kind contribution provided by the paid**  
28 **political consultant; and**

29 “(D) **Whether the paid political consultant is a member of the Leg-**  
30 **islative Assembly, or a member of the household of a legislator.**

1       “(5) If a political committee makes an expenditure that qualifies as an  
2 independent expenditure under ORS 260.005 (10), the listing of the expendi-  
3 ture under this section shall identify any candidates or measures that are the  
4 subject of the independent expenditure and state whether the independent  
5 expenditure was used to advocate the election, passage or defeat of the can-  
6 didates or measures.

7       “(6) As used in this section:

8       “(a) ‘Address’ has the meaning given that term in rules adopted by the  
9 Secretary of State.

10       “(b) ‘Contribution’ and ‘expenditure’ include a contribution or expenditure  
11 to or on behalf of an initiative, referendum or recall petition.

12       **“SECTION 9. Sections 2 to 5 of this 2015 Act and the amendments**  
13 **to ORS 260.057, 260.083 and 260.232 by sections 6 to 8 of this 2015 Act**  
14 **apply to individuals working as paid political consultants on or after**  
15 **the effective date of this 2015 Act.”.**

16       In line 7, delete “7” and insert “10”.

17

---