

A-Engrossed
House Bill 4124

Ordered by the House February 20
Including House Amendments dated February 20

Sponsored by Representative RAYFIELD; Representatives HOLVEY, POWER, WILDE (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Establishes Task Force on Political Campaign Contribution Limits. Directs task force to study and make recommendations on how to best establish political campaign contribution limits in Oregon.

Sunsets task force on July 2, 2021.

[Delays operative date for Ballot Measure 47 (2006) to later of date on which Oregon Supreme Court issues decision that renders Ballot Measure 47 operative or July 1, 2021. Repeals operative date provision if Oregon Supreme Court does not issue a decision that renders Ballot Measure 47 operative on or before July 1, 2021.]

Establishes operative date of July 1, 2021, for Ballot Measure 47 (2006). Directs Secretary of State to adopt rules to implement Ballot Measure 47 (2006) and to issue proposed rules no later than December 31, 2020.

Provides original jurisdiction to Supreme Court for judicial review of Ballot Measure 47 (2006). Repeals operative date, rules and original jurisdiction provisions if Supreme Court issues court decision in Multnomah County v. Elizabeth Trojan that does not render Ballot Measure 47 (2006) operative under section 9 (f), chapter 3, Oregon laws 2007 (Ballot Measure 47 (2006)).

Declares emergency, effective on passage.

A BILL FOR AN ACT

Relating to campaign finance; and declaring an emergency.

Be It Enacted by the People of the State of Oregon:

SECTION 1. (1) The Task Force on Political Campaign Contribution Limits is established.

(2) The task force consists of 17 members as follows:

(a) The President of the Senate shall appoint two members from among members of the Senate, one of whom is a Democrat and one of whom is a Republican. The two members appointed under this paragraph shall be designated by the President of the Senate to serve as cochair and vice cochair of the task force.

(b) The Speaker of the House of Representatives shall appoint two members from among members of the House of Representatives, one of whom is a Democrat and one of whom is a Republican. The two members appointed under this paragraph shall be designated by the Speaker of the House of Representatives to serve as cochair and vice cochair of the task force.

(c) The two members of the Legislative Assembly appointed as cochairs of the task force under paragraphs (a) and (b) of this subsection shall jointly appoint:

(A) Five members to represent the interests of political parties in Oregon, with at least one member representing each of the major political parties in Oregon.

(B) One member to represent the interests of electors who are not affiliated with any

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 **political party.**

2 (C) **One member to represent the interests of not-for-profit corporations that are tax**
3 **exempt under section 501(c)(3) of the Internal Revenue Code. The member appointed under**
4 **this subparagraph must be from a corporation that does not have an organizational affil-**
5 **iation with a not-for-profit corporation that is tax exempt under section 501(c)(4) of the**
6 **Internal Revenue Code.**

7 (D) **One member to represent the interests of organizations that focus on campaign fi-**
8 **nance reform.**

9 (E) **One member to represent the interests of not-for-profit corporations that are tax**
10 **exempt under section 501(c)(4) of the Internal Revenue Code.**

11 (F) **One member to represent the interests of for-profit organizations.**

12 (G) **One member to represent the interests of nonprofit organizations that focus on voter**
13 **registration.**

14 (H) **Two members to represent the interests of underrepresented communities.**

15 (3) **The task force shall study the implementation and effectiveness of political contribu-**
16 **tion limits across the United States and make recommendations on how to best establish**
17 **effective political contribution limits in Oregon. The task force shall seek to ensure that any**
18 **political contribution limits recommended:**

19 (a) **Ensure that voters will receive adequate information to make informed decisions;**

20 (b) **Reduce barriers for candidates to run for elected office; and**

21 (c) **Reduce the impacts of big money in politics.**

22 (4) **A majority of the voting members of the task force constitutes a quorum for the**
23 **transaction of business.**

24 (5) **Official action by the task force requires the approval of a majority of the voting**
25 **members of the task force.**

26 (6) **If there is a vacancy for any cause, the appointing authority shall make an appoint-**
27 **ment to become immediately effective.**

28 (7) **The task force shall meet at times and places specified by the call of the cochairs or**
29 **of a majority of the voting members of the task force.**

30 (8) **The task force may adopt rules necessary for the operation of the task force.**

31 (9) **The task force shall submit a report detailing its findings and recommendations in the**
32 **manner provided by ORS 192.245, and may include recommendations for legislation, to the**
33 **interim committees of the Legislative Assembly related to rules no later than September 15,**
34 **2020.**

35 (10) **The Legislative Policy and Research Director shall provide staff support to the task**
36 **force.**

37 (11) **Members of the task force who are not members of the Legislative Assembly are not**
38 **entitled to compensation, but may be reimbursed for actual and necessary travel and other**
39 **expenses incurred by them in the performance of their official duties in the manner and**
40 **amounts provided for in ORS 292.495. Claims for expenses incurred in performing functions**
41 **of the task force shall be paid out of funds appropriated to the Legislative Assembly for**
42 **purposes of the task force.**

43 (12) **All agencies of state government, as defined in ORS 174.111, are directed to assist**
44 **the task force in the performance of the duties of the task force and, to the extent permitted**
45 **by laws relating to confidentiality, to furnish information and advice the members of the task**

1 force consider necessary to perform their duties.

2 **SECTION 2.** Section 1 of this 2020 Act is repealed on July 2, 2021.

3 **SECTION 3.** Notwithstanding sections 9 (f) and 11, chapter 3, Oregon Laws 2007 (Ballot
4 Measure 47 (2006)), the provisions set forth in chapter 3, Oregon Laws 2007 (Ballot Measure
5 47 (2006)), become operative on July 1, 2021.

6 **SECTION 4.** (1) The Secretary of State shall adopt rules, before the operative date spec-
7 ified in section 3 of this 2020 Act, that are necessary to enable the secretary to implement
8 chapter 3, Oregon Laws 2007 (Ballot Measure 47 (2006)), on and after the operative date
9 specified in section 3 of this 2020 Act.

10 (2) The secretary shall issue proposed rules under this section no later than December
11 31, 2020.

12 **SECTION 5.** (1) Original jurisdiction to determine whether the provisions of chapter 3,
13 Oregon Laws 2007 (Ballot Measure 47 (2006)), are constitutional under the state or federal
14 constitutions is conferred on the Supreme Court.

15 (2)(a) Any person interested in or affected or aggrieved by chapter 3, Oregon Laws 2007
16 (Ballot Measure 47 (2006)), may petition for judicial review under this section. A petition for
17 review must be filed no sooner than January 1, 2021, and no later than March 31, 2021.

18 (b) The petition must state facts showing how the petitioner is interested, affected or
19 aggrieved and the grounds upon which the petition is based.

20 (3) In the event the Supreme Court determines that there are factual issues in the peti-
21 tion, the Supreme Court may appoint a special master to hear evidence and to prepare re-
22 commended findings of fact.

23 (4) Proceedings for review under this section shall be given priority over all other mat-
24 ters before the Supreme Court.

25 (5) If the Supreme Court determines that a provision of chapter 3, Oregon Laws 2007
26 (Ballot Measure 47 (2006)), is unconstitutional under either the state or federal constitution,
27 the provision is repealed in accordance with section 11, chapter 3, Oregon Laws 2007 (Ballot
28 Measure 47 (2006)).

29 **SECTION 6.** If the Supreme Court issues a final decision in the case Multnomah County
30 v. Elizabeth Trojan, SC number S066445, that would not render chapter 3, Oregon Laws 2007
31 (Ballot Measure 47 (2006)), operative under section 9 (f), chapter 3, Oregon Laws 2007 (Ballot
32 Measure 47 (2006)), sections 3 to 5 of this 2020 Act are repealed on the day following the date
33 on which the Supreme Court's decision is issued.

34 **SECTION 7.** This 2020 Act being necessary for the immediate preservation of the public
35 peace, health and safety, an emergency is declared to exist, and this 2020 Act takes effect
36 on its passage.

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