

Requested by Representative ZIKA

**PROPOSED AMENDMENTS TO
HOUSE BILL 2323**

1 On page 1 of the printed bill, line 3, after “260.345” insert “and 260.695”.

2 On page 3, after line 28 insert:

3 **“SECTION 4.** ORS 260.695 is amended to read:

4 “260.695. (1)(a) If a person prints or circulates an imitation of the ballot
5 or sample ballot:

6 “(A) The imitation ballot or sample ballot and the back of any return
7 envelope enclosed with the ballot or sample ballot shall state the following:
8 ‘THIS IS NOT A REAL BALLOT. DO NOT USE TO VOTE.’ The statement
9 on the imitation ballot or sample ballot shall be in bold print that is at least
10 two times as large as the majority of the text on the ballot or sample ballot
11 or 20-point type, whichever is larger. The statement on the back of a return
12 envelope shall be in bold print that is at least 36-point type.

13 “(B) The word ‘UNOFFICIAL’ must be superimposed on the imitation
14 ballot or sample ballot so that the word extends diagonally across the ballot
15 from one margin of the text to the other. The superimposed word may be
16 printed in lighter ink than other text on the ballot or sample ballot.

17 **“(b) If a person prints or circulates an imitation of the voters’
18 pamphlet, including by electronic means:**

19 **“(A)(i) The imitation voters’ pamphlet shall state the following:
20 ‘THIS IS NOT THE OFFICIAL VOTERS’ PAMPHLET.’ Except as pro-
21 vided in sub-subparagraph (ii) of this subparagraph, the statement on**

1 **the imitation voters’ pamphlet shall be in bold print that is at least**
2 **36-point type.**

3 (ii) For an imitation of the voters’ pamphlet that is circulated
4 electronically, the statement described in sub-subparagraph (i) of this
5 subparagraph shall be in bold print in a typeface of contrasting color
6 and in a font size that is at least three times as large as the font size
7 used for the majority of the text in the imitation voters’ pamphlet.

8 “(B) The word ‘UNOFFICIAL’ must be superimposed on each page
9 of the imitation voters’ pamphlet so that the word extends diagonally
10 across the imitation voters’ pamphlet from one margin of text to the
11 other. The superimposed word may be printed or displayed in lighter
12 ink than other text on the imitation voters’ pamphlet.

13 “[*b*] (c) For purposes of this subsection, an imitation of the ballot, [*or*]
14 sample ballot **or voters’ pamphlet** includes an imitation of a portion of the
15 ballot, [*or*] sample ballot **or voters’ pamphlet**.

16 “(2) A person may not do any electioneering, including circulating any
17 cards or handbills, or soliciting of signatures to any petition, within any
18 building in which any state or local government elections office designated
19 for the deposit of ballots under ORS 254.470 is located, or within 100 feet
20 measured radially from any entrance to the building. A person may not do
21 any electioneering by public address system located more than 100 feet from
22 an entrance to the building if the person is capable of being understood
23 within 100 feet of the building. The electioneering need not relate to the
24 election being conducted. This subsection applies during the business hours
25 of the building or, if the building is a county elections office, during the
26 hours the office is open to the public, during the period beginning on the
27 date that ballots are mailed to electors as provided in ORS 254.470 and end-
28 ing on election day at 8 p.m. or when all persons waiting in line at the
29 building who began the act of voting as described in ORS 254.470 (10) by 8
30 p.m. have finished voting.

1 “(3) A person may not obstruct an entrance of a building in which ballots
2 are issued or a place designated for the deposit of ballots under ORS 254.470
3 or any voting booth maintained under ORS 254.474 is located. This sub-
4 section applies during the period beginning on the date that ballots are
5 mailed to electors as provided in ORS 254.470 and ending on election day at
6 8 p.m. or when all persons waiting in line at the building or location who
7 began the act of voting as described in ORS 254.470 (10) by 8 p.m. have
8 finished voting.

9 “(4) A person may not vote or offer to vote in any election knowing the
10 person is not entitled to vote.

11 “(5) A person may not make a false statement about the person’s inability
12 to mark a ballot.

13 “(6) A person, except an elections official in performance of duties or
14 another person providing assistance to an elector as described in ORS
15 254.445, may not ask a person at any place designated for the deposit of
16 ballots under ORS 254.470 or at any location described in ORS 254.472 or
17 254.474 for whom that person intends to vote, or examine or attempt to ex-
18 amine the person’s ballot.

19 “(7) An elections official, other than in the performance of duties, may
20 not disclose to any person any information by which it can be ascertained
21 for whom any elector has voted.

22 “(8) A person, except an elections official in performance of duties, may
23 not do anything to a ballot to permit identification of the person who voted.

24 “(9) An elector may not willfully leave at any place designated for the
25 deposit of ballots under ORS 254.470 or at any location described in ORS
26 254.472 or 254.474 anything that will show how the elector’s ballot was
27 marked.

28 “(10) A person, except an elections official in performance of duties, may
29 not remove a ballot from any place designated for the deposit of ballots un-
30 der ORS 254.470 or any location described in ORS 254.472 or 254.474.

1 “(11) A person, except an elections official in performance of duties or a
2 person authorized by that official, may not willfully deface, remove, alter or
3 destroy a posted election notice.

4 “(12) A person, except an elections official in performance of duties, may
5 not willfully remove, alter or destroy election equipment or supplies, or
6 break the seal or open any sealed package containing election supplies.

7 “(13) A person, except an elections official in performance of duties, may
8 not provide elections advice or attempt to collect voted ballots within any
9 building in which any state or local government elections office designated
10 for the deposit of ballots under ORS 254.470 is located, or within 100 feet
11 measured radially from any entrance to the building.

12 “(14) A person, except an elections official in performance of duties, may
13 not establish a location to collect ballots voted by electors unless:

14 “(a) The person prominently displays at the location a sign stating: ‘NOT
15 AN OFFICIAL BALLOT DROP SITE’; and

16 “(b) The sign is printed in all capital letters in bold 50-point type.”.

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