



Open Government Impact Statement

81st Oregon Legislative Assembly
2021 Regular Session

Measure: HB 3291 - BMR

Only impacts on Original or Engrossed
Versions are Considered Official

Prepared by: Cameron D. Miles
Date: 6/23/2021

SUMMARY

Requires ballots returned by mail to have postal indicator showing ballot was mailed not later than date of election and be received by county clerk not later than seven days after date of election.

Provides that mailed ballots with no postal indicator present or legible are considered challenged ballots that may be counted only if elector provides evidence sufficient to prove ballot was mailed no later than by date of election, which may include completing certified statement.

Moves quarterly election date from third Tuesday in September to fourth Tuesday in August.

Applies to elections held on or after January 1, 2022.

OPEN GOVERNMENT IMPACT

Legislative Counsel has not adopted standards for drafting measures that establish exemptions from disclosure of public records.

This measure extends the exemption from public disclosure of information that could be used to identify an elector whose ballot has been challenged from seven days to 14 days after the date of the election.

If those public records that could be subject to public disclosure were instead subject to mandatory disclosure under public records law, the public could receive information that could be used to identify an elector whose ballot has been challenged immediately after the election.