

HOUSE AMENDMENTS TO HOUSE BILL 2873

By COMMITTEE ON RULES

May 23

1 On page 1 of the printed bill, line 2, after “ORS” insert “254.095, 254.103, 255.085 and”.

2 On page 4, delete lines 7 through 14 and insert:

3 **“SECTION 3. If a municipal corporation places a local option tax measure or a general**
4 **obligation bond measure on the ballot to be voted on by the electors of the corporation, the**
5 **chief elections officer of a city, governing body of a county or district elections authority**
6 **responsible for filing materials relating to the measure under ORS 254.095 (2), 254.103 (1) or**
7 **255.085 (1) shall file the materials with the appropriate county elections officer. The county**
8 **elections official shall file a copy of the materials with the Secretary of State for publication**
9 **on the electronic filing system adopted under ORS 260.057.**

10 **“SECTION 4.** ORS 254.095 is amended to read:

11 “254.095. (1) The chief elections officer of any city shall file with the county clerk of the county
12 in which the city hall of the city is located, a statement of the city offices to be filled or for which
13 candidates are to be nominated at the election and information concerning all candidates for the
14 offices not later than the 61st day before the date of the election.

15 “(2)(a) Except as provided in subsection (3) of this section, the chief elections officer of any city
16 shall file with the county clerk of the county in which the city hall is located, a statement of the
17 city measures to be voted on, including the ballot title for each measure, not later than the 61st day
18 before the date of the election.

19 **“(b) For each local option tax measure or general obligation bond measure placed on the**
20 **ballot by a municipal corporation, the county clerk shall file a copy of the statement filed**
21 **under paragraph (a) of this subsection with the Secretary of State in the manner set forth**
22 **in section 3 of this 2017 Act.**

23 “(3) If a measure to be submitted to the electors of a city at an election held on the first
24 Tuesday after the first Monday in November was submitted on the election date in ORS 221.230 (1)
25 immediately preceding the first Tuesday after the first Monday in November, the chief elections of-
26 ficer of the city shall file the statement required for that measure in subsection (2) of this section
27 on the 47th day before an election held on the first Tuesday after the first Monday in November.

28 “(4) The chief elections officer of the city shall keep a copy of each statement filed under this
29 section.

30 “(5) If a city is located in more than one county, the county clerk under subsection (1) of this
31 section shall immediately file the statement and information required under subsection (1) of this
32 section with the county clerk of any other county in which the city is located.

33 **“SECTION 5.** ORS 254.103 is amended to read:

34 “254.103. (1)(a) Except as provided in subsection (2) of this section, the governing body of a
35 county shall file with the county clerk each measure referred by the county governing body, in-

1 cluding the ballot title for each measure, not later than the 61st day before the date of the election.

2 **“(b) For each local option tax measure or general obligation bond measure placed on the**
3 **ballot by a municipal corporation, the county clerk shall file a copy of each measure filed**
4 **under paragraph (a) of this subsection with the Secretary of State in the manner set forth**
5 **in section 3 of this 2017 Act.**

6 “(2) If a measure to be submitted to the electors of a county at an election held on the first
7 Tuesday after the first Monday in November was submitted on the election date in ORS 203.085 (1)
8 immediately preceding the first Tuesday after the first Monday in November, the county governing
9 body shall file the measure with the county clerk not later than the 47th day before an election held
10 on the first Tuesday after the first Monday in November.

11 **“SECTION 6.** ORS 255.085 is amended to read:

12 “255.085. (1)(a) Not later than the 61st day before a district election on a measure, the district
13 elections authority shall deliver to the elections officer a notice stating the date of the election and
14 a ballot title. The district elections authority shall prepare the ballot title for a measure referred
15 by the authority with the assistance of the district attorney for the county of the elections officer
16 or an attorney employed by the district elections authority.

17 **“(b) For each local option tax measure or general obligation bond measure placed on the**
18 **ballot by a municipal corporation, the elections officer shall file a copy of the notice delivered**
19 **under paragraph (a) of this subsection with the Secretary of State in the manner set forth**
20 **in section 3 of this 2017 Act.**

21 “(2) If a district submits a measure to the electors of the district at an election held on the first
22 Tuesday after the first Monday in November and the district submitted a measure on the election
23 date in ORS 255.345 (1) immediately preceding the date of an election held on the first Tuesday after
24 the first Monday in November, the district elections authority shall file the measure for the election
25 held on the first Tuesday after the first Monday in November with the elections officer not later
26 than the 47th day before an election held on the first Tuesday after the first Monday in November.

27 “(3) A notice of election called to approve the issuance of bonds shall include:

28 “(a) The purpose for which the bonds are to be used;

29 “(b) The amount and the term of the bonds;

30 “(c) The kind of bonds proposed to be issued; and

31 “(d) If the bond election is authorized by ORS 450.900, the additional notice requirements in ORS
32 450.905.

33 “(4)(a) In the case of a measure submitted by initiative or referendum petition, the elections of-
34 ficer shall publish the notice in the next available edition of a newspaper of general circulation in
35 the district after the deadline for filing the notice.

36 “(b) In the case of a measure referred by the district elections authority, the elections officer
37 shall publish the notice of election in the next available edition of a newspaper of general circu-
38 lation in the district after the notice of election is filed. The notice shall also state that an elector
39 may file a petition for review of the ballot title not later than the date referred to in ORS 255.155.
40 If the circuit court certifies a different ballot title, the elections officer shall publish an amended
41 notice of election in the next available edition of the newspaper referred to in this subsection after
42 the new title is certified to the elections officer.

43 “(c) In addition to publishing the notice as described in paragraphs (a) and (b) of this subsection,
44 the elections officer may publish the notice on the county’s website for a minimum of seven days.

45 **“SECTION 7. Section 3 of this 2017 Act and the amendments to ORS 254.095, 254.103,**

1 **255.085 and 294.311 by sections 1 and 4 to 6 of this 2017 Act apply to measures that will be**
2 **voted on by the electors of a municipal corporation on or after the effective date of this 2017**
3 **Act.”.**

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