

House Bill 2702

Sponsored by Representative RAYFIELD, Senator ROBLAN, Representative KENNEMER; Representative OLSON, Senator BOQUIST (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**.

Requires communications made in support of or opposition to candidate or measure to identify whether candidate, petition committee or political committee authorized communication.

A BILL FOR AN ACT

1
2 Relating to campaign finance.

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 260.**

5 **SECTION 2. (1)(a) A communication in support of or in opposition to a clearly identified**
6 **candidate or measure that is paid for by a candidate or a candidate's principal campaign**
7 **committee must state that the candidate has authorized the communication.**

8 **(b) A communication in support of or in opposition to a clearly identified candidate that**
9 **is paid for by a petition committee or by a political committee other than a principal cam-**
10 **campaign committee must state whether any candidate has authorized the communication.**

11 **(c) A communication in support of or in opposition to a clearly identified measure that**
12 **is paid for by a petition committee or by a political committee other than a principal cam-**
13 **campaign committee must state that the petition committee or political committee has author-**
14 **ized the communication.**

15 **(d) If a person makes an independent expenditure to pay for a communication in support**
16 **of or in opposition to a clearly identified candidate or measure, the communication must**
17 **state whether any candidate, petition committee or political committee has authorized the**
18 **communication.**

19 **(2) A communication is authorized by a candidate, petition committee or political com-**
20 **mittee under subsection (1)(b) or (d) of this section if the communication was made with the**
21 **cooperation or the prior consent of, in consultation with or at the request or suggestion of:**

22 **(a) A candidate or agent or authorized committee of a candidate;**

23 **(b) A petition committee or agent of a petition committee supporting or opposing a**
24 **measure; or**

25 **(c) A political committee or agent of a political committee supporting or opposing a**
26 **measure.**

27 **(3) This section does not apply to:**

28 **(a) Candidates for federal office.**

29 **(b) Candidates other than those described in paragraph (a) of this subsection who are not**
30 **required to use the electronic filing system adopted under ORS 260.057 to file statements of**
31 **contributions received or expenditures made.**

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 (c) Petition committees that are not required to use the electronic filing system adopted
2 under ORS 260.057 to file statements of contributions received or expenditures made.

3 (d) Political committees that are not required to use the electronic filing system adopted
4 under ORS 260.057 to file statements of contributions received or expenditures made.

5 (e) A person who makes independent expenditures that is exempt under ORS 260.044 from
6 being required to file statements of independent expenditures using the electronic filing
7 system adopted under ORS 260.057.

8 (f) A political committee that is controlled by a corporation that is making a communi-
9 cation in support of or in opposition to a clearly identified candidate or measure to the
10 corporation's employees, the families of the corporation's employees or to stockholders.

11 (g) A political committee that is controlled by a labor organization that is making a
12 communication in support of or in opposition to a clearly identified candidate or measure to
13 the members of the labor organization or to the families of the members of the labor or-
14 ganization.

15 (h) Items of de minimis value relating to a candidate or measure, including but not lim-
16 ited to:

17 (A) Lawn signs, pins, pens and other similar items;

18 (B) Skywriting; or

19 (C) Wearable merchandise.

20 (i) Any other item that the Secretary of State by rule determines is too small to feasibly
21 include the identifying information required by this section.

22 (4) The Secretary of State by rule shall prescribe the form of statements required on
23 communications described in this section.

24 (5) As used in this section:

25 (a) "Clearly identified" has the meaning given that term in ORS 260.005 (10)(b).

26 (b)(A) Except as provided in subparagraph (B) of this paragraph, "communication in
27 support of or in opposition to a clearly identified candidate or measure" has the meaning
28 given that term in ORS 260.005 (10)(c).

29 (B)(i) "Communication in support of or in opposition to a clearly identified candidate or
30 measure" includes but is not limited to communications distributed via print, telephone, ra-
31 dio, television or the Internet.

32 (ii) "Communication in support of or in opposition to a clearly identified candidate or
33 measure" does not include newspaper editorials, printed advertisements with a fair market
34 value of less than \$500 or communications made via telephone that have a fair market value
35 of less than \$500.

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