

**HB 4123 A STAFF MEASURE SUMMARY****Carrier:** Rep. Rayfield**House Committee On Rules**


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**Action Date:** 02/18/20  
**Action:** Do pass with amendments. (Printed A-Eng.)  
**Vote:** 4-3-0-0  
**Yeas:** 4 - Fahey, Holvey, Nosse, Smith Warner  
**Nays:** 3 - Drazan, Sprenger, Zika  
**Fiscal:** Fiscal impact issued  
**Revenue:** No revenue impact  
**Prepared By:** Melissa Leoni, LPRO Analyst  
**Meeting Dates:** 2/4, 2/18

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**WHAT THE MEASURE DOES:**

Requires a statement of economic interest that lists positions as an officer of a business and business directorships held by the public official or candidate, or member of household of public official or candidate, to include certain information about sources of income received by those businesses, if the source of the income has or could reasonably be expected to have a legislative or administrative interest, and 10 percent or more of the total gross annual income of the business comes from that source of income. Allows public official or candidate to keep confidential certain information if public official or candidate makes a formal request to each source of income asking for permission to make the required disclosure; files a signed statement with the Oregon Government Ethics Commission regarding the request; and reports each source of income that responds to the formal request within 10 business days. Adds same statement of economic interest requirement for each source of income for all names under which the public official or candidate and members of the household of the public official or candidate do business. Prohibits candidate or principal campaign committee of candidate from expending campaign moneys for professional services rendered by a business required to be listed on the candidate's statement of economic interest. Exempts certain expenditures from prohibition. Applies to expenditures made and statements of economic interest filed on or after the effective date.

**ISSUES DISCUSSED:**

- Sources of income and response requirements
- Waiving of privilege
- Nondisclosure agreements and statutory duty to keep privileged
- Applicability to state and local officials
- Transparency around conflicts of interest
- Impact to other campaign expenditures

**EFFECT OF AMENDMENT:**

Adds similar statement of economic interest requirements for each source of income for all names under which the public official or candidate and members of the household of the public official or candidate do business.

**BACKGROUND:**

ORS 244.050 requires elected officials, candidates, and certain appointed state officials to file a statement of economic interest each year with the Oregon Government Ethics Commission. The statement must include the names of all positions as an officer of a business or business directorships held by the public official or candidate, or member of the household of the public official or candidate during the previous calendar year and a brief description of each business. The information public officials are required to report includes: (1) sources of income; (2) real property; (3) all expenses exceeding \$50 received while participating in specified activities; (4) and each source of income exceeding \$1,000 if the source is derived from an individual or business that has or

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could have legislative or administrative interests.

House Bill 4123-A requires statements of economic interest to include certain information about sources of income from both the businesses in which the public official or candidate, or member of the household of a public official or candidate, is an officer or holds a directorship, and for all names under which the public official or candidate and members of their households do business. The measure also prohibits a candidate or principal campaign committee of a candidate from expending campaign moneys for professional services rendered by a business listed on the candidate's statement of economic interest and creates specific exceptions.