

Requested by HOUSE COMMITTEE ON RULES

**PROPOSED AMENDMENTS TO
HOUSE BILL 2873**

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

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

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

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

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

19 **“(2)(a) Except as provided in subsection (3) of this section, the chief**
20 **elections officer of any city shall file with the county clerk of the county in**
21 **which the city hall is located, a statement of the city measures to be voted**

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

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

8 “(3) If a measure to be submitted to the electors of a city at an election
9 held on the first Tuesday after the first Monday in November was submitted
10 on the election date in ORS 221.230 (1) immediately preceding the first
11 Tuesday after the first Monday in November, the chief elections officer of
12 the city shall file the statement required for that measure in subsection (2)
13 of this section on the 47th day before an election held on the first Tuesday
14 after the first Monday in November.

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

17 “(5) If a city is located in more than one county, the county clerk under
18 subsection (1) of this section shall immediately file the statement and infor-
19 mation required under subsection (1) of this section with the county clerk
20 of any other county in which the city is located.

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

22 “254.103. (1)(a) Except as provided in subsection (2) of this section, the
23 governing body of a county shall file with the county clerk each measure
24 referred by the county governing body, including the ballot title for each
25 measure, not later than the 61st day before the date of the election.

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

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

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

9 “255.085. (1)(a) Not later than the 61st day before a district election on
10 a measure, the district elections authority shall deliver to the elections of-
11 ficer a notice stating the date of the election and a ballot title. The district
12 elections authority shall prepare the ballot title for a measure referred by
13 the authority with the assistance of the district attorney for the county of
14 the elections officer or an attorney employed by the district elections au-
15 thority.

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

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

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

- 1 “(a) The purpose for which the bonds are to be used;
2 “(b) The amount and the term of the bonds;
3 “(c) The kind of bonds proposed to be issued; and
4 “(d) If the bond election is authorized by ORS 450.900, the additional no-
5 tice requirements in ORS 450.905.

6 “(4)(a) In the case of a measure submitted by initiative or referendum
7 petition, the elections officer shall publish the notice in the next available
8 edition of a newspaper of general circulation in the district after the dead-
9 line for filing the notice.

10 “(b) In the case of a measure referred by the district elections authority,
11 the elections officer shall publish the notice of election in the next available
12 edition of a newspaper of general circulation in the district after the notice
13 of election is filed. The notice shall also state that an elector may file a
14 petition for review of the ballot title not later than the date referred to in
15 ORS 255.155. If the circuit court certifies a different ballot title, the elections
16 officer shall publish an amended notice of election in the next available
17 edition of the newspaper referred to in this subsection after the new title is
18 certified to the elections officer.

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

22 **“SECTION 7. Section 3 of this 2017 Act and the amendments to ORS**
23 **254.095, 254.103, 255.085 and 294.311 by sections 1 and 4 to 6 of this 2017**
24 **Act apply to measures that will be voted on by the electors of a mu-**
25 **nicipal corporation on or after the effective date of this 2017 Act.”.**

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