

House Bill 2381

Sponsored by Representative BARRETO, Senators HANSELL, WINTERS; Representatives ESQUIVEL, KENNEMER, NEARMAN (Pre-session filed.)

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**.

Establishes that violation of ethics law occurs if public official uses public resources, like electronic mail systems or office equipment, to engage in campaign activity.

A BILL FOR AN ACT

1
2 Relating to the use of public resources for campaign purposes.

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

4 **SECTION 1. Section 2 of this 2017 Act is added to and made a part of ORS chapter 244.**

5 **SECTION 2. (1) As used in this section:**

6 (a) **"Campaign activity" means:**

7 (A) **An invitation to a political fundraiser;**

8 (B) **The solicitation of a contribution; or**

9 (C) **The promotion or opposition of any political committee or the promotion or oppo-**
10 **sition of the nomination or election of a candidate, the gathering of signatures on an initi-**
11 **ative, referendum or recall petition, the adoption of a measure or the recall of a public office**
12 **holder.**

13 (b) **"Candidate" has the meaning given that term in ORS 260.005.**

14 (c) **"Contribution" has the meaning given that term in ORS 260.005.**

15 (d) **"Initiative petition" has the meaning given that term in ORS 260.005.**

16 (e) **"Measure" has the meaning given that term in ORS 260.005.**

17 (f) **"Political committee" has the meaning given that term in ORS 260.005.**

18 (g) **"Public resources" means any item purchased with public moneys for the purpose of**
19 **performing public work, including but not limited to computers, electronic mail systems,**
20 **telephones and office equipment.**

21 (h) **"Recall petition" has the meaning given that term in ORS 260.005.**

22 (i) **"Referendum petition" has the meaning given that term in ORS 260.005.**

23 (2) **A public official may not use public resources to engage in campaign activity.**

24 (3) **Subsection (2) of this section does not apply to the use of public resources by a public**
25 **official to prepare, print or distribute an official voters' pamphlet.**

26 (4) **Nothing in this section precludes a finding that a violation of this section may also**
27 **constitute a violation of other state statutes, including but not limited to ORS 260.432 or**
28 **294.100.**

29 **SECTION 3. Section 2 of this 2017 Act applies to a public official's use of public resources**
30 **to engage in campaign activity that is made on or after the effective date of this 2017 Act.**

31

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.