

SB 1510 A STAFF MEASURE SUMMARY**Carrier:** Rep. Smith Warner**House Committee On Rules****Action Date:** 02/28/18**Action:** Do Pass the A-Eng bill.**Vote:** 5-4-0-0**Yeas:** 5 - Holvey, Nosse, Rayfield, Smith Warner, Williamson**Nays:** 4 - Barreto, Kennemer, McLane, Wilson**Fiscal:** Has minimal fiscal impact**Revenue:** No revenue impact**Prepared By:** Adam Crawford, LPRO Analyst**WHAT THE MEASURE DOES:**

Prohibits disclosure of certain voter-related information. Includes certain voter-related information in lists maintained by county clerks and Secretary of State and directs Secretary to make list available each business day during election period. Requires the final certified ballot title be included on official template of cover and signature sheets for initiative petition. Caps the number of signatures that may be included on a petition to initiate a state measure at 2,000. Directs elections officer to reprint ballot, if it is determined that a candidate has died, withdrawn or is not qualified for office at least 61 days before election. Eliminates obligation of district elections official to notify county clerk whether a candidate elected to district office is qualified to hold that office. Clarifies which of two deadlines applies to filing statements of contributions and expenditures in certain circumstances. Formalizes process for unaffiliated voter to apply to vote in primary of major political party. Authorizes a candidate or the treasurer of a principal campaign committee, petition committee or political committee, to amend a statement of organization within five business day of filing, to include financial account information. Modifies time periods relating to write-in candidates and district election determinations. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- Timeframes for ballot title appeals process
- Past practice related to signatures for ballot measures
- Information provided within voter lists

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

In many legislative sessions, an omnibus, elections-related bill is brought forward by stakeholders, including the Association of County Clerks and the Secretary of State's Office. The purpose of this type of bill varies from resolving statutory contradictions and aligning statutory time periods to clarifying legislative intent and repealing outdated statutes. Senate Bill 1510-A is the omnibus elections measure for 2018. The bill addresses voter records, initiative petitions, and reporting requirements, and makes a number of process and technical changes.

Senate Bill 1510-A prohibits the disclosure of certain information contained in a voter's registration file, including the Social Security Number and Oregon Driver License number. The bill provides that other information in the file, including contact, precinct, and voting information, must be included in certain publicly available lists and requires the Secretary of State to update voting lists on a daily basis during the election period.

To initiate a state measure, Oregon law requires that a person submit a prospective petition, containing at least 1,000 signatures, to the Secretary of State. The prospective petition is then provided to the Attorney General for the creation of a certified ballot title. If the ballot title is not challenged in the Oregon Supreme Court, the cover of the petition must contain the ballot title certified by the Attorney General, and the Secretary of State must provide the

This Summary has not been adopted or officially endorsed by action of the committee.

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official template of the cover and signature sheets to the chief petitioner within three days. If the ballot title is challenged in the Oregon Supreme Court, the cover of the initiative petition must contain the ballot title certified by the Court, and the Secretary of State must provide the chief petitioner with the official template within three days. Senate Bill 1510-A establishes a maximum of 2,000 signatures on a prospective petition and, if the ballot title is under review by the Oregon Supreme Court, prohibits the issuance of an official template, until the Court certifies the title.

Under current law, the general rule is that campaign contributions and expenditures must be reported within 30 days. If a contribution or expenditure is not reported by the 43rd day before an election, a report is required no later than the 35th day before. For a narrow subset of contributions and expenditures (i.e., those made between 73 and 66 days before an election), two different deadlines apply. Senate Bill 1510-A clarifies that the earlier of the two deadlines controls.

When a candidate or the treasurer of a principle campaign committee, petition committee, or political committee files a statement of organization, current law requires the inclusion of bank account information. Not infrequently, banks require that the committee be in existence before they will open an account. Senate Bill 1510-A provides a grace period of five business days to update the statement with the required bank account information.

If the Secretary of State or a county or city clerk determines, more than 47 days before an election, that a candidate for office has died, withdrawn, or is not qualified to hold the office, current law prohibits the election official from including the candidate's name on the ballot and requires that any printed ballots be "erased or canceled." Senate Bill 1510-A instead directs officials to "reprint" ballots and lifts the deadline for two weeks, to account for the printing and mailing of overseas and military ballots.

Finally, Senate Bill 1510-A makes a number of adjustments for consistency and clarity to provisions that concern timing, dollar amounts, geographical descriptions, and the ordering of candidates on the ballot.