

HJR 13 STAFF MEASURE SUMMARY

House Committee On Rules

Prepared By: Josh Nasbe, Counsel

Meeting Dates: 3/13

WHAT THE MEASURE DOES:

Proposes amendment to Oregon Constitution to allow state and local governments, and voters acting through initiative process, to regulate use of money in political campaigns. Applies prospectively. Referred to people for approval or rejection at next general election.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Campaign contributions and expenditures are forms of expression protected by Article I, section 8 of the Oregon Constitution and may not be limited. *Vannatta v. Keisling*, 324 Or. 514 (1997); see also *Buckley v. Valeo*, 424 U.S. 1 (1976) (Campaign expenditures protected by First Amendment to United States Constitution).

House Joint Resolution 13 amends the Oregon Constitution to allow the Legislative Assembly, cities, counties and districts, as well as voters acting through the initiative process, to regulate the use of moneys in political campaigns. In addition to this general grant of authority, the resolution expressly authorizes the enactment of laws that: 1) limit campaign contributions; 2) require the disclosure of political contributions or expenditures; or 3) require political advertisements to identify who paid for the advertisement. House Joint Resolution 13 is referred to the voters at the next regular general election.