



## TO: PROSPECTIVE CANDIDATES FOR MCMINNVILLE CITY COUNCIL:

Thank you for your interest in running for the McMinnville City Council in 2022. Terms of office for Councilor Sal Peralta (Ward 1), Councilor Zack Geary (Ward 2), and Councilor Remy Drabkin (Ward 3) will expire on December 31, 2022. Mayor, Scott A. Hill, submitted his resignation on April 12, 2022 which went into effect May 25, 2022. Hill's early resignation created a vacancy, per the McMinnville City Charter, the seat would need to be added at the next general election which will occur in November 2022. Council Positions for Ward 1, Ward 2, Ward 3, and Mayor will be on the November 8, 2022, General Elections ballot. The respective ward winners, with the exception of the Mayor position, of the election will serve a 4-year term that commences in January 2023 and will expire at the end of December 31, 2026. The newly elected Mayor shall take office at the first regular meeting of the council occurring subsequent to the election. The term of office of the elected replacement shall be the unexpired term of December 31, 2024.

**The first day to file with the City Elections Officer (the City Recorder) is June 1, 2022. Nominations papers will be accepted from 9:00 a.m. on June 1, 2022 through 4:00 p.m. August 30, 2023. City Elections Officers suggested deadline to submit signatures for verification is 4:00 p.m. on August 23, 2022.** Nomination papers include several forms that need to be submitted to the State and to the City. In McMinnville, the only way a City Council candidate can qualify for the ballot is by collecting fifty (50) valid signatures during the filing period. **Please be aware that signature sheets must be approved by the City Elections Officer before they may be circulated to collect signatures.**

This guide is intended to provide an overview of the local election process. Please read thoroughly. It is your responsibility to ensure your candidate paperwork is complete and submitted on time. For detailed background on the process, refer to the [McMinnville City Charter](#). In addition to understanding McMinnville's regulations, candidates also need to be aware of State requirements, including campaign finance rules, and should reference the current publications posted on the Oregon Secretary of State Elections Division website; candidates should visit the State Elections website to view and access all necessary publications and forms, visit <http://sos.oregon.gov/elections/Documents/county-city-district-candidates.pdf>. In addition, the Yamhill County Elections website is a valuable resource for local candidates, visit <https://www.co.yamhill.or.us/clerk>.

As your City Elections Officer, I am here as a resource, please contact me with any questions at 503-435-5702 or email [claudia.cisneros@mcminnvilleoregon.gov](mailto:claudia.cisneros@mcminnvilleoregon.gov). **If you plan to file your papers or have questions about the process, please call or email me to ensure I am in the office and available.** You may also contact the Secretary of State's Office at 503-986-1518 or Yamhill County Elections at 503-434-7518 with any questions.

Sincerely,

Claudia Cisneros  
City Recorder

## Important Dates

If you are interested in running for office, here are some critical dates for your calendar:

<b>June 1, 2021</b>	Any person running for City office must have been a City resident by this date.
<b>June 1, 2022</b>	First day to file nomination papers comprising a petition <a href="#">Form SEL 101</a> with the City Elections Officer. <b>Note: signature sheets (petition) must be approved before being circulated.</b> <a href="#">Form SEL 121</a>
<b>August 23, 2022</b>	<b>City recommended</b> deadline to submit signatures for verification to the city elections officer as verification can take up to a few days.
<b>August 30, 2022</b>	Last day to file nomination papers and petitions with the city elections officer. <b>Note: signature sheets (petition) must be verified by the County Elections Office by 5:00 p.m. on this day.</b>
<b>September 2, 2022</b>	Last day to withdraw candidacy.
<b>September 12, 2022</b>	Last day to file candidate statements for City positions with the County Elections Office for the voters' pamphlet.
<b>October 19, 2022</b>	County Elections Office mails out local ballots.
<b>November 8, 2022</b>	Election Day.
<b>Nov. – Dec. 2022</b>	Oath of Office is administered for Ward 3 and Mayoral positions at the first Council meeting after certified election results are received from the County.
<b>January 10, 2023</b>	Oath of Office is administered for Ward 1 and 2 positions at the first Council meeting in January, 2023.

## Qualifications for Candidacy

- Must be a City of McMinnville resident during the twelve (12) months immediately preceding the nomination.
- Must be a qualified elector (voter) in the State Oregon.

## About the City Council

- The City Council is composed of a mayor and six councilors.
- Each Council position is elected by Ward.
- Each prospective candidate must reside in the Ward for which they are running.
- Terms are four (4) years unless one is filling an unexpired term.
- Councilors must take an Oath of Office before commencing duties.
- Councilors attend multiple city meetings each month.
- Councilors must file an annual "Statement of Economic Interest" with the Oregon Government Ethics Commission (OGEC).

## How to File for Candidacy – Candidates Filing by Petition

Approved candidate filing forms are available from the City Recorder/Elections Officer, or you may download them directly from the State Elections Division website at

<http://sos.oregon.gov/elections/Pages/electionforms.aspx>.

**Step #1:** Establish your Candidate Committee with the Secretary of State, Elections Division. These forms may be submitted electronically via the ORESTAR system, visit: <http://sos.oregon.gov/elections/Documents/candidatequickguide.pdf>. Please refer to the Campaign Finance Manual or contact the Secretary of State's office for questions on Candidate Committee, 503-986-1518. Possible forms you may require to file are **Form SEL 220: Statement of Organization for Candidate Committee** (NOTE: SEL 220 must be filed within three (3) business days of receiving a campaign contribution or making an expenditure) and form **PC 7**; Certificate of Limited Corporate Paid-in-Capital. **\*\*Check with Secretary of State to confirm the requirement of Candidate Committee Forms\*\***

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**Step #2:** File the following two forms with the City Elections Officer (City Recorder):

1. **Form SEL 101: Candidate Filing**  
<http://sos.oregon.gov/elections/Documents/SEL101.pdf>, and
2. **Form SEL 121: Candidate Signature Sheet – Nonpartisan**  
<http://sos.oregon.gov/elections/Documents/SEL121.pdf>

According to the City Charter, all nomination papers comprising a petition shall be assembled and filed together with the City Elections Officer. For the Nov. 8, 2022, general election the filing window is **June 1** through **August 30** (But the recommended deadline to submit signatures for verification to the city elections officer is **August 23**).

**All signature sheets (SEL 121) must be approved in writing by the City Elections Officer, before circulating.** Please contact the City Recorder/Elections Officer at 503-435-5702 or email [Claudia.Cisneros@mcminnvilleoregon.gov](mailto:Claudia.Cisneros@mcminnvilleoregon.gov) to arrange a time to review and approve your signature sheet. Once your SEL 121 has been approved, you may start collecting signatures. Failure to obtain approval prior to circulation will result in the rejection of those signature sheets.

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**Step #3:** The City's Elections Officer **reviews the prospective petition and provides written approval** prior to the candidate circulating the signature sheets.

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**Step #4:** **The Candidate (or circulator) Circulates the Approved Signature Sheets**  
The candidate (or circulator) circulates approved petition sheets (**SEL 121**) to collect signatures following the guidelines in the State's Candidate Manual. The McMinnville City Charter requires candidates to acquire a minimum of fifty (50) valid signatures from the ward in which the council person is a candidate in order to qualify for the ballot. It is recommended that more than fifty (50) signatures be collected.

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**Step #5** **Signature Sheets are Submitted to the City Elections Officer**  
When a sufficient number of signatures have been collected, the candidate must submit the unverified signatures to the City Elections Officer (City Recorder). The City Elections Officer will assist you in completing **Form SEL 338**. The City Elections Officer will then submit SEL 338 and the signatures to the Yamhill County Elections Office for verification.

Candidates are strongly encouraged to submit signatures well in advance of the filing deadline, as verification can take up to a few days. The city recommends the following deadline of **August 23, 2022**, to ensure the August 30<sup>th</sup> deadline is met. Petitions with **insufficient** signatures will be returned to the candidate to acquire more signatures provided the filing deadline has not passed.

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**Step #6** Once all forms have been filed with the City Elections Officer, the Candidates has five days to sign an Acceptance of Nomination Form. The City Elections Officer will provide you with this form.

### **Follow Campaign Finance Reporting Requirements**

As required by state law, candidates must follow campaign finance reporting requirements. Visit <http://sos.oregon.gov/elections/Pages/manuals-tutorials.aspx> for the candidate “Quick Guide” on campaign finance reporting in Oregon and the [Campaign Finance Manual](#). Be sure to review the contribution and expenditure reporting requirements and observe the filing deadlines. For detailed information regarding who must file and when, refer to the *Candidate Manual* or check with the local elections officer, Secretary of State at 503-986-1518, or Yamhill County Elections at 503-554-7850.

### **Campaign Finance for City Elections:**

The City of McMinnville passed a campaign finance Ordinance No. 5092 in April 2020 and then passed Ordinance No. 5096 to supersede the previous Ordinance relates to the election of City of McMinnville candidates (Mayor and City Councilors) by requiring campaign finance disclosures on candidate communication materials. For additional information please visit the dedicated webpage found here:

<https://www.mcminnvilleoregon.gov/citycouncil/page/campaign-finance-city-elections>

### **Withdrawal of Candidacy or Nomination**

To withdraw from candidacy or nomination, a candidate must file a **SEL 150** Candidate Filing Withdrawal form with the City Elections Officer no later than **September 2, 2022**, for the **November 8, 2022**, General Election. Form **SEL 150** may be downloaded from <http://sos.oregon.gov/elections/Documents/SEL150.pdf>

### **The County Voters’ Pamphlet**

Each candidate is responsible for their own voters’ pamphlet submission with Yamhill County which generally includes a current photograph, brief biography, and a statement on issues. City Candidates’ deadline to file a Voter’s Pamphlet statement is **September 12, 2022**. You may find the forms under “Voters’ Pamphlet Filing”

<https://www.co.yamhill.or.us/content/candidatecommittee-resources>

### **Political Signs and Printed Material**

Please refer to City of McMinnville document titled Temporary Signs “McMinnville Political Signs” for information.

### **Miscellaneous**

All forms for City elections that are filed with and maintained by the City Elections Officer and are a matter of public record.

As the Elections Officer for the City of McMinnville, the City Recorder is available as a resource during your candidacy. Please call City Recorder Claudia Cisneros at 503-435-5702 if you have any questions on the election process or contact her by e-mail at [claudia.cisneros@mcminvilleoregon.gov](mailto:claudia.cisneros@mcminvilleoregon.gov).

### **Internet Resources**

[McMinnville City Charter](#)

[Yamhill County Elections Website](#)

[Oregon Secretary of State Elections Website](#)

[2022 Elections Calendar – Yamhill County](#)

[2022 County District City Candidate Manual - SOS](#)

[2022 Campaign Finance Manual – SOS](#)

[McMinnville Political Signs](#)



GEOGRAPHIC INFORMATION SYSTEM

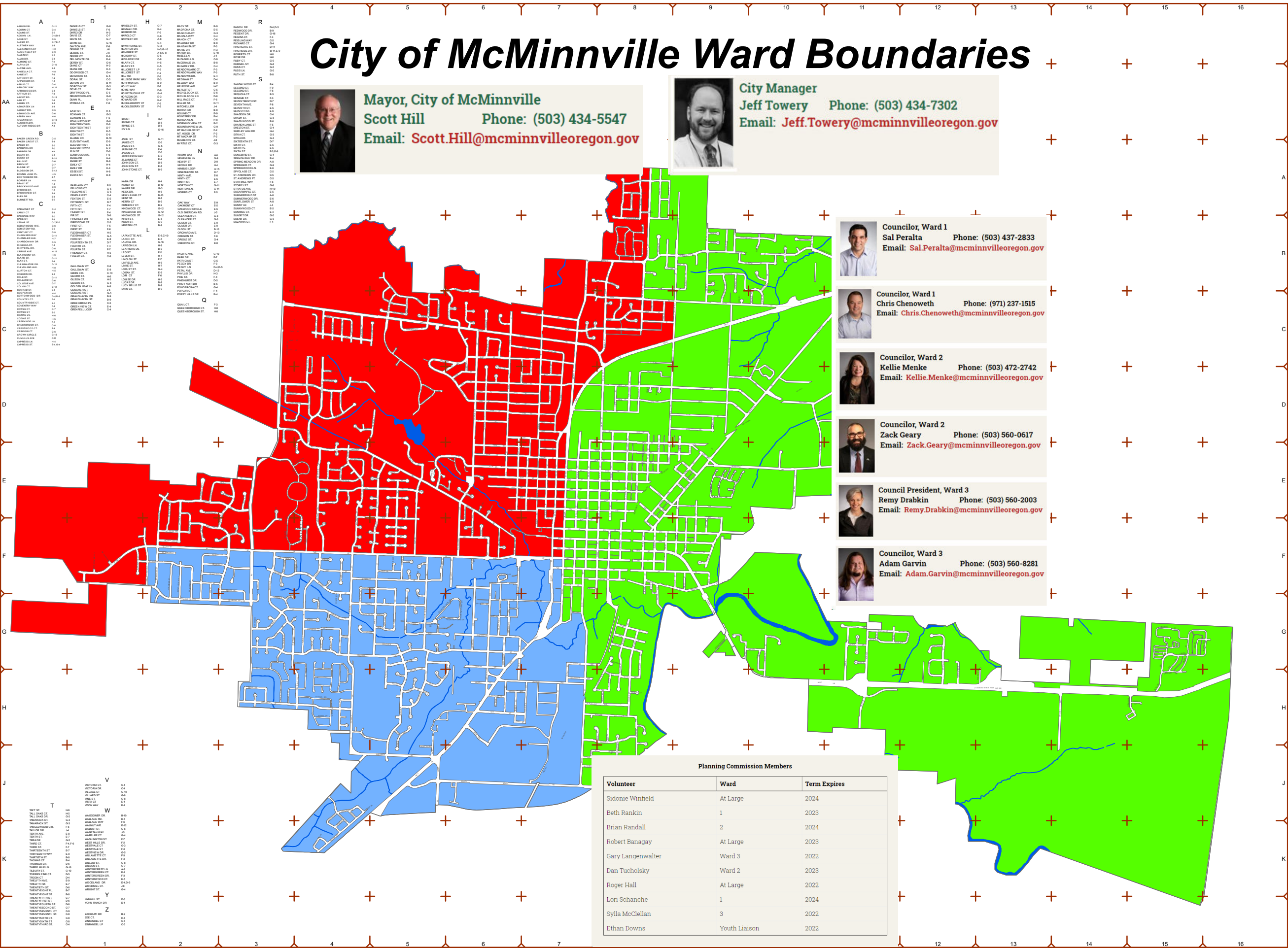
# City of McMinnville Ward Boundaries



**Mayor, City of McMinnville**  
**Scott Hill** Phone: (503) 434-5547  
 Email: [Scott.Hill@mcminnvilleoregon.gov](mailto:Scott.Hill@mcminnvilleoregon.gov)



**City Manager**  
**Jeff Towery** Phone: (503) 434-7302  
 Email: [Jeff.Towery@mcminnvilleoregon.gov](mailto:Jeff.Towery@mcminnvilleoregon.gov)



**Legend**

- Wards**
- Ward 1
  - Ward 2
  - Ward 3



January 2019

**Councilor, Ward 1**  
**Sal Peralta** Phone: (503) 437-2833  
 Email: [Sal.Peralta@mcminnvilleoregon.gov](mailto:Sal.Peralta@mcminnvilleoregon.gov)

**Councilor, Ward 1**  
**Chris Chenoweth** Phone: (971) 237-1515  
 Email: [Chris.Chenoweth@mcminnvilleoregon.gov](mailto:Chris.Chenoweth@mcminnvilleoregon.gov)

**Councilor, Ward 2**  
**Kellie Menke** Phone: (503) 472-2742  
 Email: [Kellie.Menke@mcminnvilleoregon.gov](mailto:Kellie.Menke@mcminnvilleoregon.gov)

**Councilor, Ward 2**  
**Zack Geary** Phone: (503) 560-0617  
 Email: [Zack.Geary@mcminnvilleoregon.gov](mailto:Zack.Geary@mcminnvilleoregon.gov)

**Council President, Ward 3**  
**Remy Drabkin** Phone: (503) 560-2003  
 Email: [Remy.Drabkin@mcminnvilleoregon.gov](mailto:Remy.Drabkin@mcminnvilleoregon.gov)

**Councilor, Ward 3**  
**Adam Garvin** Phone: (503) 560-8281  
 Email: [Adam.Garvin@mcminnvilleoregon.gov](mailto:Adam.Garvin@mcminnvilleoregon.gov)

**Planning Commission Members**

Volunteer	Ward	Term Expires
Sidonie Winfield	At Large	2024
Beth Rankin	1	2023
Brian Randall	2	2024
Robert Banagay	At Large	2023
Gary Langenwalter	Ward 3	2022
Dan Tucholsky	Ward 2	2023
Roger Hall	At Large	2022
Lori Schanche	1	2024
Sylla McClellan	3	2022
Ethan Downs	Youth Liaison	2022


For questions or additional information, please call (503) 434-7405.

City of McMinnville  
 Engineering Department  
 230 NE Second St  
 McMinnville, OR 97128  
 (503) 434-7312

# County, City, and District Candidate Manual

*Published by*

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Salem, OR 97310-0722

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*Adopted by*

Oregon Administrative Rule No. 165-010-0005



## Secretary of State

Elections Division Rev. 01/2022

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# Using This Manual

## Icons

The following icons are used in this manual to emphasize information:



**alert icon**  
indicates alert; warning; attention needed



**info icon**  
indicates additional information



**deadline icon**  
indicates a deadline



**petition sheet icon**  
indicates a reference to a signature sheet



**form icon**  
indicates a reference to a form



**search icon**  
indicates information located elsewhere


## Help

For help, please contact:

Elections Division  
255 Capitol St NE Suite 501  
Salem OR 97310

 **503 986 1518**  
**fax 503 373 7414**

 [elections.sos@sos.oregon.gov](mailto:elections.sos@sos.oregon.gov)  
 [www.oregonvotes.gov](http://www.oregonvotes.gov)

 **1 866 673 8683**  
se habla español

**tty 1 800 735 2900**  
for the hearing impaired

## Other Assistance

For city candidate assistance contact your city administrator or city recorder (auditor). For county and district candidate assistance, contact your county:

### Baker County

1995 Third St, Ste 150  
Baker City, OR 97814-3365  
541-523-8207/TTY 800-735-2900  
[skirby@bakercounty.org](mailto:skirby@bakercounty.org)

### Benton County

4500 Research Way  
Corvallis, OR 97333  
541-766-6756/TTY 541-766-6080  
[elections@co.benton.or.us](mailto:elections@co.benton.or.us)

### Clackamas County

1710 Red Soils Ct, Ste 100  
Oregon City, OR 97045-4300  
503-655-8510/TTY 503-655-1685  
[elections@co.clackamas.or.us](mailto:elections@co.clackamas.or.us)

### Clatsop County

820 Exchange St, Ste 220  
Astoria, OR 97103-4609  
503-325-8511/TTY 800-735-2900  
[clerk@co.clatsop.or.us](mailto:clerk@co.clatsop.or.us)

### Columbia County

Courthouse 230 Strand St.  
St Helens, OR 97051-2040  
503-397-3796/TTY 503-397-7246  
[elections@columbiacountyor.gov](mailto:elections@columbiacountyor.gov)

### Coos County

Courthouse 250 N Baxter St.  
Coquille, OR 97423-1875  
541-396-7610/TTY 800-735-2900  
[coosclerk@co.coos.or.us](mailto:coosclerk@co.coos.or.us)

### Crook County

Courthouse 300 NE Third St, Rm 23  
Prineville, OR 97754-1919  
541-447-6553/TTY 541-416-4963  
[elections@co.crook.or.us](mailto:elections@co.crook.or.us)

### Curry County

94235 Moore St, Ste 212  
Gold Beach, OR 97444-97055  
541-247-3297 or 877-739-4218  
[clerk@co.curry.or.us](mailto:clerk@co.curry.or.us)

### Deschutes County

PO Box 6005  
Bend, OR 97708-6005  
541-388-6547/TTY 1-800-735-2900  
[elections@deschutes.org](mailto:elections@deschutes.org)

### Douglas County

PO Box 10  
Roseburg, OR 97470-0004  
541-440-4252/TTY 1-800-735-2900  
[elections@co.douglas.or.us](mailto:elections@co.douglas.or.us)

### Gilliam County

PO Box 427  
Condon, OR 97823-0427  
541-384-2311/TTY 800-735-2900  
[ellen.wagenaar@co.gilliam.or.us](mailto:ellen.wagenaar@co.gilliam.or.us)

**Grant County**

201 S Humbolt, Ste 290  
Canyon City, OR 97820-6186  
541-575-1675  
[percycb@grantcounty-or.gov](mailto:percycb@grantcounty-or.gov)

**Harney County**

450 N Buena Vista Ave, Ste 14  
Burns, OR 97720-1565  
541-573-6641  
[derrin.robinson@co.harney.or.us](mailto:derrin.robinson@co.harney.or.us)

**Hood River County**

601 State St  
Hood River, OR 97031-1871  
541-386-1442/TTY 800-735-2900  
[elections@hoodrivercounty.gov](mailto:elections@hoodrivercounty.gov)

**Jackson County**

1101 W Main St, Ste 201  
Medford, OR 97501-2369  
541-774-6148/TTY 800-735-2900  
[elections@jacksoncounty.org](mailto:elections@jacksoncounty.org)

**Jefferson County**

Courthouse 66 SE D St, Ste C  
Madras, OR 97741-1739  
541-475-4451/TTY 800-735-2900  
[kate.zemke@co.jefferson.or.us](mailto:kate.zemke@co.jefferson.or.us)

**Josephine County**

PO Box 69  
Grants Pass, OR 97528-0203  
541-474-5243/TTY 1-800-735-2900  
[clerk@josephinecounty.gov](mailto:clerk@josephinecounty.gov)

**Klamath County**

305 Main St  
Klamath Falls, OR 97601-6332  
541-883-5134/TTY 800-735-2900  
[elections@klamathcounty.org](mailto:elections@klamathcounty.org)

**Lake County**

513 Center St.  
Lakeview, OR 97630-1539  
541-947-6006/ TTY 800-735-2900  
[sgeaney@co.lake.or.us](mailto:sgeaney@co.lake.or.us)

**Lane County**

275 W 10th Ave.  
Eugene, OR 97401-3008  
541-682-4234  
[elections@lanecountyor.gov](mailto:elections@lanecountyor.gov)

**Lincoln County**

225 W Olive St, Rm 201  
Newport, OR 97365-3811  
541-265-4131/TTY 800-735-2900  
[countyclerk@co.lincoln.or.us](mailto:countyclerk@co.lincoln.or.us)

**Linn County**

PO Box 100  
Albany, OR 97321-0031  
541-967-3831/TTY 800-735-2900  
[sdruckenmiller@co.linn.or.us](mailto:sdruckenmiller@co.linn.or.us)

**Malheur County**

251 B St. W, Ste 4  
Vale, OR 97918-1375  
541-473-5151/TTY 800-735-2900  
[countyclerk@malheurco.org](mailto:countyclerk@malheurco.org)

**Marion County**

PO Box 14500  
Salem, OR 97309-5036  
503-588-5041 or 800-655-5388  
TTY 503-588-5610  
[elections@co.marion.or.us](mailto:elections@co.marion.or.us)

**Morrow County**

PO Box 338  
Heppner, OR 97836-0338  
541-676-5604/TTY 800-735-2900  
[elections@co.morrow.or.us](mailto:elections@co.morrow.or.us)

**Multnomah County**

1040 SE Morrison St  
Portland, OR 97214-2495  
503-988-3720/ TTY 800-735-2900  
[elections@multco.us](mailto:elections@multco.us)

**Polk County**

850 Main St, Rm 201  
Dallas, OR 97338-3179  
503-623-9217/TTY 800-735-2900  
[clerk.elections@co.polk.or.us](mailto:clerk.elections@co.polk.or.us)

**Sherman County**

PO Box 243  
Moro, OR 97039-0365  
541-565-3606/TTY 800-735-2900  
[countyclerk@shermancounty.net](mailto:countyclerk@shermancounty.net)

**Tillamook County**

201 Laurel Ave.  
Tillamook, OR 97141-2311  
503-842-3402/TTY 800-735-2900  
[clerk@co.tillamook.or.us](mailto:clerk@co.tillamook.or.us)

**Umatilla County**

216 SE 4th St, Ste 18  
Pendleton, OR 97801-2699  
541-278-6254/TTY 800-735-2900  
[elections@umatillacounty.net](mailto:elections@umatillacounty.net)

**Union County**

1001 Fourth St, Ste D  
La Grande, OR 97850-2100  
541-963-1006/TTY 800-735-2900  
[clerk@union-county.org](mailto:clerk@union-county.org)

**Wallowa County**

101 S River St, Ste 100  
Enterprise, OR 97828-1335  
541-426-4543, option 5/TTY 800-735-2900  
[slathrop@co.wallowa.or.us](mailto:slathrop@co.wallowa.or.us)

**Wasco County**

511 Washington St, Rm 201  
The Dalles, OR 97058-2237  
541-506-2530/TTY 800-735-2900  
[countyclerk@co.wasco.or.us](mailto:countyclerk@co.wasco.or.us)

**Washington County**

2925 NE Aloclek Dr, Ste 170  
Hillsboro, OR 97124  
503-846-5800/TTY 800-735-2900  
[elections@co.washington.or.us](mailto:elections@co.washington.or.us)




**Wheeler County**

PO Box 327  
Fossil, OR 97830-0327  
541-763-2374/TTY 800-735-2900  
[bsnowpotter@co.wheeler.or.us](mailto:bsnowpotter@co.wheeler.or.us)





**Yamhill County**

414 NE Evans St  
McMinnville, OR 97128-4607  
503-434-7518/TTY 800-735-2900  
[elections@co.yamhill.or.us](mailto:elections@co.yamhill.or.us)

## 2022 Local Elections Calendar

 Last day for		Primary Election <b>March 8</b>	Primary Election <b>May 17</b>	General Election <b>August 23</b>	General Election <b>November 8</b>
<b>County Elections Official to Publish</b>					
→ notice of district board election (ORS 255.075)	November 27	January 27	May 13	July 21	
 Regular district elections are generally held in May of odd numbered years. Districts should contact the county elections official of the county in which the district's administrative office is located for election information.					
<b>County, City or District Candidates to file with Local Elections Official</b>					
→ a declaration of candidacy and required filing fee	January 6	March 8	June 23	August 30	
or					
→ a verified nominating petition containing 100% of the required number of signatures					
→ a statement for inclusion in county voters' pamphlet	January 10	March 10	June 27	September 1	
→ a statement for inclusion in county voters' pamphlet if the candidate files candidacy with governing body other than county clerk	January 10	March 21	June 27	September 12	
 <b>District Candidates:</b> The enabling statutes, or principal act, of a district specifies how board members are elected. Most districts, as defined in ORS 255.012, elect board members at the regular district election which is held in May of odd numbered years or at the Primary or General Election. As provided for in ORS 255.235(2)(a), the March and September deadlines included above are only applicable if the election is a district's first election to elect board member and are not included in the daily calendar.					

## 2023 Local Elections Calendar

 Last day for		<b>March 14</b>	<b>May 16</b>	<b>August 22</b>	<b>November 7</b>
<b>County Elections Official to Publish</b>					
→ notice of district board election (ORS 255.075)	December 2, 2022	February 3	May 12	July 28	
 Regular district elections are generally held in May of odd numbered years. Districts should contact the county elections official of the county in which the district's administrative office is located for election information.					
<b>Candidates to file with County Elections Official</b>					
→ verified signatures or \$10 filing fee (ORS 255.235)	January 12	March 16	June 22	September 7	
→ statement for inclusion in county voters' pamphlet	January 17	March 20	June 26	September 11	
 <b>County and City Candidates:</b> Deadlines applicable to county and city office are not included on this calendar. Candidates for those offices, unless otherwise provided for by charter or ordinance, are elected at the primary or general election. If a county or city charter provides for candidates to be elected at an election other than the primary or general election but does not specify a deadline or adopts the statutory filing deadline, ORS 249.722 applies.					
 <b>District Candidates:</b> The enabling statutes, or principal act, of a district specifies how board members are elected. Most districts, as defined in ORS 255.012, elect board members at the regular district election which is held in May of odd numbered years or at the Primary or General Election. The March, September and November deadlines included above, are only applicable if the election is a district's first election to elect board member (ORS 255.235(2)(a)). They are not included in the daily calendar.					

# Getting Started

## Types of Public Office

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There are two types of public office in Oregon, partisan and nonpartisan.

### Partisan Offices

A partisan office is an office for which a candidate may be nominated by a major or minor political party or as a nonaffiliated candidate.

Partisan offices include:

- County Commissioner (unless county home rule charter or ordinance specifies otherwise) and
- Precinct Committeeperson.

### Nonpartisan Offices

A nonpartisan office is an office for which a candidate does not run under the name of any political party. All candidates for nonpartisan office must run in the primary election.

Nonpartisan offices include:

County Commissioner (unless county home rule charter or ordinance specifies otherwise), County Clerk, Sheriff, County Assessor, County Auditor, County Treasurer, County Tax Collector, County Surveyor, Justice of the Peace, Mayor, City Councilor, Municipal Judge, Board Member, Director of a District, All Special District offices, any elected office of a metropolitan service district under ORS chapter 268, and any office designated nonpartisan by a home rule charter or ordinance.

For local offices not listed, please contact the local elections official to determine whether the office is partisan or nonpartisan.

## Filing Methods for Public Office

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Generally, candidates may file for public office by:

- submitting a completed candidate filing form and paying the required filing fee, if any;

or

- submitting a nominating petition containing the required number of valid signatures.



A prospective petition may be filed at any time. However, candidates need to allow enough time for signature collection and signature verification to be completed by county elections officials prior to the filing deadline.



See the Filing Requirements on pages 9, 11, 20, 22 and 24 for filing fees and deadline to submit completed forms.

Candidate filing forms can be submitted by:

- mail;
  - fax;
- or
- as a scanned attachment to an email.

## Multiple Nominations to Public Offices

In Oregon, **candidates running for partisan office** may be nominated by multiple political parties. Candidates nominated by more than one party or by other nominating processes may select up to three parties or designations to be printed with their name on the general election ballot.

A candidate may designate the order in which the parties or designations will be listed, with two exceptions:

- If a political party nominates one of its members for a partisan office, that party will be listed first, followed by no more than two additional parties.
- If individual electors or an assembly of electors nominate a nonaffiliated candidate, “nonaffiliated” will be listed first, followed by no more than two additional parties.


When selecting political parties or other designations the following rules apply:

	<b>Candidate is nominated by:</b>	<b>Information and default order listed on ballot:</b>
<b>Member of political party</b>	Party of which the candidate is a member	The ballot lists this party first, followed by two or fewer additional parties in alphabetical order. The candidate may specify a different order for the additional parties.
	Party of which the candidate is not a member	The ballot lists three or fewer parties in alphabetical order. The candidate may specify a different order. If more than three parties nominate the candidate, the candidate may choose which appear.
<b>Not affiliated with any political party</b>	Individual or Assembly of Electors	The ballot lists “nonaffiliated” first, followed by two or fewer parties in alphabetical order. The candidate may specify a different order for parties. If more than two parties nominate the candidate, the candidate may choose which appear.
	Any political party	Three or fewer parties are listed in alphabetical order. If more than three parties nominate the candidate, the candidate may choose which appear.

## Running for Multiple Offices

Candidates can file for more than one position as long as the offices are:

- not on the same district board;
- not a city office on the same ballot;
- not for more than one precinct committeeperson office; and
- not a lucrative office;

 An office is considered lucrative if a salary or other compensation beyond expenses is attached to it; it is created by statute or the constitution; its holder exercises part of the sovereign power of government; it is a matter of public concern; and the position is not temporary or intermittent.

## Campaign Finance Reporting

Oregon campaign finance law may require candidates to establish a campaign account, file a Statement of Organization designating a candidate committee and file contribution and expenditure transactions with the Elections Division.

For further details on campaign finance reporting requirements, review:



The Campaign Finance Manual, and the ORESTAR User's Manuals available at [www.oregonvotes.gov](http://www.oregonvotes.gov).

## Qualifications for Public Office

The qualifications for public offices differ depending on the office. Before filing, the candidate should review the constitutional and statutory requirements for the office sought.



See the qualifications for most offices provided in each applicable section of this manual.

However, qualifications for city or district office are governed by city charter or ordinance or district by-laws and are not provided. Contact the local elections official for more information.

## Precinct Committeeperson Candidates

*ORS 248.015-248.029, 249.031, and 249.037*

### Qualifications for Precinct Committeeperson

All Candidates must be US Citizens and Registered Voters

Office	Age	Residency	Term of Office	Special Requirements	Vacancies
Precinct Committee-person	18	A candidate may be elected to represent the precinct in which they reside, an adjoining precinct in the same county or a precinct that is in the same county and the same state representative district as the precinct the candidate reside in ORS 248.015.	A precinct committee-person holds office from the 24th day after the primary to the 24th day after the next primary.	To be placed on the ballot, a candidate must be a member of the major political party by September 9, 2021.  A write-in candidate must be a member of the major political party for 180 days prior to the Primary election.  Any votes received for a write-in candidate will only be counted if an SEL 105D Write-In Candidate Declaration or SEL 105N Write-In Candidate Nomination is filed no later than May 17, 2022, 8 pm.  Any candidate must receive at least 3 votes to be elected to the office.	Vacancies are filled according to ORS 248.026.

## Filing Requirements for Precinct Committeeperson

Office	Filing Fee	First day to file	Last day to file	Last day to Withdraw
Precinct Committeeperson	None	*September 9, 2021	March 8, 2022	March 11, 2022
Write-In Declaration	None	*September 9, 2021	May 17, 2022, 8 pm	Not applicable
Write-In Nomination	None	*September 9, 2021	May 17, 2022, 8 pm	Not applicable

\*Even though September 9, 2021, is the official first day to file for office, due to the delay in receiving 2020 U.S. Census population data, precinct boundaries will not be finalized by September 9, 2021. As a result, the precinct associated with candidate’s address may change. Candidates are encouraged to wait until the precinct boundaries are final before filing.

It is the responsibility of the candidate to make sure they file in the correct precinct.

Any candidate who files a declaration of candidacy or write-in declaration (or any person who files a write-in nomination) before redistricting has been completed should contact the county elections office before the filing deadline to verify that they are a candidate in the correct precinct. If the candidate will not qualify in the redrawn precinct the original filing will need to be withdrawn (if applicable) and a new filing submitted in the correct precinct before the deadline.

## Filing Method for Precinct Committeeperson Candidate

A precinct committeeperson candidate must choose one of two methods of election and file the required form with the **county elections** official. They may also be nominated by another person, if the person resides in the same precinct, adjacent precinct, or house district as the candidate.



See the instructions for completing the required portions of the [Candidate Filing form](#) on page 31.

### Candidate Filing

A precinct committeeperson candidate who wants their name to appear on the ballot must file:



Form SEL 105 Candidate Filing – Precinct Committeeperson



A person may not hold office as a committeeperson in more than one precinct. A person may only file for one precinct committeeperson at the same election. Unless the person has withdrawn from the first filing, all filings are invalid. ORS 249.013

### Write-In Candidate Declaration

A precinct committeeperson candidate who wants to be elected by write-in votes must file:



Form SEL 105D Write-In Declaration – Precinct Committeeperson



Filing Form SEL 105D withdraws any precinct committeeperson candidate declaration previously filed for the same election. County elections officials will only count the write-in votes received by candidates who file Form 105D no later than 8 pm, May 17, 2022.

### Write-In Nomination

An elector who wants to nominate another elector as a write-in precinct committeeperson must file:




Form SEL 105N Write-In Nomination – Precinct Committeeperson


# County Candidates

## General Information


ORS 249.056

Candidates may file with the county elections office by paying a fee or by petition to obtain signatures.

 See the instructions for completing the required portions of the [Candidate Filing form on page 31](#).

 A prospective petition may be filed at any time. However, candidates need to allow enough time for signature collection and signature verification to be conducted by county elections officials prior to the filing deadline.

County charter requirements for county offices may differ. For information regarding specific candidate filing requirements for county office, contact the county elections official.


 A person may only file for one lucrative office at the same election. Unless the person has withdrawn from the first filing, all filings are invalid. ORS 249.013

## Partisan Office – County

ORS 249.031




### Qualifications

All Candidates must be US Citizens and Registered Voters

Office	Age	Residency	Term of Office	Special Requirements	Vacancies
<b>County Commissioner</b>	18	Resident of county one year prior to election ORS 204.016	4 years ORS 204.010	This is a partisan office unless a county home rule charter or ordinance deems it nonpartisan.  Contact the local elections official for further information.	County governing body appoints qualified person until successor is elected ORS 236.215


### Filing Requirements


All signatures must be of active registered voters within the district

Office	Major Party Fee or Required Signatures	Minor Party	Individual Electors	Assembly of Electors
 <b>First Day to File</b>	September 9, 2021	June 1, 2022	June 1, 2022	June 1, 2022
 <b>Last Day to File</b>	March 8, 2022	August 30, 2022	August 30, 2022	August 30, 2022
 <b>Last Day to Withdraw</b>	March 11, 2022	September 2, 2022	September 2, 2022	September 2, 2022
<b>County Commissioner</b>  Contact the local elections official for applicable charter or ordinance provisions that may supersede this information.	\$50 <b>or</b> The lesser of either 500 signatures or 2% of the number of votes cast in the county for US President by members of the candidate’s party	Nominating convention held in accordance with party bylaws and state law	Number of signatures equal to 1% of the number of votes cast in the county for US President	250 signatures obtained at a nominating convention held in one place, at one time, during a 12-hour period




## Major Party Candidates – County

 A candidate who files for a major political party office must have been registered to vote as a member of that political party by September 9, 2021. Exceptions are allowed if the candidate’s registration is inactive or the candidate will turn 18 between September 9, 2021 and March 8, 2022 ORS 249.046.

 A major political party candidate on the primary election ballot who is not nominated to the general election may not be the candidate of any other political party or become a nonaffiliated candidate for the same office at the general election. ORS 249.048

### Filing Methods for a Major Party Candidate Other than Precinct Committeeperson


*ORS 249.031*

 A person may only file for one lucrative office at the same election. Unless the person has withdrawn from the first filing, all filings are invalid. ORS 249.013

#### Filing by Fee

*ORS 249.056*

A candidate must file:


 Form SEL 101 Candidate Filing – Major Political Party or Nonpartisan;  
**and**

→ Pay the required filing fee, if any; See Filing Requirements on page 11.

#### File by Petition


*ORS 249.008, 249.020, 249.031, 249.035, and 249.061-249.076*

The following information provides instruction on collecting and submitting sufficient valid signatures to place the candidate’s name on the ballot.

 Violations of certain circulator requirements may result in conviction of a felony with a fine of up to \$125,000 and/or prison for up to 5 years. ORS 260.715

#### Prospective Petition

Prior to obtaining any signatures, candidates must file the following to begin the signature sheet approval process:

 Form SEL 101 Candidate Filing-Major Political Party or Nonpartisan marked “Prospective Petition”  
**and**

 Form SEL 102 Candidate Signature Sheet – Major Party.

 See Signature Sheet Requirements on page 27.

### Approval to Circulate

After receiving the completed forms, the elections official reviews for required information and if complete will provide written approval to circulate the prospective nominating petition that includes:

- petition number;
- number of signatures required; and
- filing deadline.



All signature sheets must be approved in writing by the elections official before circulating. Failure to do so will result in the rejection of the signature sheets.

### Required Signatures

County partisan candidate must have the lesser of either:

- 500 signatures;
- or
- 2% of the number of votes cast in the electoral district for president by members of the candidate's party.

### Complete Filing

To complete the filing process a candidate will:

- 1 ensure each signature sheet certification is signed and dated by the circulator;
- 2 submit the signature sheets with Form SEL 338 Petition Submission – Candidate, Voters' Pamphlet to the county elections official for verification allowing sufficient time for the verification process to be completed prior to the filing deadline.

### Candidate Filing Timeline



The 2022 Primary Election filing period is from September 9, 2021 to 5pm on March 8, 2022.

## Minor Party Candidates – County

### Filing Methods for a Minor Party Candidate

Minor political parties may nominate candidates for any partisan office, including federal, state, and county offices, as long as the party has been established within the electoral district and maintains ballot access.

A minor political party nominates candidates by convening a nominating convention that complies with party bylaws and state law. Candidates that are nominated by a recognized minor political party complete and file with the appropriate elections official the following:



Form SEL 110 Candidate Filing – Minor Political Party with the Candidates Nomination Certificate executed by a party officer and notarized.

## Nonaffiliated Candidates – County



To qualify for nomination by individual electors or to conduct an assembly of electors, a candidate cannot be registered to vote as a member of any political party as of March 3, 2022.

## Filing Methods for a Nonaffiliated Candidate

Candidates who are not a member of any political party may file for a partisan or nonpartisan office on the general election ballot by completing one of two processes:

→ Individual Electors

A nomination by individual voters involves obtaining a required number of valid signatures from registered voters

or

→ Assembly of Electors

An Assembly of Electors involves a gathering of registered voters in one place at one time to nominate candidates to partisan office.

### Individual Electors

*ORS 249.740*

To be nominated by individual electors the candidate must obtain a required number of valid signatures from active Oregon registered voters in the district.

#### 1 File a Prospective Petition

Prior to obtaining any signatures candidates must file the following forms to begin the signature sheet approval process:



Form SEL 114 Candidate Filing – Individual Electors marked Prospective Petition, designating circulator pay status

and



SEL 122 Candidate Signature Sheet – Individual Electors with all fields completed.



See Signature Sheet Requirements on page 27.

#### 2 Receive Approval to Circulate

If the form is complete, the elections official will give written approval that includes:

→ petition number;

→ number of signatures required; and

→ filing deadline.



All signature sheets must be approved in writing by the elections official before circulating. Failure to do so will result in the rejection of the signature sheets.

#### 3 Gather Petition Signatures

Once the petition has been approved to circulate, but before collecting any signatures, a candidate must review with all circulators the legal requirements and guidelines for circulating the candidate nominating petition.




See Guidelines for Circulation on page 28.



Violations of certain circulator requirements may result in conviction of a felony with a fine of up to \$125,000 and/or prison for up to 5 years. ORS 260.715 and 260.993

After reviewing the legal requirements and guidelines for circulating the nominating petition, a candidate may begin gathering signatures.

 Failure to comply with the legal requirements will result in rejection of those sheets.

A candidate is advised to obtain more than the required number of signatures to ensure the petition has a sufficient number of valid signatures.

#### 4 Complete the Petition

Allow sufficient time for the verification process to be completed prior to the filing deadline.

Before submitting signature sheets for verification, the candidate must:

- ensure each signature sheet certification is signed and dated by the circulator; and
- sort the signature sheets by county, if required;

#### 5 Signature Verification


To complete the petition process a candidate must file with the appropriate elections official:

 Form SEL 338 Petition Submission – Candidate, Voters’ Pamphlet;

and

- the signature sheets that contain at least 100% of the required number of signatures.


The elections official reviews each signature sheet to ensure that sheets are sorted by county if required and that the circulator’s certification is sufficient. After reviewing the signature sheets the elections official tabulates the number of valid signatures contained on the accepted signature sheets.


 If the elections official determines the petition does not contain the required number of valid signatures and the filing deadline has not passed, the candidate may submit additional signatures.

### Assembly of Electors

*ORS 249.735*

An Assembly of Electors is a nominating convention of active Oregon registered voters who gather in one place, on a single day during a single 12-hour period. A presiding officer conducts the assembly, and the assembly secretary records nominations in the minutes. The minutes also include the signatures of the assembly participants. Those signatures are submitted to the elections official.

 The presiding officer must coordinate the date, time, and place of the assembly with the elections official, so elections staff can attend and supervise the nominating convention.

 See the [Filing Requirements](#) section for a list of required signatures and the deadline to submit completed forms.

#### 1 File a Prospective Petition

The candidate or presiding officer must file Form SEL 115 Candidate Filing – Assembly of Electors. Only by the candidate should sign the form.

#### 2 Receive Approval to Schedule the Assembly

If the form is complete, the elections official will give written approval to schedule the Assembly of Electors.

### 3 Determine the Logistics for the Assembly

The candidate or presiding officer must coordinate with the elections official to:

- determine a mutually convenient time to conduct the assembly;
- review assembly requirements;
- provide final signature sheets for approval; **and**
- file copy of published notice.

### 4 Publish a Notice of Assembly

Next, the candidate or presiding officer must publish a notice of the Assembly of Electors at least once in at least three newspapers of general circulation in the electoral district for which the assembly will nominate a candidate.

The notice must contain:

- the time and place of the assembly;
- the office or offices for which nominations will be made; **and**
- the names and addresses of at least 25 active Oregon registered voters who want to have the assembly and who are eligible to participate;
- before publishing the notice, the candidate or presiding officer may submit the 25 names to the elections official to confirm that they are active registered voters.

### 5 File the Notice of Assembly

To receive final approval to convene the assembly, the candidate or presiding officer must file a copy of the published notice with elections official.



The candidate or presiding officer must publish the notice and file it with the elections official no later than ten days before the nominating convention. ORS 249.735(3).



If the published notice is not filed on time or does not meet the requirements described above, the Assembly of Electors will be cancelled. The candidate or presiding officer may reschedule the assembly in coordination with the elections official and may hold the assembly once all the requirements are met.

### 6 Get Affidavits to Prove the Notice was Published

The candidate or presiding officer must get an affidavit from each of the newspapers where the notice is published, to prove that the notice was published, as required. Each affidavit should attach to a copy of the notice and be signed by one of the following:

- the newspaper's owner; **or**
- the newspaper's editor; **or**
- the newspaper's publisher; **or**
- the newspaper's manager; **or**
- the newspaper's advertising manager; **or**
- the principal clerk of the owner or editor or manager; **or**
- the newspaper's printer or the printer's foreperson.



The candidate or presiding officer should not submit the affidavit with the filed notice. They should keep it and submit it to the elections official when they file the completed petition after the Assembly of Electors.

## 7 Receive Approval to Hold the Assembly

Once the candidate or presiding officer files a copy of the published notice (see Step 5, above), the elections official will review it for completeness. If complete, the elections official will give approval, in writing, to hold the Assembly of Electors. The approval document will include:

- the petition number; and
- the number of required signatures; and
- the filing deadline; and
- a signature sheet template, to use for gathering signatures.

## 8 Hold the Assembly of Electors

The presiding officer is advised to invite more than the required number of participants, to ensure that the minutes include enough valid signatures from active voters. After starting the assembly, the presiding officer must explain that:

- the nominating convention is held in one day in one location and is completed within 12 hours or the process must begin again;
  - the assembly participants must be active Oregon registered voters within the electoral districts from which the assembly is nominating candidates;
  - the assembly may only nominate candidates for offices published in the notice;
  - the candidate who receives the highest number of votes for an office will be the assembly's nominee for that office;
  - only assembly participants who are active registered voters may sign the signature sheets;
- and**
- once the required number of active registered voters are present to participate, they must remain in the assembly until candidates have been nominated, signature sheets are signed, and the convention is adjourned.

## 9 Filing a Vacancy in Nomination(s)

If a vacancy in nomination occurs, it may be filled in either of the following ways:

- The presiding officer may reconvene the assembly following the same rules as the original assembly. **or**
- The original assembly must vote to appoint the committee to whom the assembly will delegate the authority to fill vacancies. A committee designated by the original assembly may select a nominee to fill the vacancy. The assembly is considered the same assembly if the presiding officer and secretary are the same as during the original assembly. The committee only has the authority to select a nominee to fill the vacancy if the petition has the required number of signatures.

The presiding officer, or the committee, must file with the elections official a certificate of nomination designating the nominee to fill the vacancy.





The vacancy must be filled no later than the 70th day before the general election, August 30, 2022.

## 10 Adjourn the Assembly of Electors

After the assembly has completed the nomination process and selected the committee to fill vacancies, if any, the assembly is adjourned. The elections official collects all completed signature sheets and stamps each sheet under the last signature line signed to ensure no additional signatures are added. The signature sheets will be returned to the presiding officer.

## 11 Complete the Petition, Signature Verification

To complete the petition process the candidate or presiding officer must submit to the elections official:

-  Notarized form [SEL 115 Candidate Filing – Assembly of Electors](#) with the Certificate of Nomination executed by the presiding officer and secretary of the assembly;
  -  The Certificate of Nomination may be executed and notarized on a copy of the [SEL 115](#) originally submitted. If executed and notarized on a new [SEL 115](#), all sections of the form must be completed in their entirety.
- signature sheets that contain at least 100% of required number of signatures;
- and**
- proof of published notice affidavit(s).

The candidate or presiding officer submits signature sheets to the appropriate county elections official for verification allowing sufficient time for the verification process to be completed prior to the filing deadline.

Before submitting the signature sheets for verification, the presiding officer must:

- ensure each signature sheet certification is signed and dated by the circulator and
- sort the signature sheets by county, if required.

The county elections official verifies the original signatures against the voters' registration record.

## 12 Signature Tally

The elections official tabulates the number of valid signatures contained on the accepted signature sheets and notifies the candidate and presiding officer of the final tally.

# Nonpartisan Office – County


ORS 249.031


In a county nonpartisan race, a candidate does not run as a member of a political party. County nonpartisan offices include Justice of the Peace, County Clerk, County Assessor, County Treasurer, and Sheriff; it may also include County Commissioner. ORS 249.002. Check with the County Clerk for specific qualifications.

## Qualifications

All Candidates must be US Citizens and Registered Voters

Office	Age	Residency	Term of Office	Special Requirements	Vacancies
<b>Assessor</b>	18	Resident of county one year prior to election ORS 204.016	4 years ORS 204.010	The candidate must be a registered appraiser or an appraiser trainee; have two years accounting experience or two years employment in an appraiser's office; and be certified to be eligible by the Dept. of Revenue. ORS 204.016(4)	County governing body appoints qualified person to serve until successor is elected ORS 236.210
<b>Auditor</b>	18	Resident of county one year prior to election ORS 204.016	4 years ORS 204.010	Must be a registered CPA	County governing body appoints qualified person to serve until successor is elected ORS 236.210
<b>Clerk</b>	18	Resident of county one year prior to election ORS 204.016	4 years OR Const., Art VI, §6		County governing body appoints qualified person to serve until successor is elected ORS 236.210
<b>Sheriff</b>	21	Resident of county one year prior to election ORS 204.016	4 years OR Const., Art VI, §6	Proof of certification or eligibility for certification by the Department of Public Safety Standards and Training must be provided to the filing officer no later than the 61 <sup>st</sup> day prior to the election. Exceptions may apply. ORS 206.015 (3) and (4)	County governing body appoints qualified person to serve until successor is elected ORS 236.210
<b>Treasurer</b>	18	Resident of county one year prior to election ORS 204.016	4 years OR Const., Art VI, §6		County governing body appoints qualified person to serve until successor is elected ORS 236.210
<b>Justice of the Peace</b>	18	Resident of state 3 years and residence or office in district one year prior to appointment or becoming a candidate ORS 51.240	6 years (must retire at end of calendar year in which judge attains the age of 75) OR Const., Art VII §1a	If not a member of the state bar, must take 30 hours of continuing education every 2 calendar years ORS 51.245	Governor appoints qualified person to serve until successor is elected ORS 51.260

 County Commissioner is a partisan office unless a county home rule charter or ordinance deems it nonpartisan. Contact the local elections official for further information.

 Qualifications for county, city, or district office may be governed by county or city charter or ordinance or district by-laws and are not provided. For those offices or any other office not listed in these tables, contact the local elections official for the required qualifications.



## Filing Requirements

All signatures must be of active Oregon registered voters within the district

	Primary Election	General Election	Regularly Scheduled District Election
<b>First Day to File</b>	September 9, 2021	June 1, 2022	February 4, 2023
<b>Last Day to File</b>	March 8, 2022	August 30, 2022	March 16, 2023
<b>Last Day to Withdraw</b>	March 11, 2022	September 2, 2022	March 16, 2023
<b>Office</b>	<b>Fee</b>	<b>Required Signatures</b>	
<b>Justice of the Peace</b>	Free ORS 249.056 (2)		
<b>Assessor, Auditor, Clerk, Sheriff or Treasurer</b>	\$50	or	The lesser of either 500 signatures or 1% of the number of votes cast in the district for governor at the last election at which the Governor was elected to a full term.
Contact the local elections official for applicable charter or ordinance provisions that may supersede this information			

## Filing Methods for a Nonpartisan Office Candidate

ORS 249.020

A person may only file for one lucrative office at the same election. Unless the person has withdrawn from the first filing, all filings are invalid. ORS 249.013

### Filing by Fee

ORS 249.056

A candidate files form SEL 101, and pays the required filing fee, if any. See Filing Requirements above.

### File by Petition

ORS 249.008, 249.020, 249.031, 249.035, and 249.061-249.076

The following information provides instruction on collecting and submitting sufficient valid signatures to place the candidate’s name on the ballot.

Violations of certain circulator requirements may result in conviction of a felony with a fine of up to \$125,000 and/or prison for up to 5 years. ORS 260.715 and 260.993

### Prospective Petition

Prior to obtaining any signatures, candidates must file the following forms to begin the signature sheet approval process:

- SEL 101 Candidate Filing-Major Political Party or Nonpartisan marked “Prospective Petition”
- and
- SEL 121 Candidate Signature Sheet – Nonpartisan.
- See Signature Sheet Requirements on page 27.

### Approval to Circulate

After receiving the required forms, the elections official reviews for required information and if complete will provide written approval to circulate the prospective nominating petition that includes:

- petition number;
- number of signatures required; and
- filing deadline.



All signature sheets must be approved in writing by the elections official before circulating. Failure to do so will result in the rejection of the signature sheets.

### Required Signatures

County nonpartisan candidates must have the lesser of either:

- 500 signatures
- or
- 1% of the number of votes cast in the electoral district for governor.

A nonpartisan candidate may obtain signatures from any active Oregon registered voter in the county, regardless of political party affiliation.

### Complete Filing

To complete the filing process a candidate will:

- 1 ensure each signature sheet certification is signed and dated by the circulator;
  - 2 submit the signature sheets to the county elections official for verification allowing sufficient time for the verification process to be completed prior to the filing deadline;
- and
- 3 file the signature sheets with the Form [SEL 338 Petition Submission – Candidate, Voters’ Pamphlet](#).

### Candidate Filing Timeline



The 2022 Primary Election filing period is from September 9, 2021 to 5pm on March 8, 2022.

# City Candidates

City candidates may file with the city elections office by paying a filing fee or by a petition containing signatures. The city elections official will verify qualification for a candidate prior to their name being placed on the ballot. If the candidate does not qualify for the position, the filing will be rejected and any fees will be refunded.

Qualifications and requirements set by city charter or ordinance may differ from state statutes. For more information and specific requirements, contact the city elections official before filing.

## Filing Requirements

	Primary Election	General Election
<b>First Day to File</b>	September 9, 2021	June 1, 2022
<b>Last Day to File</b>	March 8, 2022	August 30, 2022
<b>Last Day to Withdraw</b>	March 11, 2022	September 2, 2022
<b>Office</b>	<b>Fee</b>	<b>Required Signatures</b>
<b>City Office</b> Contact the local elections official to determine which election the office will appear on and for any applicable charter or ordinance provisions that may supersede this information.	Set by charter or ordinance <b>or</b>	The lesser of either 500 signatures or 1% of the number of votes cast in the district for governor at the last election at which the Governor was elected to a full term.

## Filing Methods for City Candidates

A person may only file for one lucrative office at the same election. Unless the person has withdrawn from the first filing, all filings are invalid. ORS 249.013

### File by Fee *ORS 249.056*

A candidate must file the following with the city elections office:

- Form SEL 101 Candidate Filing – Major Political Party or Nonpartisan
- and**
- pay the required filing fee, if any.

City candidate filing fees may be set by a city charter or ordinance. Check with your city elections official for more information.

### File by Petition *ORS 249.008, 249.020, 249.031, 249.035, and 249.061-249.076*

All signatures must be from active Oregon registered voters within the district.  
A candidate must allow sufficient time for signatures to be verified before the filing deadline.

Violations of certain circulator requirements may result in conviction of a felony with a fine of up to \$125,000 and/or prison for up to 5 years. ORS 260.715 and 260.993

The following forms must be completed and filed with the city elections office:

 SEL 101 Candidate Filing – Major Political Party or Nonpartisan marked “Prospective Petition”

**and**


 SEL 121 Candidate Signature Sheet – Nonpartisan.

 See Circulator and Petition Sheet Requirements on page 27.

### Approval to Circulate

After receiving the completed forms the elections official reviews for required information and if complete will provide written approval to circulate the prospective nominating petition that includes:

- petition number;
- number of signatures required; and
- filing deadline.

 All signature sheets must be approved in writing by the elections official before circulating. Failure to do so will result in the rejection of the signature sheets.

### Required Signatures

A candidate is advised to obtain more than the required number of signatures to ensure the petition contains a sufficient number of valid signatures.

City candidate must have the lesser of either:

→ 500 signatures

**or**

→ 1% of the votes cast in the electoral district for all candidates for Governor at the last election where the Governor was elected to a full term.

City charter or ordinance may have different requirements.

### Complete Filing

To complete the filing process a candidate must:

- 1 ensure each signature sheet certification is signed and dated by the circulator;
- 2 submit the signature sheets to the city elections official for verification allowing sufficient time for the verification process to be completed prior to the filing deadline;

**and**

- 3 file the signature sheets with Form SEL 338 Petition Submission – Candidate, Voters’ Pamphlet.

### Signature Verification

The city elections official will review signature sheets for sufficient circulator certification.


The city elections official will submit the signatures to the county elections official for signature verification.

The county elections official will:

- verify the original signatures against the voters’ current registration record **and**
- return the certified signature sheets to the city elections official.

The city elections official will notify the candidate of the results of the signature verification. If it is determined that there are not enough valid signatures and the filing deadline has not passed, the candidate may submit additional signatures.

### Candidate Filing Timeline

 If a city does not elect candidates at a primary election, the first day to file for office is June 1, 2022, and the deadline is 5 pm on August 30, 2022, for the November 8, 2022 General Election.

## District Candidates

ORS 255.235

District candidates may file with the county elections office by paying a filing fee or by petition to obtain signatures.

### Qualifications for District Offices

Contact the Elections Division for what procedures apply to candidates for a newly created district board. Before filing for district office, a candidate should contact the county elections official to review the statutory requirements for the office sought.

Special district statutory requirements may differ from general state elections requirements.

Soil and Water Conservation District candidates must contact the Oregon Department of Agriculture for information related to filing for candidacy.





Regular district elections to elect district board members are held at the May election in each odd-numbered year. For more information and specific requirements, contact the county elections official before filing.


Candidates for Metropolitan Service District (MSD) offices must follow the same process as state and county nonpartisan candidates.

### Filing Requirements for District Offices


Contact your county elections official to ensure all statutory requirements are met.

All signatures must be of active Oregon registered voters within the district.

	Primary Election	General Election	Regularly Scheduled District Election
 <b>First Day to File</b>	January 27, 2022	July 21, 2022	February 4, 2023
 <b>Last Day to File</b>	March 8, 2022	August 30, 2022	March 16, 2023
 <b>Last Day to Withdraw</b>	March 8, 2022	August 30, 2022	March 16, 2023
Office	Fee	Required Signatures	
 <b>District Office</b> District board members are elected at the regular district election in May of each odd-numbered year.	\$10	or	The lesser of either 25 signatures or 10% of the total number of active registered voters in the district.  Contact the local elections official for any applicable by-laws that may supersede this information.

 No person may be a candidate for more than one position on the same district board to be filled at the same election. ORS 249.013

## Filing Methods for District Candidates

 A person may only file for one lucrative office at the same election. Unless the person has withdrawn from the first filing, all filings are invalid. ORS 249.013

### File by Fee

ORS 249.056

A candidate will file:

 Form SEL 190 District Candidate Filing form

and

→ The appropriate filing fee.


### File by Petition


ORS 249.064, 249.076, 255.012, 255.235

A candidate must allow sufficient time to have the signatures verified before the filing deadline. A candidate nominating petition for a district candidate is not approved by the county elections official prior to circulation. Instead the district candidate uses the following signature sheet to gather signatures:

 Form SEL 121 Candidate Signature Sheet – Nonpartisan or

 See Circulator and Petition Sheet Requirements on page 27.

 Form SEL 338 Petition Submission – Candidate, Voters’ Pamphlet.

 Violations of certain circulator requirements may result in conviction of a felony with a fine of up to \$125,000 and/or prison for up to 5 years. ORS 260.715 and 260.993

### Complete Filing

To complete the filing process a candidate must:

- 1 obtain the required number of signatures, although obtaining more than the required number may help to ensure the petition contains a sufficient number of valid signatures;
  - 2 ensure each signature sheet certification is signed and dated by the circulator;
- and
- 3 submit the signature sheets to the appropriate county elections official for signature verification along with:

 Form SEL 190 Candidate Filing – District.

### Signature Verification

The county elections official reviews signature sheets for sufficient circulator certification and verifies the original signatures against the voters’ current registration record.

# Write-In Candidates

ORS 254.548

Oregon voters have the option of writing in the name of a candidate for any office instead of voting for a candidate printed on the ballot. Write-in votes are tallied together with a lump sum recorded for each office unless there is no candidate on the ballot, or the total number of write-in votes exceeds the candidate with the most votes.

A candidate seeking nomination or election to office by write-in does not complete any candidate filing forms but must qualify for the office and may be required to establish a campaign account and file a Statement of Organization designating a candidate committee.



See the [Campaign Finance Manual](#) and the [ORESTAR User’s Manuals](#) available at [www.oregonvotes.gov](http://www.oregonvotes.gov).

Prior to sending a notification to any person who is nominated or elected by write-in, the filing officer will conduct a review of the qualifications of the office. If the person who received the most votes does not qualify for the position, the office becomes vacant.

If any individual is nominated or elected by write-in votes, the procedures for accepting the nomination of office are explained in the following sections.

## Notification

The elections official notifies the candidate by sending:



Form [SEL 141 Write-In Candidate Acceptance](#)

## Acceptance of Nomination or Office

To accept the nomination or office, the candidate completes, signs, and returns form [SEL 141](#) to the elections official.

### Certificate of Nomination or Election

Upon receipt of the completed and signed [SEL 141](#) the elections official prepares and delivers a certificate of nomination or election to the candidate and if applicable, issues a proclamation of election.



### Deadline to Complete Write-In Process

	Primary Election	General Election	District Election
<b>Notification</b>	June 25, 2022	December 17, 2022	June 24, 2023
<b>Acceptance</b>	June 27, 2022	December 19, 2022	June 26, 2023
<b>Certificate</b>	July 1, 2022	December 23, 2022	June 30, 2023

## Vacancy

The procedures for the filling of vacancies in an elective public office or nomination are dependent on the office. A **vacancy in nomination** occurs when a candidate on the ballot becomes disqualified or dies (a candidate may only withdraw from the ballot after they have filed and up to the specified deadline for withdrawal). A **vacancy in office** occurs when the current office holder resigns, is recalled, becomes disqualified or dies.

For local elective public offices, the vacancy procedures are under the authority of the local jurisdiction and the Secretary of State, Elections Division does not generally provide advice or resolve disputes about those procedures. The Secretary of State, Elections Division has a role **only** in the vacancy procedures for **state offices**. These procedures differ depending on whether the public office is partisan or nonpartisan and also differ for specific offices within those categories.

A vacancy in office may occur at any time during the term of office, even before the person takes the oath of office or before the term ends.

- The processes for filling a vacancy are dependent upon the type of office and when the vacancy occurred, not why the vacancy occurred.
- Reasons for vacancies may include death, resignation, disqualification, or recall.
- ORS 236.320 provides that resignations for public office shall be in writing and filed with the appropriate filing officers.

The Oregon Constitution, Oregon Revised Statutes, and Oregon Administrative Rules have applicable sections regarding vacancies. The Oregon Constitution and Oregon Revised Statutes can be searched [here](#). The search can be narrowed by using the ORS General Index. Oregon Administration Rules are found [here](#).

## Petition Guidelines and Requirements

The guidelines and requirements for producing and circulating candidate nominating petition signature sheets are explained in the following sections.


### Official Signature Sheets

*ORS 249.031, 249.061, and 249.064*

Local candidates must use approved signature sheet forms to collect signatures. Candidate nominating petitions cannot be circulated using an electronic signature sheet.

Signature sheets must be submitted for approval exactly as intended to circulate, including weight, style, and color of paper. Official signature sheets include:


- Form SEL 102, Candidate Signature Sheet – Major Party
- Form SEL 116, Candidate Signature Sheet – Assembly of Electors
- Form SEL 121, Candidate Signature Sheet – Nonpartisan
- Form SEL 122, Candidate Signature Sheet – Individual Electors

 Any proposed variation to the approved signature sheet must be resubmitted and approved in writing by the elections official before circulating.

### Signature Sheet Requirements

Each signature sheet must meet the following formatting requirements:

- standard 8½ x 11 size paper or equivalent;
- at least 20 pound uncoated paper or equivalent; **and**
- printed on white or colored paper stock to enable elections officials to readily verify signatures.

 Forms are available online at [www.oregonvotes.gov](http://www.oregonvotes.gov).



## Guidelines for Circulation

ORS 249.061

To ensure compliance with circulating requirements, candidates must educate circulators on the guidelines for circulating and monitor their activities.

### Circulator Requirements

Each circulator must:	What this means:
→ personally witness each signature collected;	<ul style="list-style-type: none"> <li>✓ Watch the person sign the petition.</li> <li>ⓘ It is not sufficient to merely be present in the same room or vicinity.</li> </ul>
→ complete the circulator certification after witnessing all signatures collected on a sheet; and	<ul style="list-style-type: none"> <li>✓ Sign the certification using a legal signature.</li> <li>ⓘ A legal signature is defined as a signature possessing obvious and predominantly matching characteristics to signatures on file from a paid circulator’s registration, signatures in the Oregon voter registration file, or the signature on an official government document.</li> <li>ⓘ Initials, signature stamps, illegible or printed script are not sufficient unless verified by exemplar.</li> </ul>
→ provide the date when the certification was signed.	<ul style="list-style-type: none"> <li>✓ The date must be provided in month, day, year order if written in all numbers.</li> </ul>

**!** A circulator’s failure to comply with these requirements may result in the rejection of the petition signature sheets and a felony conviction for the circulator.

### Circulator Prohibitions

It is against the law for circulators to knowingly:

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→ circulate a petition containing a false signature;

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→ attempt to obtain the signature of a person who is not qualified to sign the petition;

ⓘ Only active Oregon registered voters may sign a petition.

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→ make false statements to any person who signs the petition or requests information about it;

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→ offer money or anything of value to another person to sign or not sign the petition;

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→ sell or offer to sell signature sheets; or



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→ write, alter, correct, clarify or obscure any information about the signers unless the signer initials after the changes are made.

ⓘ A circulator may assist a disabled signer who requests assistance in completing their printed name, address and date signed. In such a case, no initials are required.

**!** Violations of the circulator requirements may result in conviction of a felony with a fine of up to \$125,000 and/or prison for up to 5 years. ORS 260.715 and 260.993


## Signer Requirements

Each petition signer must:	What this means:
<b>All Petition Types</b>	
<p>→ Signers should provide an original signature and should be encouraged to provide their printed name and date signed.</p> <p> These informational fields, while optional unless otherwise noted below, provide valuable assistance when verifying signatures.</p> <p> Signers must include printed name for Nomination by Assembly of Electors and for Major Party Presidential Candidates.</p>	<p>✓ Signers must sign the petition using a signature contained in their voter registration record.</p>
<p>→ Signers should be an active registered voter at the time of signing the petition in the candidate’s electoral district.</p>	<p>✓ Information in the voter's registration record is up to date, and they would be able to vote for the candidate.</p>
<p>→ Sign a petition sheet that is designated for their county of residence, if applicable.</p>	<p>✓ Signers should sign a petition sheet designated for the county in which they are registered to vote.</p>
<p>→ Provide a residence or mailing address.</p>	<p>✓ Signers should provide the address at which they are registered to vote.</p>
<b>Nominating Petition Only</b>	
<p>→ At the time of signing the petition, signers are encouraged to include the signer’s precinct name or number.</p>	<p>✓ Signers are encouraged to provide precinct information.</p>
<b>Major Party Petition Only</b>	
<p>→ At the time of signing the petition, the signer should be a member of the same political party as the candidate.</p>	<p>✓ Information in the voter's registration record is up to date, and they would be able to vote for the candidate at a primary election.</p>

## Signature Date

If no date is provided by the signer, the signature is only considered valid if the signer:


- ✓ was an active Oregon registered voter between the date the petition was approved to circulate and the circulator’s certification date; or
- ✓ was originally registered to vote on or after the date the petition was approved to circulate and was an active registered voter between their original registration date and the circulator’s certification date.

 This standard also applies to any signer that provides a date of birth or a date that at the time of verification has not yet occurred instead of the date they signed the petition.

## Signer Prohibitions

It is against the law for signers to knowingly:


- sign another person’s name under any circumstances;
- sign a petition more than one time; or
- sign a petition when not qualified to sign it.

 Only active Oregon registered voters may sign a petition. If the signer is not registered to vote or an active voter the signature will be rejected unless a completed registration card is received by a designated voter registration agency or an elections filing officer before 5 pm the day the petition is signed or 11:59 pm if completed electronically online at [www.oregonvotes.gov](http://www.oregonvotes.gov).

## Certification of Signature Sheets




OAR 165-014-0270

After all signatures on a signature sheet have been collected, circulators complete the certification by signing their legal signature and providing the date when the certification was signed. A legal signature is defined as a signature possessing obvious and predominantly matching characteristics to signatures on file from a paid circulator’s registration, signatures in the Oregon voter registration file, or the signature on an official government document.




 If the circulator certification is not completed or determined to be insufficient the signature sheet will be rejected.

Prior to submission to elections officials the circulator may correct the following defects:

### Circulator Signature Defects



If the circulator has:	Then the circulator should:
→ signed using only initials;  Unless verified by exemplar.	✓ sign and re-date certification with legal signature;
→ signed using a signature stamp;  Unless approved under ORS 246.025.	✓ re-sign and re-date certification with legal signature;
→ signed using an illegible signature;  Unless verified by exemplar.	✓ re-sign and re-date certification with legal signature;
→ photocopied or carbon copied the certification; or	✓ sign and re-date certification with legal signature; or
→ signed in a manner that the signature, printed name, and address are all illegible;	✓ re-sign and re-date certification with legal signature.

### Certification Date Defects

If the date is:	Then the circulator should:
→ missing;	✓ re-sign and date <b>or</b> date and initial correction;
→ crossed out;	✓ re-sign and re-date <b>or</b> re-date and initial correction;
→ overwritten with a different date;	✓ re-sign and re-date <b>or</b> re-date and initial correction;
→ earlier than all petition signers;  Unless the circulator and the only signer are the same person.	✓ re-sign and re-date <b>or</b> re-date and initial correction;
→ earlier than some, but not all petition signers;  Only those signatures dated on or before the date of the certification will be accepted.	✓ re-sign and re-date <b>or</b> re-date and initial correction;
→ partial or ambiguous; or	✓ re-sign and re-date <b>or</b> re-date and initial correction; or  Date must be provided in month, day, and year order if written in all numeric characters.
→ obscured in any way by white out or other correction fluid or adhesive tape.	✓ re-sign and re-date <b>or</b> re-date and initial correction.

The following defects in the circulator certification cannot be corrected and any signature sheet submitted that contains one of these defects will be rejected:


### Incurable Defects


- the original signature of a circulator has been crossed out, and a different circulator's signature is inserted;
  -  Does not apply if the original signature is that of an individual whose signature appears on the same signature sheet as a signer.
- two individuals sign and date as circulator; or
  -  Does not apply if the only signers and the circulators are the same people.
- white-out or other correction fluid or adhesive tape appears on the signature line.

## Guidelines for Completing Candidate Filing Forms

ORS 249.031

All forms must be complete before submitting them to the elections official.

-  Failure to provide information for each of the required fields may result in rejection of the candidate filing forms.

 Providing false statements on filing forms is a violation of Oregon Election Law and the candidate may be convicted of a Class C Felony. ORS 260.715(1) and 260.993

Additional information may be required and will be discussed further in this section under the specific section.

### Original or Amendment

Indicate if the filing is an Original filing or an Amendment that is changing information prior to the filing deadline.

### Candidate Information

Complete the following information:

- **Name of Candidate:** This should be the candidate's full name (first, middle initial if applicable, and last). If filing online through ORESTAR, this field is automatically populated from the user profile and cannot be modified.
- **How name should appear on ballot:** Include how the candidate wishes their name to appear on the ballot. If a nickname is used in connection with the candidate's full name, the nickname should be in parentheses. Titles and designations (e.g., Dr., CPA) should not be included as they cannot appear on the ballot.
- **Candidate Residence Address:** Residential address of the candidate, including the county must be used.
- **Mailing Address for Candidate Correspondence:** Include the address where the candidate wishes to receive correspondence from the elections official. To use the residence address as the mailing address for candidate correspondence, click in the checkbox.
- **Contact Information:** Enter valid phone number where the candidate can be reached during normal business hours, fax, email address, and website, if applicable.

The following are guidelines to complete the required fields of occupation, occupational background, educational background, and prior governmental experience on the candidate filing forms. These fields are required and information provided must be accurate. Not every occupational, educational, or prior governmental experience is required to be provided. If the candidate has no relevant experience, “none” or other equivalent must be entered.

### Occupation and Occupational Background

- **Occupation (present employment – paid or unpaid):** The current full- or part-time employment or other line of work, business, craft, or professional information (not required to indicate whether paid or not paid). If not employed, enter “Not Employed”.
- **Occupational Background (previous employment – paid or unpaid):** Previous full- or part-time employment or other line of work, business, craft or professional information (not required to indicate whether paid or not paid).

### Educational Background

- **Educational Background (schools attended):** This may include schools attended by the candidate, including the last grade level completed, whether a diploma, degree or certificate was received, and the course of study. It is not required that every educational experience be listed, but what is listed must be accurate.
- **Educational Background (other):** Other educational experiences of the candidate.



A degree indicates a college, university or professional school has awarded a title upon the person for completion of a program of study. For this purpose, honorary degrees or degrees from "degree mills" should not be included under this requirement.

### Prior Governmental Experience

- **Prior Governmental Experience (elected or appointed):** The current or previous governmental experience, which refers to a person’s involvement in governmental activities, such as appointed boards and commissions, elected boards other elected or appointed public offices or organizations that are recognized by a governmental body. Full- or part-time, paid or unpaid, or volunteer experience may be included (not required to indicate whether paid or not paid). If the candidate has no prior governmental experience, enter “None” or other equivalent.

### Candidate Signature and Date Signed

## Additional Information Required

The following instructions are for fields on specific forms that are unique to that form.

### SEL 101 Candidate Filing – Major Political Party or Nonpartisan

#### Filing Method

Complete the following information.

- **Fee:** If paying a fee, check this box.
- **Prospective Petition:** If collecting signatures in lieu of paying the filing fee, check this box.
- **Some circulators may be paid:** When collecting signatures, if circulators may be paid to gather the sufficient number of signatures, mark “Yes.” If circulators are volunteering their time to help collect signatures, mark “No.”

#### Office Information


Complete the following information.

- **Filing for Office of:** Indicate the office the candidate is filing for.
- **District, Position or County:** Indicate the district, position or county of the office the candidate is filing for.
- **Party Affiliation:** Select the candidate’s party affiliation. If entering your candidacy online, “Nonpartisan” will automatically populate if the office indicated is nonpartisan.
- **Incumbent Judge:** If filing for a state judge position, indicate if the candidate is the incumbent judge by selecting “Yes” or “No.”

### SEL 110 Candidate Filing – Minor Political Party

#### Nomination Information

- **Party nomination you are accepting with this filing:** Check the box for the party that is nominating you and whose nomination you are accepting.
- **Order of parties on ballot:** Indicate whether the order of the parties will be in default order or in a specified order. If marking Specified, specify the order in the space provided.

 If you have previously filed a candidacy filing with the filing officer for the current election cycle, skip to the Candidate Nomination Certificate and Candidate Attestation on the form. If you have **not** previously filed a candidacy filing with the filing officer for the current election cycle, fill out all remaining fields.

#### Candidate Nomination Certificate

Candidate filings by a minor party must be notarized prior to submission. The following fields must be completed.

- **Name of Minor Political Party:** Include the name of the Minor Party nominating the candidate.
- **Signature of the Officer of Minor Political Party:** Include the signature of one of the officers listed on the by-laws of the minor political party.
- **Date Signed:** Include the date the officer of the political party signed the candidate filing form.

- **Printed Name of the Officer of Minor Political Party:** Include the clearly printed name of the officer that signed the candidate filing form.

**The following fields are completed by a Judge or Notary Public.**

- **State of Oregon, County of:** Include the name of the county in which the Judge or Notary Public is signing the candidate filing form.
- **Signed before me on:** Include the date the Judge or Notary Public witnessed the Minor Political Party officer sign the candidate filing form.
- **By:** Include the name of the Judge or the Notary Public
- **Judge or Notary Public-State of Oregon:** Include the signature of the Judge or Notary Public

## SEL 114 Candidate Filing – Individual Electors

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- **Name of Chief Sponsor:** Include the name of the candidate or other person interested in placing the candidate name on the ballot. This can be the candidate.

## SEL 115 Candidate Filing – Assembly of Electors

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**Assembly of Electors fields to complete.**

- **Name of Person Submitting Certificate of Nomination:** Include the name of candidate or a person designated as the presiding officer.
- **Address of Person Submitting Certificate of Nomination:** Include the address of the candidate or the presiding officer named in the above field.
- **Signature of Presiding Officer:** Include the signature of the candidate or the signature of the presiding officer of the assembly.
- **Printed Name of Presiding Officer:** Include the clearly printed name of the presiding officer.
- **Signature of the Secretary:** Include the signature of the candidate or the secretary of the assembly.
- **Printed Name of the Secretary:** Include the signature of the candidate or the signature of the secretary of the assembly.

**The following fields are completed by a Judge or Notary Public.**

- **State of Oregon, County of:** Include the name of the county in which the Judge or Notary Public is signing the candidate filing form.
- **Signed before me on:** Include the date the Judge or Notary Public witnessed the Minor Political Party officer sign the candidate filing form.
- **By:** Include the name of the Judge or the Notary Public.
- **Judge or Notary Public-State of Oregon:** Include the signature of the Judge or Notary Public.

## SEL 141 Candidate Filing – Write-In Acceptance

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### Nomination or Election

Indicate whether you are accepting a nomination or if you have won the election for this office.


### Office Information

Complete the following information.

- **Filing for Office of:** Indicate the office for which you are accepting the nomination.
- **District, Position or County:** If the office has a district number and/or a position number or the office covers an entire county, indicate that information in this field.

### Nomination Information

- **Party nomination(s) you are accepting:** Check the box for the party or parties that nominated you by write-in at the Primary election and whose nomination you are accepting.
- **Order of parties on ballot:** Indicate whether the order of the parties will be in default order or in a specified order. If marking Specified, specify the order in the space provided.

 If you have previously filed a candidacy filing with the filing officer for the current election cycle, skip to the signature line on the form. If you have **not** previously filed a candidacy filing with the filing officer for the current election cycle, fill out the remaining fields.

## SEL 150 Candidate Filing – Withdrawal

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### Withdrawal from Candidacy or Nomination for Office Information

- **Office of:** Indicate the office for which you originally filed.
- **District, Position or County:** Indicate the applicable district, position number, or county of the office for which you filed.
- Check the box to indicate if you were a Candidate for Nomination or if you were running for office by political party.
- **Withdrawal Reason:** In the box, indicate why you are withdrawing your candidacy.

## SEL 190 Candidate Filing - District

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### Office Information

Complete the following information

- **Filing for Office of:** Select the office for which the candidate is filing.
- **District, Position or County:** Select the district, position, or county of the office for which the candidate is filing.

### Filing Information

Please check the method used to file a completed form.

- Filing with the required \$10.00 fee or
- Prospective Petition, see the District Candidate section of this manual for the requirements for a candidate filing by petition.



## Other Forms

**Additional forms that may be necessary to file.**

### **SEL 220 Statement of Organization for a Candidate Committee**

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Please refer to the Campaign Finance Manual for further information about the SEL 220.

### **PC 7 Certificate of Limited contributions and Expenditures**

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Please refer to the Campaign Finance Manual for further information about the PC 7.

### **SEL 338 Petition Submission**

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Form submitted that provides the number of signatures submitted for verification by completing and filing candidacy by petition.



## List of Forms

**SEL 101**

Candidate Filing – Major Political Party or Nonpartisan

**SEL 102**

Candidate Signature Sheet – Major Party

**SEL 105**

Candidate Filing – Precinct Committeeperson

**SEL 105D**

Write –In Declaration – Precinct Committeeperson

**SEL 105N**

Write-in Nomination – Precinct Committeeperson

**SEL 110**

Candidate Filing – Minor Political Party

**SEL 114**

Candidate Filing – Individual Electors

**SEL 115**

Candidate Filing – Assembly of Electors

**SEL 116**

Candidate Signature Sheet – Assembly of Electors

**SEL 121**

Candidate Signature Sheet – Nonpartisan

**SEL 122**

Candidate Signature Sheet – Individual Electors

**SEL 141**

Write-In Candidate Acceptance Form

**SEL 150**

Withdrawal – Candidacy or Nomination

**SEL 190**

Candidate Filing – District

**SEL 220**

Statement of Organization for a Candidate Committee

**SEL 338**

Petition Submission – Candidate Voters' Pamphlet

**PC 7**

Certificate of Limited Contributions and Expenditures

# Candidate Filing

## Major Political Party or Nonpartisan

**SEL 101**rev 12/21  
ORS 249.031

Filing Dates		Candidate Filing		Candidate Withdrawal
<b>Primary Election</b> <b>May 17, 2022</b>	First Day to File Last Day to File	*September 9, 2021 March 8, 2022	March 11, 2022	
*Due to the delay in receiving 2020 U.S. Census redistricting data, offices of <b>US Representative, State Senator</b> and <b>State Representative</b> cannot file for office until January 1, 2022.				
<b>General Election</b> <b>November 8, 2022</b>	First Day to File Last Day to File	June 1, 2022 August 30, 2022	September 2, 2022	

Filing Information		
<b>This filing is an</b>	<input type="checkbox"/> Original	<input type="checkbox"/> Amendment

Office Information			
Filing for Office of:			
District, Position or County:			
Party Affiliation:	<input type="checkbox"/> Democratic Party	<input type="checkbox"/> Republican Party	<input type="checkbox"/> Nonpartisan
Incumbent Judge (for judicial candidates only):	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Nondisclosure on file

Filing Method			
<input type="checkbox"/> Fee			
<b>Office</b>	<b>Filing Fee</b>	<b>Office</b>	<b>Filing Fee</b>
United States President	n/a	District Attorney	\$50
United States Vice President	n/a	County Judge	\$50
United States Senator	\$150	MSD Executive Officer, MAD Director	\$100
United States Representative	\$100	MSD Councilor	\$25
Statewide Offices	\$100	County Office	\$50
State senator or Representative	\$25	City Office	Set by charter or ordinance
Circuit Court Judge	\$50	Justice of the Peace	n/a
<input type="checkbox"/> Prospective Petition, in lieu of filing fee	Some circulators may be paid		<input type="checkbox"/> Yes <input type="checkbox"/> No

Candidate Information				
<b>Name of Candidate</b>				
First	MI	Last	Suffix	
<b>How you would like your name to appear on the ballot</b>				
<b>Candidate Residence / Route Address</b>				
Street Address	City	State	Zip	County
<b>Candidate Mailing Address and Contact Information</b> Only one phone number and an email is required.				
Street Address or PO Box	City	State	Zip	
Work Phone	Home Phone	Cell Phone	Fax	
Email Address	Web Site, if applicable			
<b>Race and Ethnicity</b> Optional				

Continued on page 2 of this form

**Occupation (present employment)** If not employed, enter "Not Employed".

**Occupational Background (previous employment)** If no relevant experience, None or NA must be entered.

**Educational Background (schools attended)**

Complete name of School	Last Grade completed	Diploma/Degree/Certificate	Course of Study
-------------------------	----------------------	----------------------------	-----------------

**Educational Background (other)** Attach a separate sheet if necessary.

**Prior Governmental Experience (elected or appointed)** If no relevant experience, None or NA must be entered.

**Campaign Finance Information** Not applicable to candidates for federal office.

A candidate must file a Statement of Organization not later than three business days of first receiving a contribution or making an expenditure and no later than the deadline for filing a nominating petition, declaration of candidacy, or certificate of nomination, whichever occurs first, unless they meet the criteria for an exemption. To meet the criteria, the candidate must serve as their own treasurer, not have an existing candidate committee, and not expect to spend or receive more than \$750 during the entire calendar year (including in-kind contributions and personal funds).

If you have an existing candidate committee you must amend the statement of organization not later than 10 days after a change in information. This includes changes to the election you are active in and the office you are running for.

See the Campaign Finance Manual for the procedural and legal requirements of establishing and maintaining a candidate committee.


**Candidate Attestation**

*By signing this document, I hereby state that:*

- I will accept the nomination for the office indicated above;
- I will qualify for said office if elected;
- All information provided by me on this form is true to the best of my knowledge; **and**
- No circulators will be compensated based on the number of signatures obtained by the circulator on a prospective petition

**For Major Political Party Candidates**

- if not nominated, I will not accept the nomination or endorsement of any political party other than the one named
- I have been a member of said political party, subject to the exceptions stated in ORS 249.046, for at least 180 days before the deadline for filing a nominating petition or declaration of candidacy (ORS 249.031). Does not apply to candidates filing for the office of US President.

 **Warning** Supplying false information on this form may result in conviction of a felony with a fine of up to \$125,000 and/or prison for up to 5 years. (ORS 260.715). A person may only file for one lucrative office or not more than one precinct committee person at the same election. Unless the person has withdrawn from the first filing, **all** filings are invalid. (ORS 249.013 and ORS 249.170)

\_\_\_\_\_  
**Candidate Signature**

\_\_\_\_\_  
**Date**



# Petition Submission

## Candidate, Voters' Pamphlet

**SEL 338**rev. 01/22  
OAR 165-010-0005, 165-016-0000

→ This form must be completed and filed with any submission of signatures.

Election Type			Year		
<input type="checkbox"/> Primary	<input type="checkbox"/> General	<input type="checkbox"/> Special Election	<input type="checkbox"/> 2022	<input type="checkbox"/> 2023	<input type="checkbox"/> 2024

Petition Information
Petition ID/Candidate's Name

Type of Filing	Number of Signatures Submitted
<input type="checkbox"/> Candidate Nominating	
<input type="checkbox"/> Voters' Pamphlet, Candidate	
<input type="checkbox"/> Voters' Pamphlet, Measure	

Candidate's Nominating/Voters' Pamphlet Filing
→ By signing this document, I hereby state that all information on the form is true and correct to the best of my knowledge.

Name	Contact Phone	Email Address
Signature	Date Signed	

Measure Argument Filing
→ By signing this document, I hereby state that all information on the form is true and correct to the best of my knowledge.

Name	Contact Phone	Email Address
Signature	Date Signed	

For office use only	
Submittal number	Number of signatures accepted
Is the petition complete? <input type="checkbox"/> Yes <input type="checkbox"/> No	Will there be additional submittals? <input type="checkbox"/> Yes <input type="checkbox"/> No

# Candidate Filing Withdrawal

**SEL 150**rev 10/21 ORS 249.170, ORS 249.180  
ORS 249.830, ORS 255.235

## Withdrawal Deadlines

<b>2022 Primary Election</b> March 11, 2022	<b>2022 General Election</b> September 2, 2022	<b>2023 District Election</b> March 16, 2023
--	---	---

 All information must be completed or the form will be rejected.

This filing is an

 Original Amendment

## Withdrawal from Candidacy or Nomination for Office Information

Office of:

District, Position or County:

 Withdrawal from Candidacy Withdrawal from Nomination: Please indicate below what party or parties you are withdrawing from: Constitution Democratic Independent Libertarian Pacific Green Progressive Republican Working Families

## Candidate and Nominee Information

### Name of Candidate

First	MI	Last	Suffix
-------	----	------	--------

## Candidate Residence/Route Address

Street Address	City	State	Zip
----------------	------	-------	-----

## Candidate Mailing Address and Contact Information: Only one phone number and an email are required.

Street Address or PO Box	City	State	Zip
--------------------------	------	-------	-----

Work Phone

Home Phone

Cell Phone

Fax

Email Address (required)

Web Site, if applicable

## Withdrawal Reason

I submit notice of withdrawal from candidacy or nomination to the above named office. My reason for withdrawal is:

By signing this document, I hereby state that:

- I withdraw my candidacy or nomination for the office stated above **and**
- The reasons provided by me on this form for withdrawal are true.



### Warning

Supplying false information on this form may result in conviction of a felony with a fine of up to \$125,000 and/or prison for up to 5 years. (ORS 260.715).

Candidate's Signature

Date Signed

# Campaign Finance Reporting in Oregon

## Candidate "Quick Guide"

Congratulations on your decision to run for office! We hope this guide provides tips and answers to frequently asked questions by first-time candidates.



More detailed information is available in the **Campaign Finance Manual** and the **ORESTAR User's Manuals** available at [www.oregonvotes.gov](http://www.oregonvotes.gov). The Campaign Finance Manual explains what information is disclosed when reporting campaign finance transactions. The ORESTAR User's Manual: Statement of Organization and ORESTAR User's Manual: Transaction Filing explains how to file a statement of organization and campaign finance transactions electronically using ORESTAR.

---

### Who Must File a Candidate Committee?

#### If you

- Serve as your own treasurer  
**and**
- Do not have an existing candidate committee  
**and**
- Do not expect to spend or receive more than \$750 during the entire calendar year (including in-kind contributions and personal funds)

#### Then

- ✓ Relax. No action is necessary because under Oregon Election Law you are not required to establish a candidate committee if you meet all of the criteria. **However, you must keep track of all contributions and expenditures because if you exceed the \$750 threshold you must establish a committee and open a dedicated bank account not later than three business days after exceeding the threshold. NOTE: Any fee paid for filing a candidate's statement for inclusion in the state voters' pamphlet is not included for the purpose of calculating the \$750 threshold. Additionally, you must either file a Certificate of Limited Contributions and Expenditures (PC 7) or all transactions that have occurred in the calendar year. See information below to determine if you are eligible to file a Certificate.**

- Do not expect to receive a total of more than \$3,500 or spend a total of more than \$3,500 for the entire calendar year

- ✓ File a Statement of Organization and establish a dedicated bank account – either by using ORESTAR or by submitting the paper form Statement of Organization for Candidate Committee (SEL 220)
- ✓ File a Certificate of Limited Contributions and Expenditures either by using ORESTAR or by submitting the paper form (PC 7) not later than seven days after first receiving a contribution or making an expenditure

- Expect to spend or receive more than \$3,500

- ✓ File a Statement of Organization and establish a dedicated bank account – either by using ORESTAR or by submitting the paper form Statement of Organization for Candidate Committee (SEL 220)
  - ✓ File campaign finance transactions using ORESTAR
- 

### What starts the whole process?

The decision to run for a public office (even if the office is not known), accepting contributions and making expenditures, whether from personal funds, campaign funds, or another person's funds to support your candidacy.

### Once I become a candidate, then what?

You must register your committee with the Secretary of State not later than 3 business days of first receiving a contribution or making an expenditure if you are not exempt under the \$750 threshold law.

#### May I serve as my own treasurer?

Yes, you may serve as your own treasurer. The Campaign Finance Manual provides committees with information on candidate/treasurer responsibilities.

#### Must I have a dedicated campaign account?

Oregon law requires you to establish a dedicated campaign account if you are required to file a Statement of Organization. The account must be established in a financial institution located in Oregon that ordinarily conducts business in Oregon. One important reminder—when establishing your campaign account, the name of the committee and the name of the account must be the same.

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# Campaign Finance Reporting in Oregon (cont.)

## Candidate "Quick Guide"

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### How do I file?

The key to complying with campaign contribution and expenditure disclosure requirements is to keep detailed records and file your transactions on time.

#### Electronic Filing

Oregon Election law requires that campaign finance transactions be filed electronically. The Secretary of State's Office provides an electronic filing system, ORESTAR, free of charge. There is a terminal located in the Election's Division office for public use.

#### What if I don't own a computer?

A Statement of Organization (SEL 220) and Certificate of Limited Contributions and Expenditures (PC 7) may be filed using the paper forms. If you are not eligible to file a Certificate, contribution and expenditure transactions must be reported electronically using ORESTAR. You may want to check with your local library or other public facilities in your area to see if they provide a computer terminal for public use.

---

### When do I report contribution and expenditures?

Generally, the deadline for filing a transaction is not later than 30 calendar days after the date of the transaction. For committees active in an election, beginning on the 42<sup>nd</sup> day before the date of the election and through the date of the election, a transaction is due not later than 7 calendar days after the date of the transaction. The campaign finance reporting requirements and additional transaction deadlines are available in the Campaign Finance Manual. Information on how to electronically file transactions is detailed in the ORESTAR User's Manual: Transaction Filing.

#### Are my campaign finance transactions public record?

Yes, after the transactions are filed in ORESTAR they are immediately available to the public by accessing the Public Search link for ORESTAR.

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### Are there campaign contribution and expenditure limits?

No, Oregon does not have contribution and expenditure limits.

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### How do I discontinue my committee?

In order to discontinue your committee, you must: (1) Achieve a zero balance and (2) File a Statement of Organization discontinuing the committee.

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### Where do I get copies of forms and instructional manuals?

All publications and forms are available online at [www.oregonvotes.gov](http://www.oregonvotes.gov), or may be requested from the Elections Division at 503 986 1518 or via email at [orestar-support.sos@oregon.gov](mailto:orestar-support.sos@oregon.gov)

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### Need additional help?


The Elections Division staff is available to answer any questions. You may:

- email your questions to [elections.sos@oregon.gov](mailto:elections.sos@oregon.gov)
- call us at 503 986 1518 or at 866 ORE VOTE
- visit our website at [www.oregonvotes.gov](http://www.oregonvotes.gov)

# 2022 Campaign Finance Manual

*Published by*

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*Adopted by*

Oregon Administrative Rule No. 165-012-0005



**Secretary of State**

**Elections Division** Rev. 02/2022

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# Getting Started

## Using the 2022 Campaign Finance Manual

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The 2022 Campaign Finance Manual includes information about Oregon campaign finance law. It is intended to provide committees and persons required to file independent expenditures with information about the requirements of campaign finance reporting.

This manual covers only campaign finance transaction requirements and related Oregon state election law. It should not be used to guide candidates or committees in federal laws and regulations, or laws from local jurisdictions that may have adopted their own campaign finance reporting requirements. For information regarding candidates for federal office contact the Federal Elections Commission.

ORS Chapter 260, “Campaign Finance Regulation; Election Offenses,” requires disclosure of contributions and expenditures related to any candidate, measure, or political party active in any election including initiative, referendum, and recall petition drives. Persons making independent expenditures related to an election may also be required to disclose those expenditures. It also requires the electronic filing of campaign finance transactions using ORESTAR.



The 2022 Campaign Finance Manual and associated forms are adopted by Oregon Administrative Rule No. 165-012-0005.



See pages 83 – 85, “Information Sources,” for contact information on other regulatory organizations.

## Using the ORESTAR User’s Manuals and Video Tutorials

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The system developed by the Secretary of State to disclose campaign finance activity is called the Oregon Elections System for Tracking and Reporting (ORESTAR). ORESTAR is used to file campaign finance transactions electronically.

Each committee and independent expenditure filer has an account in ORESTAR. Only the candidate, treasurer, and other authorized users designated by the candidate or treasurer of a committee, and the individual designated as the independent expenditure filer have access to the account.

Two manuals and several video tutorials have been developed to help a user navigate through ORESTAR committee registration and campaign finance reporting:

- The [ORESTAR User’s Manual: Statement of Organization](#) explains how to electronically file a Statement of Organization.
- The [ORESTAR User’s Manual: Transaction Filing](#) explains how to electronically file campaign finance transactions.

These manuals are available at [www.oregonvotes.gov](http://www.oregonvotes.gov).

## Icons

---

The following icons are used in this manual to emphasize information:

**alert icon**

indicates alert; warning; attention needed

**info icon**

indicates additional information

**deadline icon**

indicates a deadline

**search icon**

indicates information located elsewhere

**example icon**

indicates a detailed example of a concept, process or form

**form icon**

indicates a reference to a form

## Assistance

---


If you have any questions about the material covered in this manual or need further assistance, please contact:

Elections Division  
255 Capitol St NE, Suite 501  
Salem, OR 97310

 **503 986 1518**  
**fax 503 373 7414**

 **[orestar-support.sos@sos.oregon.gov](mailto:orestar-support.sos@sos.oregon.gov)**

 **[www.oregonvotes.gov](http://www.oregonvotes.gov)**

 **1 866 673 8683**  
se habla español

**tty 1 800 735 2900**  
for the hearing impaired

# Creating a Committee

## Candidate Committees


---

“Candidate” includes any of the following:

- an individual whose name is printed on a ballot, for whom a declaration of candidacy, nominating petition, or certificate of nomination to public office has been filed, or whose name is expected to be or has been presented, with the individual’s consent, for nomination or election to public office;
- an individual who has solicited or received and accepted a contribution, made an expenditure, or given consent to an individual, organization, political party or political committee to solicit or receive and accept a contribution or make an expenditure on the individual’s behalf to secure nomination or election to any public office at any time, whether or not the office for which the individual will seek nomination or election is known when the solicitation is made, the contribution is received and retained, or the expenditure is made, and whether or not the name of the individual is printed on a ballot;

**or**

- a public office holder against whom a recall petition has been completed and filed.

 A candidate for federal office or the office of precinct committee person does not file a Statement of Organization or file contribution and expenditure transactions with the Elections Division.

Each candidate must establish a campaign account and file a Statement of Organization designating a candidate committee unless the candidate meets the exception described below.

### When to Create a Candidate Committee

A candidate must file a Statement of Organization not later than three business days after first receiving a contribution or making an expenditure or not later than the deadline for filing a nominating petition, declaration of candidacy, or certificate of nomination, whichever occurs first.

### Exception to Creating a Candidate Committee


A candidate is not required to form a candidate committee if the candidate meets all three conditions:

- The candidate serves as the candidate’s own treasurer;
- The candidate does not have an existing candidate committee;

**and**

- The candidate does not expect to receive or spend more than \$750 during a calendar year.

The \$750 includes personal funds spent for any campaign-related costs, such as the candidate filing fee; however state voters’ pamphlet filing fees are not included when calculating contribution or expenditure totals. If at any time during a calendar year the candidate exceeds \$750 in either contributions or expenditures, the candidate must establish a campaign account, file a candidate committee not later than three business days after exceeding the \$750 threshold, and either file a Certificate of Limited Contributions and Expenditure (if eligible) or file all transactions not later than seven calendar days after the threshold is exceeded.

 A candidate that has an existing candidate committee but meets the other two conditions may discontinue the candidate committee and close the bank account in order to meet the statutory exception.

## Responsibilities and Liability

The candidate may serve as the committee's treasurer or appoint a separate treasurer. The treasurer of a candidate committee must be an Oregon elector.

The candidate and/or treasurer of a candidate committee is legally responsible for:

- establishing and maintaining a dedicated campaign account in an Oregon financial institution for depositing contributions and making expenditures;
  - signing and filing a Statement of Organization;
  - attesting to and filing transactions;
  - keeping detailed financial records current to within seven business days after the date of receiving a contribution or making an expenditure;
- and**
- preserving records as described in "Retention of Records."

The candidate is personally liable if the appointed treasurer fails to perform any of the required duties.

## Political Action Committees

---

A political action committee is a combination of two or more individuals, or a person other than an individual, that receives a contribution or makes an expenditure for the purpose of supporting or opposing a candidate, measure, or political party. Each political action committee must establish a campaign account and file a Statement of Organization.

### When to Create a Political Action Committee

The treasurer of a political action committee must file a Statement of Organization not later than three business days after first receiving a contribution or making an expenditure.

### Exceptions to Creating a Political Action Committee

- a person who solicits and receives contributions designated to an identified candidate or political committee which are forwarded to a committee within seven business days of receipt;
  - a person who makes a contribution to a candidate or committee that is required to disclose the receipt of the contribution or has filed a Certificate of Limited Contributions and Expenditures;
- or**
- a group or organization formed to support or oppose a petition that is not certified to the ballot because it has not qualified as a measure or the governing body has not filed the Notice of Measure Election with the local filing officer.

However, a group or organization that intends to support or oppose a measure or petition is required to file as a political action committee when the petition is certified as a measure. If a group or organization is soliciting contributions and making expenditures prior to forming a political action committee, it must keep track of all activity so that it can report all initial assets when the committee is filed. See "Initial Assets" on page 20 for more information.

## Responsibilities and Liability

The treasurer of a political action committee must be an Oregon elector.

The treasurer of a political action committee is legally responsible for all of the following:

- establishing and maintaining a dedicated campaign account in an Oregon financial institution for depositing contributions and making expenditures;
- signing and filing a Statement of Organization;
- attesting to and filing transactions;
- keeping detailed financial records current to within seven business days after the date of receiving a contribution or making an expenditure;

**and**

- preserving records as described in “Retention of Records.”

The treasurer of a political action committee is personally responsible for carrying out their duties and is personally liable should they fail to perform any required duties. The treasurer of record (i.e., the treasurer listed on the Statement of Organization at the time a transaction is due) is legally responsible for these duties until an amended Statement of Organization is filed appointing a new treasurer.

A political action committee may also have a Civil Penalty Designee that assumes liability for any penalty imposed for late or insufficient transactions. A Civil Penalty Designee must be named on the Statement of Organization and agree to be legally responsible for any penalty imposed for late or insufficient transactions by signing the Statement of Organization. The Civil Penalty Designee of record (i.e. the Civil Penalty Designee listed on the Statement of Organization at the time a transaction is due) is legally responsible until an amended Statement of Organization is filed removing the Civil Penalty Designee or appointing a new one.

## Petition Committees

---

A petition committee is a committee formed by the chief petitioners of an initiative, referendum, or recall petition. A petition committee must be designated to support only one initiative, referendum, or recall petition. The appointed treasurer of the petition committee must file a Statement of Organization and establish a campaign account.



Cover and signature sheets will not be approved for circulation until a petition committee is established.

### When to Create a Petition Committee

The treasurer of an initiative, referendum, or recall petition committee must file a Statement of Organization not later than three business days after first receiving a contribution or making an expenditure after filing a prospective petition with the appropriate filing officer or not later than the date the petition is approved for circulation, whichever occurs first.

### Exceptions to Creating a Petition Committee

- the chief petitioner(s) of a district formation;
  - The chief petitioner(s) of a disincorporation;
- or**
- the chief sponsor of a minor political party formation.





If the initiative, referendum, recall, district formation, disincorporation petition or minor political party subsequently qualifies, and the chief petitioner(s) intend to support the measure, minor political party or recall, the chief petitioner(s) must form a political action committee and file campaign finance activity.

## Responsibilities and Liability

The treasurer of a petition committee must be an Oregon elector.

The treasurer of a petition committee is legally responsible for all of the following:

- establishing and maintaining a dedicated campaign account in an Oregon financial institution for depositing contributions and making expenditures;
- signing and filing a Statement of Organization;
- attesting to and filing transactions;
- keeping detailed financial records current to within seven business days after the date of receiving a contribution or making an expenditure;

**and**

- preserving records as described in “Retention of Records.”

The treasurer of a petition committee is personally responsible for carrying out their duties and is personally liable should they fail to perform any required duties. The treasurer of record (i.e., the treasurer listed on the Statement of Organization at the time a transaction is due) is legally responsible for these duties until an amended Statement of Organization is filed appointing a new treasurer.

A petition committee may also have a Civil Penalty Designee that assumes liability for any penalty imposed for late or insufficient transactions. A Civil Penalty Designee must be named on the Statement of Organization and agree to be legally responsible for any penalty imposed for late or insufficient transaction by signing the Statement of Organization. The Civil Penalty Designee of record (i.e. the Civil Penalty Designee listed on the Statement of Organization at the time a transaction is due) is legally responsible until an amended Statement of Organization is filed removing the Civil Penalty Designee or appointing a new one.

## Campaign Account Information

All committees are required to establish a dedicated campaign account. This applies to an original filing and any amended filing that has a change in treasurer or adds a new person that is a signer on the account. If the committee is filing an original statement of organization and the campaign account has not been established at the designated financial institution, the campaign account must be established within five business days of the filing. If the name of the financial institution changes, the committee must file an amended statement of organization within five business days of the original filing to disclose the updated campaign account information. The campaign account information provided is exempt from public disclosure.

The following rules apply to setting up and maintaining the campaign account:

- The account must be established in a financial institution located in Oregon.
- The account must be maintained in the name of the committee.
- For a candidate committee, the account holder must include the candidate or the name of the candidate committee. For a political action or petition committee, the account holder must include the treasurer or the name of the committee or the affiliated organization that administers the account. Other individuals may also be listed as account holders, as long as they also have signature authority.
- All expenditures made by the committee must be drawn from the campaign account and issued on a check or paid using a debit card or other form of electronic transmission. The treasurer, and candidate, if applicable, must be signers on the campaign account.
- Each contribution must be deposited into the campaign account not later than seven business days after the date the contribution is received.
- The campaign account must not include any moneys other than contributions or other receipts received by the committee.



Petty cash funds are not permitted.

## Where to File a Statement of Organization

All Statements of Organization and campaign finance transactions must be filed with the Elections Division.

A local jurisdiction (e.g., a city or county) may adopt ordinances that require a committee to also file campaign finance transactions with the local jurisdiction.



Electronic signatures on Statements of Organization, Certificates of Limited Contributions and Expenditures, and transactions filed using ORESTAR are executed by attaching the filer's Username. Do not share your Username or Password. Do not log in using the Username or Password of another individual. The attestation and signature(s) on a Statement of Organization or on a Certificate of Limited Contributions and Expenditures which are filed using the paper forms will be converted to electronic documents and are the official record.

## Filing a Statement of Organization

---

A committee may file the Statement of Organization electronically using ORESTAR or by completing the appropriate paper form and submitting it to the Elections Division by:

- scanning and attaching the forms to an email and send to [orestar-support.sos@sos.oregon.gov](mailto:orestar-support.sos@sos.oregon.gov)
- mailing or hand delivering to Public Service Building, 255 Capitol St. NE, Suite 501, Salem, OR 97310.

or

- faxing to (503) 373-7414

Refer to the [ORESTAR User's Manual: Statement of Organization](#) to file the Statement of Organization electronically. A political action committee or petition committee that has a Civil Penalty Designee cannot currently file a Statement of Organization electronically and must file by completing the paper form.

All forms and instructions may be downloaded from the Elections Division's website: [www.oregonvotes.gov](http://www.oregonvotes.gov).



See "Instructions for Completing Forms" on pages 75 – 82.

If filing the Statement of Organization by completing the paper form one of the following three forms must be submitted:

- Candidate Committee: Form SEL 220: Statement of Organization for Candidate Committee;
- Political Action Committee: Form SEL 221: Statement of Organization for Political Action Committee;

or

- Petition Committee: Form SEL 222: Statement of Organization for Petition Committee.

## Amending Statement of Organization Information

---

If any of the information on the Statement of Organization changes, the change must be reported not later than the 10<sup>th</sup> calendar day after the change of information. The amendment can be filed electronically using ORESTAR or by completing the paper form.

When filing an amendment using the paper form, complete the entire form, not just the updated information. The amended form must be signed by the treasurer, candidate, and civil penalty designee, if applicable, and will supersede all previous filings.

A change in information on a Statement of Organization includes a change to any field of information on the filing. This includes changes in election activity to indicate that the committee is active in an election.



If a candidate is nominated at the primary election they must file an amended Statement of Organization to indicate that they will be active at the general election.


If an existing political action committee is supporting or opposing a measure they must file an amended Statement of Organization to indicate that they will be active at the election.

## Discontinuing a Committee

---


A committee may discontinue when it:

- no longer intends to receive contributions or make expenditures;
  - has achieved a zero balance;
  - has no outstanding debts or obligations;
- and**
- the campaign bank account has been closed.

 A petition committee may not discontinue unless the petition has been withdrawn, the deadline to submit signatures for verification has passed, or the petition has been certified as a measure, whichever is earlier.


Any committee that has filed a Certificate of Limited Contributions and Expenditures for every calendar year since its original Statement of Organization was filed is not required to file contribution and expenditure transactions to discontinue, but it must achieve a zero balance and have no outstanding debts or obligations.

A committee with outstanding debts can achieve a zero balance by repaying or forgiving all debts (outstanding loans, personal expenditures, and accounts payable).

 **Warning:** Committee funds must not be converted to personal use by any person.

Any remaining funds in the committee's campaign account may be:

- used to defray any expenses incurred in connection with the candidate's duties as a public office holder;
  - contributed to another committee;
  - contributed to any organization described in section 170(c) of Title 26 of the Internal Revenue Code or to any charitable organization defined in ORS 128.620;
- or**
- used for any other lawful purpose.

 A user retains access to the committee's Private Workshop in ORESTAR for one year after the committee's discontinuation date.

## Independent Expenditure Filers

An independent expenditure is an expenditure or account payable that is not made with the cooperation or prior consent of, or in consultation with, or at the request or suggestion of, a candidate, agent, authorized committee of the candidate, any political committee, or agent of a political committee supporting or opposing a measure. A person must register as an Independent Expenditure Filer if any of the following are true:

- A. a person makes independent expenditures of more than \$250 in a calendar year for a communication to support or oppose any candidate or measure;
- B. a person makes independent expenditures of \$250 or more for a communication that refers to a clearly identified candidate or measure that will appear on the ballot and the communication is published and disseminated to the relevant electorate within 60 calendar days before the primary election, 120 calendar days before the general election, or 90 calendar days before any other election; or
- C. a person makes independent expenditures more than \$250 for a communication that refers to a political party and the communication is published and disseminated to the relevant electorate within 60 calendar days before the primary election, 120 calendar days before the general election, or 90 calendar days before any other election.

The Independent Expenditure Filer must register and disclose the independent expenditures using ORESTAR. The \$250 includes all political expenditures, not just expenditures for a single candidate, measure, or political party. The Filer is not a political action committee.

### Standards for Category A - Advocacy for “Support” or “Opposition”

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The following information applies if a person makes independent expenditures of more than \$250 for a communication to support or oppose any candidate or measure (see A above):

- the communication clearly identifies the candidate or measure;
- when taken as a whole and with limited reference to external events, such as the proximity to the election, the communication could only be interpreted by a reasonable person as containing advocacy for the election or defeat of the candidate, passage or defeat of the measure;

**and**

- the communication is unmistakable, unambiguous and suggestive of only one meaning.

The above standards do not apply to communications referenced under B and C above.

**An independent expenditure is not:**

- a contribution made directly to a committee and reported by the committee
- or**
- an expenditure reported as an in-kind contribution by a committee.

## Exceptions to Category B and C – Nonpartisan Communications

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A nonpartisan communication does not constitute an independent expenditure in the following situations:

- publication of a nonpartisan voters' guide that is:
  - permitted to be published by a nonprofit, 501(c)(3), entity or
  - includes or offers all major political party candidates for the state office referenced a reasonable opportunity to be included;
- a commercial communication that depicts a candidate's name, image, likeness, or voice only in the candidate's capacity as owner, operator, or employee of a business that existed prior to the candidate's declaration of candidacy;
- official publications produced or distributed by public employees while on the job during working hours;  
**or**
- a communication by a labor union, membership organization, or corporation only to its members, stockholders or executive or administrative personnel.

## Independent Expenditure Filer Registration Information

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A person making independent expenditures may register prior to exceeding the threshold and enter the transactions in the person's Private Workshop so ORESTAR can calculate expenditure totals to determine when the \$250 threshold has been exceeded. When the threshold is exceeded, an email will be sent notifying the person that the \$250 threshold has been exceeded and that the expenditures must be filed not later than seven calendar days after exceeding the \$250 threshold.

Any additional expenditure that is made after exceeding the threshold is required to be filed not later than the applicable deadline: either seven or 30 calendar days after the date of the expenditure, depending on the proximity to the election. Independent expenditure filers are subject to the 7-day reporting deadlines for every election. See [Schedule of Transaction Deadlines for Independent Expenditure Filers on pages 24 – 25](#).

Contact the Elections Division if you have any questions regarding whether a particular expenditure is an independent expenditure.

### Independent Expenditure Filer Responsibilities

An independent expenditure filer is not required to be an Oregon elector. The Filer of Independent Expenditures is legally responsible for attesting to and filing transactions. The individual designated as the Independent Expenditure Filer can never be amended, nor can they designate an alternate transaction filer.

### Liability

The individual designated as the independent expenditure filer is personally liable for any penalties assessed for late and insufficient filings.

# Filing Campaign Finance Transactions

This section discusses the deadlines and requirements for filing contribution and expenditure transactions. Oregon election law requires complete, accurate, and timely disclosure of contributions and expenditures by committees and independent expenditure filers.


Reporting deadlines are set by statute and penalties may be imposed for late or insufficient transaction reporting. After a transaction is saved in ORESTAR, you must also validate and file the transaction. Refer to the [ORESTAR User's Manual: Transaction Filing](#) for instructions on filing transactions using ORESTAR.


## Filing Campaign Finance Transactions

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A committee must maintain detailed records of all contributions and expenditures. If a committee expects to receive a total of more than \$3,500 or spend a total of more than \$3,500 for a calendar year, the committee must file all transactions electronically using ORESTAR.

If a committee does not expect to receive a total of more than \$3,500 or spend a total of more than \$3,500 in a calendar year, the committee may file a Certificate of Limited Contributions and Expenditures. The committee may file a Certificate electronically using ORESTAR or may file the paper form [PC 7](#).

 If a committee has already filed transactions electronically in the calendar year, a Certificate cannot be filed for that year; a Certificate must be filed prior to filing any transactions in ORESTAR. If a committee has entered but not filed transactions in the calendar year, the unfiled transactions may be deleted in order to file a Certificate.

 A committee must file either detailed transactions or a Certificate whichever is applicable. An independent expenditure filer is not eligible to file a Certificate and must detail all expenditures after exceeding the \$250 threshold. Civil penalties may be imposed for the failure to file a transaction or Certificate by the deadline.

## Filing a Certificate of Limited Contributions and Expenditures

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A committee that has filed a Certificate is encouraged to enter its transactions into the committee's Private Workshop in ORESTAR so the system can calculate transaction totals to determine when it has exceeded the \$3,500 threshold. If the threshold is exceeded, an email will be sent notifying the committee that the Certificate threshold has been exceeded (i.e., the Certificate has expired) and that all transactions that have occurred in that calendar year must be filed not later than seven calendar days after exceeding the threshold. It is important for the transactions to be entered in date order so ORESTAR can correctly calculate the date the threshold is exceeded and notify the committee appropriately. A committee must be established in order to file a Certificate.

### When to File a Certificate

A Certificate must be filed not later than seven calendar days after receiving the first contribution or making the first expenditure in a calendar year. If a committee has already filed transactions in ORESTAR in the calendar year, a Certificate cannot be filed electronically for that year.

### What if a Committee Exceeds the \$3,500 Certificate Threshold?

A committee must continuously maintain detailed records of all contributions received and expenditures made even if it files a Certificate. If at any time during the calendar year either the total contributions or total expenditures exceed \$3,500, the committee must file all transactions electronically using ORESTAR. The deadline for filing all transactions occurring during that calendar year is seven calendar days after the date of the transaction that causes the committee to exceed the threshold.

## Reporting Detailed Transactions

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For each transaction, detailed information about the contributor or payee must be disclosed to the public if the aggregate (total amount received from the same contributor or paid to the same payee) has exceeded \$100 in a calendar year.

The aggregate for a contributor includes transaction subtypes cash contribution, in-kind contribution, and non-exempt loan. The aggregate for a payee includes transaction subtypes account payable, cash expenditure, non-exempt loan payment, and personal expenditure for reimbursement. If the aggregate is not exceeded, the transaction is disclosed to the public as a miscellaneous transaction but no information about the contributor or payee is disclosed.



See [pages 49 - 58, ORESTAR Data Fields](#), for more information on what transaction data is needed for reporting purposes.

## Committee Reporting Deadlines

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The statutes designate specific deadlines for submitting transactions based on the date of an election and the date of the transaction; penalties may be imposed for late or insufficient reporting. If a committee is not eligible to file a Certificate of Limited Contributions and Expenditures, all transactions must be reported on a continuous basis, with each transaction having its own filing deadline. Continuous reporting also applies to independent expenditure filers.

ORESTAR automatically calculates transaction due dates based on the transaction dates entered by the committee. A transaction is due not later than 11:59:00 pm on the day of the deadline to file the transaction. If the deadline falls on a weekend or holiday, the transaction is due not later than 11:59:00 pm on the next business day. Generally, a transaction is due not later than 30 calendar days after the date of the transaction, but there are some circumstances when a transaction is due not later than seven calendar days after the date of the transaction.

For committees active in an election, transactions that occur between the 42<sup>nd</sup> day before the election and Election Day are due not later than seven calendar days after the date of the transaction. A transaction that occurs prior to the 42<sup>nd</sup> day before the election and has not been filed by the 43<sup>rd</sup> day before the election, is due not later than 30 calendar days after the date of the transaction or by the 35<sup>th</sup> day before the election, whichever date occurs first.

Refer to [pages 20 – 23 for the “Schedule of Transaction Deadlines”](#) for Candidate, Political Action Committees and Petition Committees.

Additionally, there are specific reporting deadlines for contributions received during a legislative session, for recall and referendum petition committee transactions and for a committee that reports initial assets; see [pages 17 - 19](#) for an explanation of those deadlines.

## Independent Expenditure Filer Reporting Deadlines

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Generally, an independent expenditure filer is required to file all expenditures made on or after January 1 of a calendar year electronically using ORESTAR not later than seven calendar days after exceeding the \$250 expenditure threshold. Any additional expenditure that is made after exceeding the threshold is also required to be filed. Independent expenditure filers are subject to the 7-day reporting deadlines for every election. See [pages 24 - 25](#) for independent expenditure filer transaction deadlines.



## Special Election Reporting Deadlines

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If there is a special election that is not being held on a regularly scheduled election date, any political action committee or independent expenditure filer active at the special election is subject to reporting deadlines for the special election. Except as otherwise provided in the 2022 and 2023 Schedules of Transaction Deadlines on pages 20 – 25, transactions related to any special election shall be filed according to the deadlines set forth below.

- a transaction that occurs on or before the 73<sup>rd</sup> day before the date of the special election is required to be filed not later than 30 calendar days after the date of the transaction;
- a transaction that occurs prior to the 42<sup>nd</sup> day before the date of the special election and has not been filed by the 43<sup>rd</sup> day before the special election is due not later than 30 calendar days after the date of the transaction or by the 35<sup>th</sup> day before the special election, whichever date occurs first; and
- a transaction that occurs on the 42<sup>nd</sup> day through the date of the special election is required to be filed not later than 7 calendar days after the date of the transaction.

## Active in an Election

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Being active in an election means that the political committee or independent expenditure filer is subject to shorter windows for filing transactions leading up to the election. Transactions that occur between the 42<sup>nd</sup> day before the election and Election Day are due no later than seven calendar days after the date of the transaction. Transactions that occur prior to the 42<sup>nd</sup> day before the election and has not been filed by the 43<sup>rd</sup> day before the election is due not later than 30 calendar days after the date of the transaction or by the 35<sup>th</sup> day before the election, whichever date occurs first.



All candidate and political action committees are presumed to be active at each primary and general election and will be subject to shorter windows for filing transactions unless they are eligible to inactivate themselves for the election and affirmatively take steps to do so by opting out of seven-day reporting.

A candidate committee or political action committee is active in an election and cannot inactive themselves and opt-out of seven-day reporting when it solicits contributions or makes expenditures to support or oppose a candidate or measure at the election or files a Statement of Organization designating activity at the election. This includes a candidate committee where the candidate's name is not printed on the ballot.

Additionally, if a candidate or measure committee reports the receipt of a contribution from another committee and the recipient candidate or measure committee's current Statement of Organization indicates activity at an election, the contributing committee is considered active at the election.

Further, candidate committees and political action committees are active if they engage in any of the following activity:

- makes an expenditure to a measure committee and the recipient measure committee's current Statement of Organization indicates that it is supporting or opposing a measure;
  - makes an expenditure to a candidate committee and the recipient candidate committee's current Statement of Organization designates activity at the election;
  - makes an expenditure that is identified as an in-kind contribution benefiting a candidate or measure committee, and the candidate or measure committee's current Statement of Organization designates activity at the election;
- or**
- makes an expenditure and identifies it as an independent expenditure supporting or opposing a candidate or measure active at the election.

-  A candidate who is automatically nominated to the general election is not eligible to opt out of seven-day reporting for the primary election.
-  A petition committee is subject to seven-day reporting for primary and general elections and cannot opt-out. An independent expenditure filer is subject to seven-day reporting for every election and cannot opt-out of any election.

## How does a committee inactivate themselves and opt-out of seven-day reporting at the primary or general election?

The committee must access the Election Activity Log in the committee's Private Workshop in ORESTAR and indicate the committee is not active. See the [ORESTAR User's Manual: Statement of Organization](#) for instructions on inactivating a committee for an election.


## Reporting Contributions Received During Legislative Session

There is a separate and distinct deadline to file any contribution (cash, in-kind, or non-exempt loan of any amount), received from January 1 to adjournment of an annual legislative session or during a special legislative session, by:

- a legislative or statewide official, or a candidate for a legislative or statewide office at a future election;
  - the Governor, Governor-elect, and any candidate for Governor at a future election;
- or**
- a controlled committee (controlled by an individual subject to legislative reporting), or a legislative caucus committee.


"Statewide official" includes Secretary of State or Secretary of State-elect, State Treasurer or State Treasurer-elect, Attorney General or Attorney General-elect, and the Commissioner of the Bureau of Labor and Industries or the Commissioner-elect of the Bureau of Labor and Industries.


Contributions that are returned to the contributor within two business days, without being deposited into the campaign account, are not required to be reported.


-  Oregon Election Law does not prohibit receiving contributions during a legislative session.

## Legislative Session Reporting Deadlines

Contributions received from January 1 to adjournment (Sine Die) during an annual session, and during any special session of the Legislative Assembly must be filed not later than the reporting deadlines set forth below.

-  **Annual Legislative Session**  
Contributions received January 1 through the day before the annual legislative session begins are due not later than 11:59:00 pm of the second business day after the first day of the session. Contributions received on or after the first day of session are due not later than the second business day following the date the contribution is received.

-  **Special Legislative Session**  
Contributions received during any special session of the Legislative Assembly are due no later than 11:59:00 pm of the second business day following the date the contribution is received.

-  For the Governor, Governor-elect, or any candidate for Governor at a future election, the two-day reporting schedule does not end at Sine Die; two-day reporting continues until 30 business days after adjournment of an annual legislative session. This extension does not apply to a special legislative session.

## Petition Committee Transaction Filing Deadlines

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This section describes the transaction filing deadlines for initiative, recall, and referendum petition committees and Statement of Organization filing requirements if the petition qualifies to the ballot. A petition committee may file a Certificate of Limited Contributions and Expenditures if it does not expect to receive or spend more than \$3,500 in a calendar year.

### Initiative Petition Committee Transaction Filing Deadlines

Generally, a transaction is due not later than 30 calendar days after the date of the transaction. However, in an even-numbered year, a transaction is due not later than 11:59:00 pm seven calendar days after the date of the transaction during three specific time frames:

- the 42nd day before the date of the primary election and ending on the date of the primary election
- the 42nd day before the date that is four months prior to the general election and ending on the date four months before the general election
- the 42nd day before the date of the general election and ending on the date of the general election

A transaction that occurs prior to the 42<sup>nd</sup> day before the date that is four months before the general election and has not been filed by the 43<sup>rd</sup> day before the date that is four months before the general election, is due not later than 30 calendar days after the date of the transaction or by the 35<sup>th</sup> day before the date that is four months before the general election, whichever date occurs first.

A transaction that occurs prior to the 42<sup>nd</sup> day before the election and has not been filed by the 43<sup>rd</sup> day before the election, is due not later than 30 calendar days after the date of the transaction or by the 35<sup>th</sup> day before the election, whichever date occurs first.



See the “Schedule of Transaction Deadlines” for Initiative Petition Committees on pages 22 – 23.

### Recall Petition Committee Transaction Filing Deadlines

For a recall petition committee, a transaction is due not later than seven calendar days after the date of the transaction beginning on the date the completed prospective petition is filed with the filing officer and ending on the deadline for submitting signatures for verification.

Beginning on the day after the deadline for submitting signatures, a transaction is due not later than 30 calendar days after the date of the transaction. All transactions must be filed electronically and are due no later than 11:59:00 pm on the deadline for filing the transaction.

### Referendum Petition Committee Transaction Filing Deadlines

For a referendum petition committee, a transaction is due not later than seven calendar days after the date of the transaction beginning on the date the petition committee timely files its Statement of Organization with the Elections Division and ending on the deadline for submitting signatures for verification.

Beginning on the day after the deadline for submitting signatures, a transaction is due not later than 30 calendar days after its occurrence. All transactions must be filed electronically and are due not later than 11:59:00 pm on the deadline for filing the transaction.

## Filing Requirements if a Petition Qualifies to the Ballot

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If the filing officer determines that a sufficient number of signatures have been submitted to qualify the petition to the ballot, and the petitioner intends to be active at the election, a political action committee must be formed not later than three business days after receiving a contribution or making an expenditure. If the petitioners are soliciting contributions and making expenditures using an existing miscellaneous or measure political action committee, the treasurer of the committee must amend the Statement of Organization not later than ten calendar days after the measure is certified to the ballot.

To determine transaction filing deadlines if an initiative or referendum petition qualifies to the ballot, refer to the appropriate election date in the “[Schedule of Transaction Deadlines](#)” on pages 20 - 21.


If a recall committee is formed to support or oppose a candidate subject to the recall, a transaction is always due not later than the 7 calendar days after the date of the transaction through the date of the recall election.

## Initial Assets

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A committee is considered to have “initial assets” if it has money on hand at the time it files its original Statement of Organization. Generally, an individual, a combination of individuals, or a person other than an individual, may not receive a contribution or make an expenditure for the purpose of supporting or opposing a candidate, petition, or measure until filing a Statement of Organization. Therefore, a newly-formed committee will ordinarily have no initial assets.

However, some groups are not prohibited from receiving contributions or making expenditures before filing an original Statement of Organization. Such groups must keep records of all transactions occurring prior to the filing of the Statement of Organization and either be prepared to file those transactions or if eligible, file a Certificate of Limited Contributions and Expenditures. Initial asset transactions include all transaction types including any accounts payable that are still outstanding at the time the Statement of Organization is filed.

 The deadline to file initial asset transactions is the same as the deadline to file the transaction that triggers the establishment of a Statement of Organization. Refer to the appropriate Schedule of Transaction Filing Deadlines or contact the Elections Division to determine the deadline for filing initial asset transactions.

The following four groups may receive contributions or make expenditures (initial asset transactions) prior to filing a Statement of Organization, however any transactions that occurred prior to the Statement of Organization being filed must be filed in ORESTAR if the committee is required to be established:

- 1 A chief petitioner of an initiative, referendum, or recall petition that has not filed the prospective petition. The treasurer must file the Statement of Organization to create a petition committee not later than three business days after receiving the first contribution or making the first expenditure after the prospective petition is filed or no later than the date the petition is approved for circulation, whichever occurs first.
- 2 Persons, other than a chief petitioner, supporting or opposing a petition. If the petition qualifies as a measure and is certified to the ballot, the treasurer must file a Statement of Organization not later than three business days after receiving the first contribution or making the first expenditure after the petition was certified to the ballot.
- 3 Persons supporting or opposing a measure that has been referred by a governing body but the notice of measure election has not been filed with the county or a recall petition that has not qualified to the ballot. The treasurer must file the Statement of Organization not later than three business days after receiving the first contribution or making the first expenditure after the measure or recall is certified to the ballot.
- 4 Chief petitioners of a minor political party that has not been qualified. The treasurer must file the Statement of Organization not later than three business days after receiving the first contribution or making the first expenditure after the minor political party has qualified.

# Schedule of Transaction Deadlines

## Candidate and Political Action Committees for 2022 Elections

March 8 Election		May 17 Primary Election	
transaction occurs:	deadline to file:	transaction occurs:	deadline to file:
on or before January 2	30 <sup>th</sup> day after date of transaction	on or before March 13	30 <sup>th</sup> day after date of transaction
January 3 to January 24	February 1	March 14 to April 4	April 12
January 25 to March 8	7 <sup>th</sup> day after date of transaction	April 5 to May 17	7 <sup>th</sup> day after date of transaction
August 23 Election		November 8 General Election	
transaction occurs:	deadline to file:	transaction occurs:	deadline to file:
on or before June 19	30 <sup>th</sup> day after date of transaction	on or before September 4	30 <sup>th</sup> day after date of transaction
June 20 to July 11	July 19	September 5 to September 26	October 4
July 12 to August 23	7 <sup>th</sup> day after date of transaction	September 27 to November 8	7 <sup>th</sup> day after date of transaction

→ All dates are 2022 unless otherwise noted.

→ Generally, a transaction is due not later than 30 calendar days after the date of the transaction.

→ For committees active in an election, transactions that occur between the 42<sup>nd</sup> day before the election and Election Day are due no later than seven calendar days after the date of the transaction. A transaction that occurs prior to the 42<sup>nd</sup> day before the election and has not been filed by the 43<sup>rd</sup> day before the election is due not later than 30 calendar days after the date of the transaction or by the 35<sup>th</sup> day before the election, whichever date occurs first.

→ The deadline for filing transactions is not later than 11:59:00 pm on the day the transaction is due. If the deadline falls on a weekend or holiday, the transaction is due not later than 11:59:00 pm on the next business day.



See [page 5](#) for information on how to calculate the deadline for filing a Certificate of Limited Contributions and Expenditures or detailed transactions if a candidate is exempt from filing a candidate committee but then exceeds the \$750 threshold of campaign finance activity.

See “Certificate of Limited Contributions and Expenditures (PC 7)” on [page 14](#) for information on how to calculate the deadline for filing transactions if a committee has exceeded the \$3,500 threshold after filing a Certificate of Limited Contributions and Expenditures for a calendar year.

See [page 17](#) for the deadlines to report contributions received during a legislative session, and who is subject to those deadlines.



All committees are considered active at the Primary and General Elections. See [pages 16 - 17](#) to determine if a committee is eligible to opt out of seven-day reporting for those elections.

# Schedule of Transaction Deadlines

## Candidate and Political Action Committees for 2023 Elections


March 14 Election		May 16 Election	
transaction occurs:	deadline to file:	transaction occurs:	deadline to file:
on or before January 8	30 <sup>th</sup> day after date of transaction	on or before March 12	30 <sup>th</sup> day after date of transaction
January 9 to January 30	February 7	March 13 to April 3	April 11
January 31 to March 14	7 <sup>th</sup> day after date of transaction	April 4 to May 16	7 <sup>th</sup> day after date of transaction
August 22 Election		November 7 Election	
transaction occurs:	deadline to file:	transaction occurs:	deadline to file:
on or before June 18	30 <sup>th</sup> day after date of transaction	on or before September 3	30 <sup>th</sup> day after date of transaction
June 19 to July 10	July 18	September 4 to September 25	October 3
July 11 to August 22	7 <sup>th</sup> day after date of transaction	September 26 to November 7	7 <sup>th</sup> day after date of transaction

→ All dates are 2023 unless otherwise noted.

→ Generally, a transaction is due no later than 30 calendar days after the date of the transaction.

→ For committees active in an election, transactions that occur between the 42<sup>nd</sup> day before the election and Election Day are due not later than seven calendar days after the date of the transaction. A transaction that occurs prior to the 42<sup>nd</sup> day before the election and has not been filed by the 43<sup>rd</sup> day before the election, is due not later than 30 calendar days after the date of the transaction or by the 35<sup>th</sup> day before the election, whichever date occurs first.

→ The deadline for filing transactions is not later than 11:59:00 pm on the day the transaction is due. If the deadline falls on a weekend or holiday, the transaction is due not later than 11:59:00 pm on the next business day.

 See [page 6](#) for information on how to calculate the deadline for filing a Certificate of Limited Contributions and Expenditures or detailed transactions if a candidate is exempt from filing a candidate committee but then exceeds the \$750 threshold of campaign finance activity.

See “[Certificate of Limited Contributions and Expenditures \(PC 7\)](#)” on [page 14](#) for information on how to calculate the deadline for filing transactions if a committee has exceeded the \$3,500 threshold after filing a Certificate of Limited Contributions and Expenditures for a calendar year.

See [page 17](#) for the deadlines to report contributions received during a legislative session, and who is subject to those deadlines.


# Schedule of Transaction Deadlines

## Initiative Petition Committees for Calendar Year 2022

<b>May 17 Primary Election</b>	
<b>transaction occurs:</b>	<b>deadline to file:</b>
on or before March 13	30 <sup>th</sup> day after date of transaction
March 14 to April 4	April 12
April 5 to May 17	7 <sup>th</sup> day after date of transaction
<b>July 8 Signature Submission Deadline</b>	
<b>transaction occurs:</b>	<b>deadline to file:</b>
May 18 to May 26	June 3
May 27 to July 8	7 <sup>th</sup> day after date of transaction
<b>November 8 General Election</b>	
<b>transaction occurs:</b>	<b>deadline to file:</b>
July 9 to September 4	30 <sup>th</sup> day after date of transaction
September 5 to September 26	October 4
September 27 to November 8	7 <sup>th</sup> day after date of transaction
November 9 to December 31	30 <sup>th</sup> day after date of transaction

- All dates are 2022 unless otherwise noted.
- Generally, a transaction is due not later than 30 calendar days after the date of the transaction.
- Transactions that occur between the 42<sup>nd</sup> day before the election and Election Day are due no later than seven calendar days after the date of the transaction. A transaction that occurs prior to the 42<sup>nd</sup> day before the election and has not been filed by the 43<sup>rd</sup> day before the election, is due not later than 30 calendar days after the date of the transaction or by the 35<sup>th</sup> day before the election, whichever date occurs first.
- Transactions that occur prior the 42<sup>nd</sup> day before the date that is four months before the general election and ending on the date that is four months before the general election are due no later than seven calendar days after the date of the transaction.
- Transactions that occur prior to the 42<sup>nd</sup> day before the date that is four months before the general election and have not been filed by the 43<sup>rd</sup> day before the date that is four months before the general election, are due not later than 30 calendar days after the date of the transaction or by the 35<sup>th</sup> day before the date that is four months before the general election, whichever date occurs first.
- The deadline for filing transactions is not later than 11:59:00 pm on the day the transaction is due. If the deadline falls on a weekend or holiday, the transaction is due not later than 11:59:00 pm on the next business day.

 See “Petition Committee Filing Deadlines” on page 18 for transaction deadline information for referendum and recall petition committees.

 See “Certificate of Limited Contributions and Expenditures (PC 7)” on page 14 for information on how to calculate the deadline for filing transactions if a committee has exceeded the \$3,500 threshold after filing a Certificate of Limited Contributions and Expenditures for a calendar year.

# Schedule of Transaction Deadlines

## Initiative Petition Committees for Calendar Year 2023

transaction occurs:	deadline to file:
January 1 to December 31	30 <sup>th</sup> day after date of transaction

→ All dates are 2023 unless otherwise noted.

→ The deadline for filing transactions is not later than 11:59:00 pm on the day the transaction is due. If the deadline falls on a weekend or holiday, the transaction is due not later than 11:59:00 pm on the next business day.



See “Petition Committee Transaction Filing Deadlines” on page 18 for transaction deadline information for referendum and recall petition committees.



See “Certificate of Limited Contributions and Expenditures (PC 7)” on page 14 for information on how to calculate the deadline for filing transactions if a committee has exceeded the \$3,500 threshold after filing a Certificate of Limited Contributions and Expenditures for a calendar year.



# Schedule of Transaction Deadlines

## Independent Expenditure Filer for Calendar Year 2022

transaction occurs:	deadline to file:
January 1 – January 2	30 <sup>th</sup> day after date of transaction
January 3 – January 24	February 1
January 25 – March 8	7 <sup>th</sup> day after date of transaction
March 9 – March 13	30 <sup>th</sup> day after date of transaction
March 14 – April 4	April 12
April 5 – May 17	7 <sup>th</sup> day after date of transaction
May 18 – June 19	30 <sup>th</sup> day after date of transaction
June 20 – July 11	July 19
July 12 – August 23	7 <sup>th</sup> day after date of transaction
August 24 – September 4	30 <sup>th</sup> day after date of transaction
September 5 – September 26	October 4
September 27 – November 8	7 <sup>th</sup> day after date of transaction
November 9 – December 31	30 <sup>th</sup> day after date of transaction

Not later than seven calendar days after exceeding the \$250 threshold in a calendar year, an Independent expenditure filer is required to disclose all independent expenditures made on or after January 1 in that calendar year. Any subsequent independent expenditure made after the initial filings are required to be filed according to the 2022 schedule above. An Independent Expenditure Filer is considered active at all elections and cannot opt out of seven-day reporting.

- The deadline for filing transactions is not later than 11:59:00 pm on the day the transaction is due. If the deadline falls on a weekend or holiday, the transaction is due not later than 11:59:00 pm on the next business day.
- All dates are 2022.

## Schedule of Transaction Deadlines

### Independent Expenditure Filer for Calendar Year 2023

transaction occurs:	deadline to file:
January 1 – January 8	30 <sup>th</sup> day after date of transaction
January 9 – January 30	February 7
January 31 – March 12	7 <sup>th</sup> day after date of transaction
March 13 – April 3	April 11
April 4 – May 16	7 <sup>th</sup> day after date of transaction
May 17 – June 18	30 <sup>th</sup> day after date of transaction
June 19 – July 10	July 18
July 11 – August 22	7 <sup>th</sup> day after date of transaction
August 23 – September 3	30 <sup>th</sup> day after date of transaction
September 4 – September 25	October 3
September 26 – November 7	7 <sup>th</sup> day after date of transaction
November 8 – December 31	30 <sup>th</sup> day after date of transaction

Not later than seven calendar days after exceeding the \$250 threshold in a calendar year, an Independent expenditure filer is required to disclose all independent expenditures made on or after January 1 in that calendar year. Any subsequent independent expenditure made after the initial filings are required to be filed according to the 2023 schedule above. An Independent Expenditure Filer is considered active at all elections and cannot opt out of seven-day reporting.

- The deadline for filing transactions is not later than 11:59:00 pm on the day the transaction is due. If the deadline falls on a weekend or holiday, the transaction is due not later than 11:59:00 pm on the next business day.
- All dates are 2023.

## Transaction Types

There are six transaction types that must be disclosed under campaign finance reporting requirements: Contribution, Other Receipt, Other Account Receivable, Expenditure, Other Disbursement and Other.

Of the six transaction types, the only one that is used by an Independent Expenditure Filer is Expenditure.



See the [ORESTAR User's Manual: Transaction Filing](#) for instructions on how to create, save, and file transactions in ORESTAR.

## Moneys Received

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This section generally describes the term “contribution” under Oregon election law. Some moneys received by committees are not considered contributions. These are Other Receipts and are discussed on [pages 29 - 30](#).

### Contribution

Each cash contribution or loan received by a committee must be deposited into the committee's campaign account not later than seven business days after the date the money is received.

#### Definition of Contribution

A contribution includes:

- the payment, loan, gift, forgiving of indebtedness, or furnishing without equivalent compensation or consideration, of money, services other than personal services for which no compensation is asked or given, supplies, equipment, or any other thing of value:
  - ✓ for the purpose of influencing an election for public office or an election on a measure, or of reducing the debt of a candidate for nomination or election to public office or the debt of a political committee,
- or**
- ✓ to or on behalf of a candidate, political committee, or measure.

If a contribution is made for compensation or consideration of less than equivalent value (e.g., the contributor receives something of value such as a t-shirt, dinner, or auction item), only the amount in excess value of the good or service is a contribution.




See “[Fundraising Activities](#)” on [pages 41 - 43](#) for more information.

## Contribution Subtype Review

### Cash Contribution

A cash contribution includes cash, checks, or any legal instrument redeemable as currency, transmitted via physical or electronic means.

 If a contribution is from an out-of-state contributor, that transaction will be highlighted in the color red when it is filed in ORESTAR.

### In-Kind Contribution

An in-kind contribution is a good or service, other than money, having monetary value. The value is based on the fair market value of the good or service. Fair market value is the dollar amount a consumer would expect to pay for the good or service.

### In-Kind/Forgiven Account Payable


This transaction subtype is used when a previously reported account payable is forgiven by the creditor. When this transaction subtype is used, it requires an “association” to the previously reported account payable. See [page 58](#) and the [ORESTAR User’s Manual: Transaction Filing](#) for completing the Transaction Association information.

### In-Kind/Forgiven Personal Expenditures

This transaction subtype is used when previously reported personal expenditures for reimbursement are forgiven by the person who made the personal expenditures.

### Loan Received (Non-Exempt)

A non-exempt loan is generally from a source other than a financial institution. All non-exempt loans received must be itemized, regardless of the amount. A committee must obtain the name and address of the lender holding the loan and the total amount of the loan; the terms of the loan, including the interest rate and repayment schedule must be disclosed when filing the transaction.


 It is permissible to receive loans with an interest rate of zero and repayment schedule of “payable when funds available.” Loan agreements must be preserved in writing for at least two years after the loan transaction is filed, or until the loan is repaid, whichever is later.


Outstanding loans may not be transferred to another committee.

Each endorser or guarantor of an exempt or non-exempt loan received is considered a contributor and must be reported unless the endorser or guarantor is the candidate’s spouse.

## Contributions Received by an Entity Other Than the Committee

If an individual or organization collects contributions on behalf of a candidate or committee, the contributions must be reported as being received from the person giving the contribution, not the collecting individual or organization that forwards the contributions. Violations may result in criminal penalties for making contributions in a false name. Any “person” engaging in this type of activity must deliver each contribution to the committee not later than seven business days after the contribution is received.

 Contributions collected by an entity other than a committee, including connected organizations such as unions, associations, or online contribution services, are considered received by the committee once the contributions are in the physical custody of the committee or are electronically deposited in the committee’s campaign account, whichever is sooner.

 Failure to deliver the contribution within the required seven business day deadline may result in the collecting individual or organization meeting the definition of a political committee, which would require the formation of a political committee and the filing of all campaign finance transactions in ORESTAR.

## Contribution of Stock

If a person contributes stock to a committee, the contributor is the person that is giving the stock to the committee. The contribution amount is the market value of the stock the day it is received. See Pages 50-51 for determining what date to disclose when reporting the receipt of stock.

If the stock is sold for more than the amount originally reported as a contribution, the difference is reported as an Other Receipt using subtype Interest/Investment Income. If it is sold for less than the amount originally reported the difference is reported as an Other Disbursement using subtype Investment Lost.

## Prohibited Contributions

### Anonymous Contributions



Warning: No committee or person associated with a committee shall accept anonymous contributions. This includes “passing a hat,” a “collection plate,” or setting out a “jar” to collect contributions.

If a committee cannot identify a contributor, the contribution must be donated to an organization that can accept anonymous contributions. A committee is not required to report the receipt of the contribution if the committee has not deposited the contribution into the campaign account, and the contribution is disbursed within seven calendar days of receipt.

If the committee has kept the anonymous contribution for more than seven calendar days or has deposited it in the campaign account, the committee must disclose the receipt of the anonymous contribution as a cash contribution. When the committee donates the anonymous contribution it should report the donation as a cash expenditure and include the transaction ID number of the previously reported anonymous contribution in the Description field.



See the [ORESTAR User’s Manual: Transaction Filing](#) for information on how to report an anonymous contribution.

### Contributions in a False Name

It is a criminal offense to make a contribution or donation or to directly or indirectly reimburse a person for making a contribution or donation relating to a candidate, measure, political committee, or petition committee in any name other than the person that provides the contribution (i.e., a contribution in a false name). Likewise, it is illegal to knowingly receive a contribution or donation in a false name or enter it into a committee’s account.



Warning: Making a contribution or donation in a false name is a class C felony, punishable by up to five years imprisonment and/or a \$125,000 fine.

### Foreign Nationals

Foreign nationals are prohibited by federal law from making political contributions to influence the election of any candidate. Only exclusive ballot measure committees may accept contributions from foreign nationals.

Foreign nationals include:

- individuals with foreign citizenship;
- immigrants not possessing a “green card”;
- foreign governments;
- foreign political parties;
- foreign corporations;
- foreign associations;
- and**
- foreign partnerships.

## Other Receipts

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This section generally describes the term “other receipts.”

### Definition of Other Receipt

An “other receipt” is money received by a committee that does not meet the definition of contribution but still is reportable.


### Other Receipt Subtype Review

#### Interest/Investment Income

This subtype includes interest earned from bank accounts, certificates of deposit, proceeds earned from invested funds, and dividends earned on securities.

#### Items Sold at Fair Market Value


When a contributor receives a good or service in return for a portion of a contribution, such as dinner or a t-shirt, only the amount in excess of the fair market value of the item or service received is a contribution. The fair market value amount is a reportable other receipt. Moneys received on a single day which qualifies as Items Sold at Fair Market Value may be totaled and reported as one transaction.

 Fair market value is the dollar amount a consumer would expect to pay for the good or service. See pages 42 - 44 for more information on reporting fundraising activities.

#### Loan Received (Exempt)

Loans received (including a line of credit) from a financial institution are exempt if the loan meets all of the following conditions:

- bears the institution’s usual and customary interest rate for the category of loan involved;
- is made on a basis that ensures repayment;
- is evidenced by a written instrument; **and**
- is subject to a due date or amortization schedule.

 Loan agreements must be preserved in writing for at least two years after the loan transaction is filed, or until the loan is repaid, whichever is later.

The terms of the loan, including the interest rate and repayment schedule, must be disclosed. If a loan fails to meet all of the above conditions, it is a non-exempt loan and is reported as a contribution from the lending institution.

 See “Loan Received (Non-Exempt)” on page 27.

## Methods of Ensuring Repayment

A committee may use the following traditional methods of securing the loan:


→ Collateral: A loan may be secured using assets of the candidate or committee, such as real estate, personal property, cash on deposit, certificates of deposit, or stocks. The fair market value of the assets must, on the date of the loan, equal or exceed the amount of the loan and any senior liens. The committee must ensure that the financial institution has established a “perfected security interest” in the collateral (i.e., the committee has taken steps to legally protect the institution’s interest in the collateral in the event that the committee defaults on the loan);

or

→ Endorsements or Guarantees: An endorser or guarantor of an exempt loan is considered a contributor. However, if the committee receiving the loan is a candidate committee and the guarantor is the candidate’s spouse, the spouse is not reported as a contributor.


## Lost or Returned Check

This subtype is used when a check issued by the committee has not been cashed, the committee no longer expects it to be cashed, the check is returned for insufficient funds, a stop payment is ordered on a check which was issued, or when a portion or the full amount of a contribution is returned to a committee (previously reported as an expenditure by the committee.) This transaction subtype requires an “association” to the previously reported expenditure. See [page 57](#) and the [ORESTAR User’s Manual: Transaction Filing](#) for transaction association information.

 If the committee issues a replacement check for one that has been lost or returned or for insufficient funds, the committee reports the replacement check as a cash expenditure.

## Miscellaneous Other Receipts

Miscellaneous other receipts include the receipt of payments to reduce a loan extended by the committee and moneys received that do not meet the definition of contribution. This subtype is also used to report the receipt of money related to an over-reimbursement of personal expenditures.

 If using this subtype to report the receipt of money because a person was over-reimbursed for personal expenditures, the transaction must be associated to the cash expenditure transaction that reimbursed the person.

## Refunds and Rebates

This subtype includes a refund of a deposit, a rebate from a vendor, or a return of overpayment from a vendor. Refunds and rebates to committees must be offered in the ordinary course of business and on the same terms and conditions as those offered to nonpolitical entities.

## Other Account Receivable

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This section generally describes the term “other account receivable” under Oregon election law.

### Definition of Other Account Receivable

Other Account Receivable is money that the committee expects to receive that is exempt from being considered a contribution.

### Other Account Receivable Subtype Review

#### Miscellaneous Account Receivable

This is the only subtype used to report an Other Account Receivable. This subtype includes the receivable associated with a loan extended by a committee, or to report the fair market value of auction/fundraising proceeds that have not been collected.

## Moneys Disbursed

### Expenditure

This section generally describes the term “expenditure” under Oregon election law. Some payments made by committees are not considered expenditures. These are other disbursements and are discussed on [page 34](#).

### Definition of Expenditure


An expenditure includes:


- payment or furnishing of money or any other thing of value;
- incurring or repayment of indebtedness or obligation by or on behalf of a candidate, committee, or person in consideration for any services, supplies, or equipment;
- any other thing of value performed or furnished for any reason, including support of or opposition to a candidate, committee, or measure;
- reducing the debt of a candidate for nomination or election to public office;

or

- contributions made by a candidate or committee to or on behalf of any other candidate or committee.

All expenditures made by a committee must be drawn from the campaign account and either issued on a check signed by the candidate or treasurer of the committee or by any other individual designated as a signer on the account or paid using a committee credit card, debit card, or other form of electronic transmission. This does not prohibit a person from making a personal expenditure on behalf of the committee and receiving reimbursement from the campaign account.

 Funds that are still part of the committee’s assets, such as funds transferred between checking and savings accounts or funds held for change at a fundraiser, are not expenditures and should not be reported.


 A committee must not maintain a petty cash fund for making incidental expenditures. Expenditures in the form of currency are prohibited under ORS 260.054.

### Expenditure Subtype Review

#### Account Payable

An account payable is an amount owed by the committee to a creditor for the purchase of goods or services. The date of an account payable is the date an order is placed for goods or services; it is not the date of an invoice or the date an invoice is received. If the committee is not provided an estimate of the cost for the goods or services, the committee must determine an estimate of the cost for reporting purposes. If an estimate is reported, do not amend the amount of the account payable to report the final cost.

There is an exception to the requirement of reporting an account payable. If the committee makes the expenditure to pay the account payable before the due date for filing the account payable transaction, the Account Payable is not required to be reported.

 If a committee active at the 2022 Primary Election incurs an account payable on April 23, 2022, and the payable is paid on or before April 30, 2022 (the deadline to file the transaction), the committee is not required to file the account payable. However, if the payable is not paid by April 30, 2022, the committee is required to file the payable no later than April 30, 2022, 11:59:00 pm and then must file a separate cash expenditure transaction when the payable is paid.



### Cash Expenditure

Cash expenditures are expenditures drawn from the committee's account in the form of check, credit card, debit card, or other electronic transmission.

This transaction subtype requires an "association" if the expenditure is to pay a previously reported account payable transaction. See [page 57](#) and the [ORESTAR User's Manual: Transaction Filing](#) for information on how to complete a transaction association.

### Loan Payment (Non-Exempt)

A non-exempt loan payment is an expenditure made to reduce an outstanding non-exempt loan balance. Each non-exempt loan payment must be itemized regardless of the amount.

This transaction subtype requires an "association" to the previously reported loan received (non-exempt) transaction. See [page 57](#) and the [ORESTAR User's Manual: Transaction Filing](#) for information on how to complete a transaction association.

### Personal Expenditure for Reimbursement

An expenditure by a person, including a political or petition committee, from the person's funds, made on behalf of a committee, is a personal expenditure for reimbursement if the person expects to be reimbursed from committee funds. If the person does not want reimbursement, then an in-kind contribution transaction (from the person) must be reported.


The expenditure made by the person is required to be reported, in addition to the transaction made to reimburse the person who made the personal expenditure. The name of the person making the personal expenditure (Payer of Personal Expenditure) and where the person spent their money (Payee) is required to be disclosed when reporting a personal expenditure for reimbursement. See [pages 37 - 40](#) for an example of how to report this kind of transaction.

## How to Report In-Kind or Independent Expenditure Information

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### In-Kind Expenditure Information


If a committee makes an expenditure for a good or service, and the expenditure is an in-kind contribution to another committee, the expenditure transaction must disclose In-Kind Expenditure Information identifying the committee(s) that received the in-kind contribution and the amount of the in-kind contribution.

 If an expenditure transaction is identified as an in-kind contribution to another committee, that transaction will be highlighted in the color green when it is filed in ORESTAR.

### In-Kind Expenditure Notification Requirement

The committee making the expenditure is required to notify the candidate or committee via letter or email of the in-kind contribution; notification must be made not later than 48 hours after the expenditure has been filed in ORESTAR. Failure to notify the candidate or committee within the time frame specified may result in a civil penalty.


### In-Kind Expenditure Benefitting Multiple Committees: Reporting Requirement

 Jane Doe is a candidate for state senate and is holding a fundraiser for herself. Featured guests at the fundraiser are the two house candidates in her senate district from the same political party, Tom Jones and Fred Brown. Jane mails an invitational flyer to a district-wide list of potential supporters at a cost of \$500. Because both Tom and Fred are also on the ballot, Jane's invitation benefits their candidacies as well. Her \$500 expenditure is reported for each candidate which includes the committee name and amount apportioned to each candidate. In this example the amount apportioned to each candidate is \$125, as each of their districts is one-half the size of Jane's.

Each candidate reports an in-kind contribution of \$125 from Jane's committee.

## Independent Expenditure Information

If a committee or Independent Expenditure Filer makes an independent expenditure (e.g., the expenditure is NOT coordinated with any agent of the candidate or committee), the independent expenditure must disclose Independent Expenditure information identifying the candidate, measure or political party, indicate support or opposition and the amount apportioned to the candidate, measure or political party.

 See page 12 - 13 for the definition of what constitutes an independent expenditure. See “In-Kind or Independent Expenditure Information” on page 58 and the ORESTAR User’s Manual: Transaction Filing for completing the In-Kind/Independent Expenditure information associated with a transaction.

## Other Disbursements

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This section generally describes the term “other disbursements.” Some expenditures made by committees are reportable but not considered an “expenditure” for reporting purposes.

### Definition of Other Disbursement

An “other disbursement” is money spent by a committee that does not meet the definition of expenditure but must be reported.

### Other Disbursement Subtype Review

#### Loan Payment (Exempt)

This subtype is used to report a payment on the principal of an exempt loan. Any interest payment on an exempt loan is reported as a cash expenditure.


#### Miscellaneous Other Disbursement

This subtype is used when the committee needs to report a loss on an investment or expenses for the preparation and distribution of slate cards and sample ballots by state or local political party committees that meet the criteria set forth below, or if the committee makes an expenditure for a purpose that is not political and therefore does not meet the definition of an expenditure.

A slate card or sample ballot must meet both of the following criteria to qualify as a Miscellaneous Other Disbursement:

- contains the names of at least three candidates running for election to any public office within the state;
- and**
- is not distributed through public advertising such as broadcast media, newspapers, magazines, or billboards.

If the above criteria are not met, the committee will report the transactions associated with the preparation and distribution of the sample ballot or slate card as expenditures.

 If any committee other than a political party committee or an independent expenditure filer makes expenditures to produce slate cards and sample ballots, those transactions are reported as cash expenditures.

 Using this subtype requires information in the Description field of the transaction to explain the purpose of the disbursement.

#### Nonpartisan Activity

This subtype is used to report activity designed to encourage individuals to vote or to register to vote, regardless of party affiliation.

### Return or Refund of Contribution

This subtype is used if a contribution is returned more than seven calendar days after receipt or is deposited in the campaign account prior to the refund being issued, or if a reported contribution is returned by the financial institution for insufficient funds.

**i** Contributions received by the committee and returned to the contributor within seven calendar days of receipt without being deposited in the campaign account are not reportable.

A contribution received by a committee subject to reporting contributions received during a legislative session that is returned within two business days of receipt without being deposited in the campaign account is also not reportable.

## Prohibited Use of a Committee's Campaign Funds

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### Prohibited Personal Use

All committees are prohibited from using campaign funds (any amounts received as contributions) for any person's personal use. "Personal use" means any use of a committee's funds to fulfill a personal commitment, obligation, or expense that would exist irrespective of the campaign or duties as a public office holder. This prohibition applies to all three types of committees (candidate, political action committee, and petition committee). Contact the Elections Division if you need guidance on what constitutes "prohibited personal use."

**ex** Examples of prohibited personal use include, but are not limited to:

- the purchase of household food items or supplies;
- clothing other than items of de minimis value used in the campaign;
- mortgage, rent, or utility payments for real or personal property that is owned by any individual and used for campaign purposes, to the extent the payments exceed the fair market value of the property usage;
- expenses made in connection a public office holder's unexcused absence from performing their duties;
- admission to a sporting event, concert, theater, or other form of entertainment, unless part of a specific campaign or office holder activity;
- dues, fees, or gratuities at a country club, health club, recreational facility, or vacation property, unless they are part of the costs of a specific fundraising event that takes place on the club's or facility's premises;
- dues to professional or civic organizations in which the membership is not integrally related to the candidate's election or duties as a public office holder or an individual's duties related to a political committee or petition committee;
- loans made to any individual for the individual's personal use;
- salary to a person, unless the person is providing bona fide services to the committee or the public office holder;
- any judgment awarded under ORS 18.005, or any civil penalty imposed by an agency as defined in ORS 183.310, or imposed by a local government as defined in ORS 174.116; or
- any legal expense incurred for any civil, criminal or other legal proceeding or investigation outside of ORS Chapters 246 – 260 that relates to, or arises from, the course and scope of the duties of a person as a candidate, public official, treasurer, chief petitioner, or director.

**i** See "Allowable Legal Expenses" on page 35 for when it is acceptable to use committee funds to pay legal expenses and judgments.


## Expenditures for Professional Services Rendered by Candidate

A candidate or principal campaign committee of a candidate may not use campaign funds to make an expenditure to pay the candidate a salary or otherwise compensate themselves for lost income or for professional services rendered to their committee. Contact the Elections Division if you need guidance on what constitutes “professional services.”


## Exceptions to the Personal Use Prohibition


Campaign funds may be used for expenses incurred as a public office holder if directly related to an office holder’s official duties, or for expenses incurred by a candidate committee, political action committee or petition committee if the expenses are related to the business of the committee. Examples include:

- mileage for use of a personal vehicle (not exceeding current federal rate);
- service and fuel for a leased or purchased vehicle;

 When reporting expenditures relating to vehicle usage, a claim may be made for either payment of mileage or expenses related to use of the vehicle (e.g., gas, maintenance), but not both.

- the purchase or lease of office equipment or supplies;
- room rental for public meetings;
- lodging and food;
- convention or conference fees;
- telephone expenses;
- salary or expenses associated with employees performing official business;
- a campaign party or thank you party for volunteers and supporters;
- occasional childcare expenses incurred by the candidate or public office holder that are a direct result of performing their duties;
- reasonable recognition for campaign volunteers and employees in proportion to the amount of bona fide services provided during the campaign, unless made to a member of the candidate’s family; **or**
- gifts of nominal value and donations of a nominal amount made on a significant event such as a holiday, graduation, marriage, retirement, or death, unless made to a member of the candidate’s family.

 If a governmental body or any other person later reimburses a campaign for a specific expenditure made from campaign funds, or for personal expenditures made by a person, the reimbursement must be deposited into the campaign account and reported as a miscellaneous other receipt.

 The committee must be reimbursed for any committee assets (e.g., computer, furniture, etc.) converted to personal use.

## Allowable Legal Expenses

Committee funds may only be used for legal expenses relating to a public official, a candidate for public office, the director or treasurer of any political committee, or the treasurer or chief petitioner of any petition committee in the following circumstances:

- legal expenses in connection with a legal proceeding under ORS Chapters 246 - 260, including administrative or civil legal proceedings related to the campaign activities of the candidate or of the public official, the treasurer or director of a political or petition committee, except for a legal proceeding brought under ORS 260.407 and 260.409;

**or**

- payment for any civil penalty imposed under ORS Chapter 260 (Campaign Finance Regulation; Elections Offenses), except for any penalty imposed for a violation of ORS 260.407 or 260.409.

## Other Transactions

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### Definition of Other Transactions

A committee uses transaction type Other when an account payable is no longer owed, a non-exempt loan is forgiven, the outstanding personal expenditure balance on the committee's account summary cannot be reconciled, or if the committee's campaign account balance does not match the cash balance reported in ORESTAR. See [page 57](#) and the [ORESTAR User's Manual: Transaction Filing](#) for information on how to complete a transaction association when using transaction subtype Account Payable Rescinded or Loan Forgiven (Non-Exempt).

### Other Transactions Subtype Review

#### Account Payable Rescinded

This subtype is used if a previously reported account payable is no longer owed because the payable is disputed or if it is later determined that the payable invoice was sent in error and the committee is not obligated to pay the account payable that was previously reported.

#### Cash Balance Adjustment

This subtype is used to make an adjustment to the committee's cash balance on its Account Summary to match the balance in the committee's campaign account. This transaction should be filed only if the committee has exhausted all efforts to determine why there is a discrepancy between the Account Summary cash balance and the cash balance in the committee's campaign account.

#### Loan Forgiven (Non-Exempt)

This subtype is used if a previously reported non-exempt loan received is forgiven by the lender.

#### Personal Expenditure Balance Adjustment

This subtype is used to make an adjustment to the committee's outstanding personal expenditure balance on its Account Summary. This transaction should be filed only if the committee has exhausted all efforts to determine why there is a discrepancy between the Account Summary Outstanding Personal Expenditure Balance and what the committee believes the balance should be.



Filing a Cash Balance Adjustment or Personal Expenditure Balance Adjustment may result in a civil penalty.

# Common Campaign Activities

## Receiving Contributions Online

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A committee may use a web-based company to receive contributions. Each contribution must be deposited in the committee's account within seven business days of its collection. The committee reports the entire amount contributed even if the company retains a percentage of the contribution for processing fees. Any amount retained for processing fees is a reportable expenditure. The sum total of the processing fees retained on a single day may be entered and filed as one expenditure.

- ex** The committee receives a \$200 contribution and a \$100 contribution electronically via PayPal on January 5, 2022. PayPal retains \$5 for processing the \$200 contribution and \$2.50 for processing the \$100 contribution. Even though only \$292.50 is deposited into the campaign account, the committee reports the full amount of each contribution (each as a separate transaction) and reports a \$7.50 expenditure transaction (the total processing fee retained on January 5) reporting PayPal as the payee.

## Personal Expenditures

---

A personal expenditure is money spent, including charges on a credit or debit card, on behalf of a committee. Generally, this type of activity is reported in one of two ways described below.

- If the person making the personal expenditure does not want reimbursement, the expenditure is reported as an in-kind contribution from the person.

or

- If the person wants reimbursement for a personal expenditure two transactions must be filed, as explained below:

- i** There is a different reporting requirement when a political committee makes personal expenditures on behalf of another political committee or is sharing expenses with other committees; see [pages 40 - 41](#) for an example of the reporting requirements.

- i** "Person" includes an individual, corporation, limited liability company, labor organization, association, firm, partnership, joint stock company, club, organization, or other combination of individuals having collective capacity. This includes political committees and petition committees.

The first transaction discloses who made the personal expenditure, as well as when and where the money was spent. The transaction type is Expenditure and the transaction subtype is Personal Expenditure for Reimbursement. The Payer of Personal Expenditure is the person that used their money to make the expenditure and the Contributor/Payee is the name of the entity where the person spent the money.

The second transaction discloses the reimbursement to the person from committee funds. The transaction type is Expenditure and the transaction subtype is Cash Expenditure. The transaction purpose of this transaction must always be Reimbursement for Personal Expenditures which is available in the ORESTAR Transaction Purpose dropdown list. The payee for this transaction is the name of the person, even if the check is written directly to a credit card company.

## How to Report Personal Expenditures Made by a Person That is Not a Political Committee

**ex** Jane Smith goes to Costco on March 1, 2022, and writes a personal check for \$212.00 to purchase items for the committee's fundraiser. The committee writes check #200 from the campaign account to pay Jane back on March 10, 2022. There are two transactions to report:

**Jane's personal expenditure is reported as follows:**

Transaction Date: **3/1/2022**

Transaction Type: **Expenditure**

Transaction Subtype: **Personal Expenditure for Reimbursement**

Payer of Personal Expenditure: **Jane Smith**

Contributor/Payee: **Costco**

Amount: **\$212.00**

Transaction Purpose(s): **Fundraising Event Expenses**

**The committee's expenditure to reimburse Jane is reported as follows:**

Transaction Date: **3/10/2022**

Transaction Type: **Expenditure**

Transaction Subtype: **Cash Expenditure**

Contributor/Payee: **Jane Smith**

Payment Method: **Check**

Check Number: **200**

Amount: **\$212.00**

Transaction Purpose: **Reimbursement for Personal Expenditure**

**i** If a person is not reimbursed for reported personal expenditures and decides to "forgive" the amount owed, the committee must report a transaction disclosing the "forgiveness." The transaction type is Contribution, the transaction subtype is In-Kind/ Forgiven Personal Expenditures, and the Contributor is the name of the person forgiving the money owed.

It is important to review the committee's Outstanding Personal Expenditure Balance on the ORESTAR Account Summary to ensure that the total is correct. Generally, if there is a "negative" outstanding amount that means that the committee has reported reimbursements exceeding the amount of reported personal expenditures.

## How to Report Personal Expenditures Made by a Political Committee

**ex** ABC PAC uses committee funds to pay the wages (\$500) of Sally Smith on March 10, 2022, who is an employee working for Committee to Elect Jane Doe. ABC PAC expects reimbursement from the candidate committee. Committee to Elect Jane Doe reimburses ABC PAC on March 15, 2022; ABC PAC receives the reimbursement check on March 20, 2022. In this example there are four transactions that must be disclosed.

### **ABC PAC's payment to Sally Smith on behalf of Committee to Elect Jane Doe:**

Transaction Date: **3/10/2022**

Transaction Type: **Other Disbursement**

Transaction Subtype: **Miscellaneous Other Disbursement**

Contributor/Payee: **Sally Smith**

Payment Method: **Check**

Check Number: **200**

Amount: **\$500.00**

Transaction Purpose(s): **Wages, Salaries, Benefits**

### **Committee to Elect Jane Doe reports the personal expenditure made by ABC PAC:**

Transaction Date: **3/10/2022**

Transaction Type: **Expenditure**

Transaction Subtype: **Personal Expenditure for Reimbursement**

Payer of Personal Expenditure: **ABC PAC**

Contributor/Payee: **Sally Smith**

Amount: **\$500.00**

Transaction Purpose(s): **Wages, Salaries, Benefits**

### **Committee to Elect Jane Doe reports the expenditure to reimburse ABC PAC:**

Transaction Date: **3/15/2022**

Transaction Type: **Expenditure**

Transaction Subtype: **Cash Expenditure**

Contributor/Payee: **ABC PAC**

Payment Method: **Check**

Check Number: **1001**

Amount: **\$500.00**

Transaction Purpose: **Reimbursement for Personal Expenditure**




**ABC PAC receives the reimbursement from Committee to Elect Jane Doe:**Transaction Date: **3/20/2022**Transaction Type: **Other Receipt**Transaction Subtype: **Miscellaneous Other Receipt**Contributor/Payee: **Committee to Elect Jane Doe**Amount: **\$500.00**Description: **Reimbursement for personal expenditure**

In some instances a committee may make expenditure to its affiliated organization without it being considered a personal expenditure. For example, if the affiliated organization of a committee has supplies on hand (not specifically purchased for a campaign) the committee may purchase the supplies from the affiliated organization without reporting a personal expenditure. This may also apply to occasional staff time the affiliated organization may provide to the committee and merchant fees associated with credit card processing. However, these must still be reported as cash expenditures.

## Mileage

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Expenditures made to pay a person for mileage are reported as transaction type Expenditure, subtype Cash Expenditure and transaction purpose Travel Expenses. The transaction is required to include "Mileage" in the Description field. **Mileage is not reported as a personal expenditure for reimbursement.**


 When using campaign funds to pay an individual for use of the individual's vehicle, the individual may be paid for either mileage or expenses related to use of the vehicle (e.g., gas, maintenance), but not both.

There are some exceptions for reporting travel expenses incurred by someone other than the committee; see [Unreimbursed Travel Expenses on page 46](#) for more information.

## Reporting Credit/Debit Card Transactions

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If a committee uses a credit or debit card issued to the committee for any expenditure, the committee must report the charge as transaction type Expenditure and subtype Cash Expenditure. The payee is the entity paid with the credit/debit card, not the credit card company. The date of the transaction is the date the credit/debit card was used, not the date of the credit card or debit card statement or the date payment is made to the credit card company.

 The committee does not report any payments made directly to the credit card company except for payment for interest, credit card fees or late payment penalties.

## Fair Booths

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If a committee rents a fair booth to distribute political material and the material is provided by another committee or campaign, there is no reportable in-kind contribution for the distribution of the material or the fair booth rental. However, if campaign material is produced by someone other than the committee or campaign providing the material there may be a reportable in-kind contribution.

## Fundraising Activities

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If a contributor buys a ticket to attend a fundraising event and receives goods or services such as a dinner or a round of golf, only the amount in excess of the fair market value of the goods or services is reported as a contribution. The committee must determine the fair market value of the goods or services received by the contributor and report that amount as transaction type Other Receipt and subtype Items Sold at Fair Market Value.

**i** Moneys received on a single day which qualify as Items Sold at Fair Market Value receipts may be totaled and reported as one transaction.

The amount in excess of the fair market value is considered a contribution and is reported as subtype Cash Contribution. The committee shall inform the contributor of the amount considered a cash contribution for Oregon income tax credit purposes.

All expenses associated with the fundraising event are also required to be reported as cash expenditures, in-kind contributions or personal expenditures for reimbursement, whichever is applicable.

### Fundraising Dinners

A committee may organize a fundraising dinner with an established cost per person.

Money received to attend the dinner (up to the fair market value) is reported as transaction type Other Receipt, subtype Items Sold at Fair Market Value. Any amount paid that exceeds the fair market value of the dinner is reported as a Cash Contribution.

If the cost of the dinner is paid by the committee, the expenditures are reported as transaction subtype Cash Expenditure. If the dinner is donated to the committee at no cost, the cost of the dinner is reported as transaction subtype In-Kind Contribution. If the dinner is paid for by a person making personal expenditures that wants reimbursement, those transactions are reported as transaction subtype Personal Expenditure for Reimbursement.

**ex** If a contributor pays \$50 to attend a fundraising dinner and the value of the dinner is \$20, only \$30 of the payment for the dinner is reported as a contribution. The \$20 for the dinner is reported as transaction type Other Receipt because it is not considered a contribution.

### Fundraiser When Tickets are Sold through a Third Party

A committee may sell tickets to a fundraising event utilizing a business vendor. If the cost of the ticket is more than the fair market value of the event, the committee must ensure that contributor information is collected. If the aggregate amount of contributions from the contributor exceeds \$100 for the calendar year, the contributor information (name, address, and occupational information for an individual) must be disclosed. Any fee or commission retained by the vendor is reported as transaction subtype Expenditure.

**ex** A committee holds a concert as a fundraising event. The ticket cost is \$250; the fair market value is \$100. The vendor retains a 5% handling fee (\$12.50).

**There are three transactions to report:**

- Transaction Type: **Contribution**  
Transaction Subtype: **Cash Contribution**  
Amount: **\$150.00**
- Transaction Type: **Other Receipt**  
Transaction Subtype: **Items Sold at Fair Market Value**  
Amount: **\$100.00**
- Transaction Type: **Expenditure**  
Transaction Subtype: **Cash Expenditure**  
Amount: **\$12.50**

**i** Moneys received on a single day which qualifies as Items Sold at Fair Market Value receipts may be totaled and reported as one transaction.

Expenditures made on a single day for the handling fee may be totaled and reported as one transaction.

**Auctions**

A committee may conduct an auction as a fundraising activity. Items or services donated for the auction are reported as in-kind contributions. The amount of the in-kind is based on the fair market value of the goods or services. The amount of the winning bid, up to the fair market value, is reported as transaction type Other Receipt and subtype Items Sold at Fair Market Value. The amount paid in excess of the fair market value of the auction item is reported as a Cash Contribution.

**ex** On February 2, 2022, Jane Smith donates three nights at her beach house to the committee's silent auction. The fair market value is \$450.00.

**The In-Kind Contribution transaction is reported as follows:**

Transaction Date: **2/2/2022**

Transaction Type: **Contribution**

Transaction Subtype: **In-Kind Contribution**

Contributor/Payee: **Jane Smith** (address and occupational information is required because the aggregate contributions from Jane have exceeded \$100 in 2022)

Amount: **\$450.00**

Transaction Purpose(s): **Fundraising Event Expenses**

Tom Johnson's winning bid of \$750 is reported by creating two transactions: the Cash Contribution transaction in the amount of \$300 and the Items Sold at Fair Market Value transaction in the amount of \$450.

**The Cash Contribution transaction is reported as follows:**

Transaction Date: **The date the committee receives the money from Tom, typically the date of the auction**

Transaction Type: **Contribution**

Transaction Subtype: **Cash Contribution**

Contributor/Payee: **Tom Johnson** (address and occupational information is required because the aggregate contributions from Tom have exceeded \$100 in 2022)

Amount: **\$300.00**

**The Items Sold at Fair Market Value transaction is reported as follows:**

Transaction Date: **The date the committee receives the money from Tom, typically the date of the auction**

Transaction Type: **Other Receipt**

Transaction Subtype: **Items Sold at Fair Market Value**

Contributor/Payee: **This is not a required field when reporting Items Sold at Fair Market Value**

Amount: **\$450.00**

## Raffles

The Department of Justice regulates licensing for raffles. For licensing requirements and procedures, contact the Department of Justice, Charitable Activities Section.



See “Information Sources” on pages 83 - 85 for contact information for the Charitable Activities Section.

Money collected from the sale of raffle tickets is reported as transaction type Other Receipt and subtype Items Sold at Fair Market Value, assuming that each raffle ticket is sold for the fair market value of the prize or less. Any amount paid for a raffle ticket that exceeds the prize’s fair market value is reported as transaction type Contribution, subtype Cash Contribution.

If the raffle prize is donated to the campaign, the prize is reported as an In-Kind Contribution. If the prize is purchased with committee funds, the purchase of the prize is reported as transaction type Expenditure, subtype Cash Expenditure.

## Fundraising Cautions

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Two common campaign activities that potentially involve “undue influence” and thus may violate election law (ORS 260.665) are:

- giving something of value to a voter;
- and**
- providing refreshments at a political gathering.

### Giving Something of Value

With some exceptions, Oregon election law prohibits giving something of value for no charge with the intent to influence how a person votes or other political activity. Campaign buttons, bumper stickers, posters, brochures, doorknob hangers and campaign literature have no use or value independent of a political campaign. These items may be given away at no charge.

There are three elements that must be present for giving away a thing of value to constitute undue influence:

- The item must be an item of value (see lists below);
- The item must be advertised or otherwise promoted as available as an inducement; and
- The inducement must be to get a person to take an action restricted by statute (vote in a particular way, support a candidate, etc.).

Therefore, it is sometimes allowable for a political group to give away a thing of value. If, for example, there is no advertising or promotion of the giveaway, and if individuals will receive the item regardless of their support or opposition of the political issue, this does not constitute undue influence.

- ex** At a voter registration table, you may give away t-shirts if the give-away is not advertised in any way, and if individuals are eligible to receive a t-shirt regardless of whether they choose to register to vote at the table.
- ex** At a fundraising dinner where each guest is charged \$50 to enter, the campaign may include on the invitation a notice that all attendees will receive a free t-shirt.
- ex** It is allowable to provide door prizes at a fundraiser as long as the door prizes are not advertised as an inducement to attend the fundraiser.

Items of nominal value include **very inexpensive** (i.e. fair market value of less than \$1.00) types of:

balloons	flags (novelty with campaign information)	small candy
bookmarks	ink pens	refrigerator magnets or “mini-magnets”
calendars	key chains	return envelope*
eye-glass repair kits (of low value)	litterbags (paper or plastic)	rulers (small – wood or plastic)
emery boards	matchbooks	shopping bags (paper or plastic)
fans (paper or plastic)	pencils	bottled water

\*Loose postage stamps **may not** be given away for free in a campaign context. Also, envelopes that are stamped but are blank as to a return mailing address **may not** be given away for free. This is because this would make the envelope something of value, as it could be used for other purposes by the recipient, whereas a pre-stamped and addressed envelope would merely facilitate the return of the envelope to the campaign with no independent value.

The distribution of these types of items is not “undue influence,” inducing the recipient to take a certain political action in violation of election law, if the committee ensures:

- only very small quantities of an item are given to any one person;
- the distribution of the item is incidental to the political activity that occurs during the distribution ; and
- the item does not also contain another connected offering for something of value (for example, the back of a fan should not contain a coupon for \$3.00 off a pizza).

Items that **should not** be used as an inducement (advertised as available for free in connection with a political issue covered by ORS 260.665):

- calculators;
- flashlights;
- frisbees;
- hats;
- postage stamps;
- toys;
- t-shirts; or
- anything with a fair market value of \$1.00 or more.

If a committee advertises and gives away items of value, then the campaign must charge at least the cost of the item. The money spent to purchase the items and the money received in payment for the items must be reported in compliance with campaign finance regulations.

## Providing Refreshments at a Political Gathering

A common political practice is to have a "meet the candidate" neighborhood event at which incidental refreshments such as coffee, tea and cookies may be served at no charge. Refreshments may be provided at a political gathering for no charge if they are incidental to the event. Food or refreshments, at no charge, **cannot be the featured attraction** to induce people to attend a political event (e.g., an advertisement that announces "Join John Doe at a free spaghetti feed").

If more food is served than what would be conservatively defined as incidental to the event, there must be a charge for at least the actual cost of the food or refreshments if the food and refreshments are advertised.

The host may either: 1) charge for the cost of the food only (example A), or 2) charge a per plate/per person cost in excess of the value of the food (example B). In the latter case, the amount collected in excess is considered a campaign contribution.

**ex** **Example A:** "Join John Doe for spaghetti dinner, cost \$3.50 per person." (\$3.50 is the actual cost of the dinner.)

**ex** **Example B:** "Join John Doe for spaghetti dinner, cost \$25 per person," (\$3.50 is the actual cost of the dinner). Report each person as contributing the difference of \$21.50.

Another related, frequently asked question is whether it is allowable to hold a "thank you/appreciation" event **after** the election to honor political campaign volunteers, at which food and beverages will be provided and small prizes may be awarded. This type of "thank you/appreciation event" is allowable and would not be considered a violation of the "undue influence" law **if** the event is not used as an inducement for new volunteers **before** the election to get the attendees to provide services or otherwise contribute to the campaign. Therefore, the event **must not** be advertised or announced in any way **before** the election.

Additionally, at the event the attendees **must not** be induced by the food, prizes, etc. to provide any further services or make contributions to the campaign. In these specific, limited circumstances, the food served may go beyond the "refreshment" category into pizza and such and the prizes may be of a bit more value than the above listed nominal value items.

If the party is held prior to the election, caution must be taken to **not** include information about the refreshments and possible prizes to induce a person to volunteer for the campaign. Contact the Elections Division if you have questions about what may or may not be given away at a campaign event.

## Non-Reportable Activities

There are some activities that are exempt from the definitions of contribution and expenditure, and are not required to be reported. They are:

### Publications and Television or Radio Commentaries

News stories, letters to the editor, commentaries, and editorials distributed through the facilities of a broadcasting station, newspaper, magazine, or other periodical publication are not considered contributions unless the facility is owned by a political committee. A publication must be published at regular intervals with consistent circulation.

However, if a special publication is produced by a committee and the purpose is to support or oppose a candidate, measure, political party, political action committee, or petition committee, any expenses associated with the publication must be reported. This includes payment to an entity for the publication that is then inserted into another publication for dissemination to the public, either for purchase or given away free of charge.

If a person, other than a political committee, makes political expenditures that are "independent", those expenses may need to be reported. See [pages 12 - 13 for Independent Expenditure Filer reporting requirements](#).

## Volunteer Activities

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Generally, volunteer activities are non-reportable. An individual may volunteer personal services to a committee without making an in-kind contribution as long as the individual is not paid by anyone for performing the services.

## Corporate, Labor and Membership Organization Communications

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Corporations, labor organizations, and membership organizations may communicate only with members, shareholders, or employees without such activity being considered a contribution, as long as the labor or membership organization or corporation is not organized primarily for the purpose of influencing an election. A political committee is not considered a membership organization. Communication must be reported if the method of communication does not guarantee that named members, shareholders, or employees will be the only recipients of the communication. For example, communications, such as billboards, cable TV ads, targeted digital ads, robocalls to household numbers, or a double-sided postcard must still be reported.

## Receptions

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An individual may volunteer to hold a reception or provide coffee for a political committee. Costs incurred by the individual who is using his or her residence, including a community room associated with the residence, for invitations, food, and beverages provided at the reception are not reportable expenses.

If more food is being served than what would be defined as incidental, there must be a charge equivalent to at least the actual cost of the food or refreshments. Free food or refreshments cannot be the featured attraction to induce people to attend the reception.

## Legal and Accounting Services

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Legal and accounting services provided free to a political committee are not reportable if:

→ the services are provided solely for the purpose of helping the campaign comply with ORS Chapter 260 (Campaign Finance Regulations, Election Offenses);

**and**

→ the person paying the individual performing the service is the regular employer of the individual performing the service.



Legal representation in a lawsuit, in court, or in an administrative proceeding must be reported as it is not for the purpose of ensuring compliance.

## Unreimbursed Travel Expenses

---

Unreimbursed travel expenses incurred by an individual, including a candidate, made on behalf of a political committee are not reportable. An individual working on a political committee's campaign (including a candidate, a paid staff member, or a volunteer) may voluntarily use the individual's own funds to pay for transportation expenses without making a contribution. This exception does not apply to lodging.

## Vendor Discounts on Food and Beverages

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A vendor of food or beverages may sell food or beverages to a committee at a discounted rate. The discount is not a reportable in-kind contribution as long as the amount charged is at least equal to the vendor's cost for the food or beverage.

## Use of Internet Services

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Generally, electronic transmissions have no intrinsic monetary value. Sending email messages or adding links on an existing webpage are not considered in-kind contributions or independent expenditures by a person performing the email distributions or working on the websites. Further, if an existing email list is ordinarily given away for free, then there is no in-kind contribution made by the entity giving away the list. But if there is normally a fee charged to obtain the list, there is a reportable in-kind contribution.

Therefore, if the effort to produce a website, or to transmit an email, even to a large list of recipients, is provided by an unpaid volunteer, and no money is spent to add hardware, software, hosting fees, domain registration or internet access, or to acquire an email list, there is no reportable contribution.

If, however, a person or committee makes expenditures to provide the service (e.g., produce a website or distribute an email), including wages or other payment to an individual or firm, those costs are reportable in-kind contributions or personal expenditures. If a person or committee makes expenditures to produce a website, boost a post on a social media platform, or transmit an email, those are reportable expenditures.

## Transfer of Funds to Earn Interest

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Transfers of funds between checking and savings accounts or for investment purposes are non-reportable because the funds remain part of the committee's assets.



See [pages 29 and 33](#) for information on how to report a gain or loss on an investment.

## Return or Refund of Contributions

---

Contributions received by the committee and returned to the contributor within seven calendar days of receipt without being deposited in the campaign account are non-reportable.

A contribution received by a committee subject to reporting contributions received during a legislative session that is returned within two business days of receipt without being deposited in the campaign account also is non-reportable.

## Change for a Fundraiser

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The withdrawal of money and the deposit of the money back to the committee's account for the purpose of making change at a fundraiser are non-reportable.

## Debates

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A candidate debate or forum for a state office, or a communication publicizing a candidate debate or forum for a state office, is not a reportable in-kind contribution if all major political party candidates for the state office have been invited to participate in the candidate debate or forum.

Any expenditures made by a broadcasting station, newspaper, magazine, or other periodical publication to facilitate a debate or forum are not considered a contribution.



# ORESTAR Account Summary

When a user accesses the campaign finance section of the committee's Private Workshop, the first page that displays is the committee's Account Summary. The Account Summary represents the total activity reported and filed by a committee in a calendar year. The figures on the Summary update with every transaction filing. The Account Summary should be reviewed when a user logs into their Private Workshop to affirm the line item totals are accurate. A description of certain line items and what the totals represent is found below.

## Contributions

### Cash Contributions:

The total amount of cash contribution transactions filed in a calendar year.

### Loans Received (non-exempt):

The total amount of loans received (non-exempt) transactions filed in a calendar year.

### In-Kind:

The total amount of in-kind contributions filed in a calendar year.

## Expenditures

### Cash Expenditures:

The total amount of cash expenditure transactions filed in a calendar year.

### Loan Payments (non-exempt):

The total amount of loan payment (non-exempt) transactions filed in a calendar year.

### In-Kind:

This field does not indicate in-kind expenditure totals. Rather, it mirrors the amount listed as an in-kind contribution to allow the Ending Cash Balance to calculate correctly.

## Cash Balance

### Other Receipts:

The total amount of other receipt transactions filed in a calendar year.

### Loans Received (exempt):

The total amount of loans received (exempt) transactions filed in a calendar year.

### Other Disbursements:

The total of other disbursement transactions filed in a calendar year.

### Loan Payments (exempt):

The total amount of loan payment (exempt) transactions filed in a calendar year.

### Balance Adjustments:

The total amount of cash balance adjustment and personal expenditure balance adjustment transactions filed in a calendar year.

### Ending Cash Balance:

The ending cash balance amount should match the committee's campaign bank account balance if all of the transactions have been filed in ORESTAR and all contributions have been deposited and reported expenditures have cleared the financial institution.



This amount, in most cases, should not be a negative amount. A negative amount is an indication that transactions have not been filed by the committee or that the committee's bank account balance is overdrawn.

## Financial Status

### Accounts Receivable:

The total amount of outstanding miscellaneous account receivable transactions filed. This amount includes proceeds that have not been but are expected to be collected by the committee. The balance will carry forward to the next calendar year until the committee files transactions to resolve the balance.

### Total Outstanding Loans:

The total amount of outstanding loans (exempt and non-exempt) filed. The balance will carry forward to the next calendar year until the committee files transactions to resolve the outstanding balance.

### Outstanding Personal Expenditures:

The total amount of outstanding personal expenditures. The amount is based on the total reported personal expenditures for reimbursement and the total reported cash expenditures made from committee funds to reimburse the person that made the personal expenditures. The balance will carry forward to the next calendar year until the committee files transactions to resolve the outstanding balance.



This amount should not be a negative amount. A negative amount may possibly be an indication that personal expenditures for reimbursement have not been correctly reported. See [pages 38 - 41](#) for an example of how to report personal expenditures.

### Accounts Payable:

The total amount of accounts payable transactions. The balance will carry forward to the next calendar year until the committee files transactions to resolve the outstanding balance.

### Balance Deficit:

The amount is calculated by taking the cash balance amount, adding the account receivable amount, then subtracting the outstanding loans, outstanding personal expenditures and account payable amounts.

## ORESTAR Data Fields

The following information describes each data field when entering a transaction and defines what information must be disclosed when adding a particular transaction type/subtype in ORESTAR. Refer to the [ORESTAR User's Manual: Transaction Filing](#) for complete instructions on filing transactions.

## Transaction Date

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The following information describes what date to report for a transaction, based on the transaction type or subtype.

### Definition of Date for a Contribution or Other Receipt

#### Cash Contribution or Loan Received (Non-Exempt)


The date the contribution or loan was received in the committee's physical custody.

If the contribution or loan is received by Electronic Funds Transfer (EFT), the transaction date is the date the contribution is credited to the committee's campaign account.

If the contribution or loan is received via an online merchant account, the transaction date is the date the committee can access the funds to facilitate the transfer of the money from the merchant account to the committee's bank account.


If the contribution or loan is collected by credit card, the transaction date is the date the committee processed the credit card, not the date the credit card information is received.

If stock is contributed, the transaction date is when the committee receives notice either of the authorization or of the completion of the transfer, whichever notification occurs first.

-  It is not the date the check was written, the postmark on the envelope, the date the contribution was placed in the recipient's post office box, or the date the contribution was deposited in the committee's campaign account.

### **In-Kind Contribution**

The date the candidate, treasurer or any agent of the committee has knowledge of the in-kind contribution and the goods or services have been purchased or provided, the date the account payable is forgiven, or the date the personal expenditure is forgiven.

-  The date written notification of the in-kind contribution from another political or petition committee is received is not the date of the in-kind contribution **if the candidate, treasurer or any agent of the committee had knowledge of the in-kind contribution and received the goods or services prior to receiving the written notification.** See [page 33](#) for more information about the in-kind contribution written notification requirement.

### **Interest/Investment Income**

The date that the committee receives the statement reporting the amount of interest earned or investment income. If a committee liquidates stock and the value has increased after reporting the receipt of the original contribution, the date for reporting the investment income is the date the stock is liquidated.

### **Items Sold at Fair Market Value**

The date funds are received for the item sold at fair market value.

### **Lost or Returned Check**

The date the committee orders a stop payment on the check, the date the committee reissues a replacement check, the date the committee no longer expects the check to be cashed, or the date the committee is notified that a check is returned for insufficient funds, whichever occurs first.

### **Loan Received (Exempt)**

The date the loan is received in the committee's physical custody.

### **Miscellaneous Account Receivable**

The date the committee makes an expenditure for a loan, or the date of the auction to report the fair market value of auction/fundraising proceeds that have not yet been collected, or the date the committee makes an expenditure for a deposit. All of these actions require the committee to file a miscellaneous account receivable transaction to reflect the committee is expecting to receive money from some source.

### **Miscellaneous Other Receipt**

The date the miscellaneous other receipt is received in the committee's physical custody.


### **Refunds and Rebates**

The date the refund or rebate is received in the committee's physical custody.

## Definition of Date for an Expenditure or Other Disbursement


### Account Payable

Use the date an order is placed for goods or services and payment is not made when the order is placed. It is not the date of the invoice or the date the committee receives the invoice. If the committee is not provided estimate of the cost of the goods or services, use an estimate of the cost for reporting purposes. If an estimate is reported, do not amend the amount of the account payable transaction to report the final cost.

 There is an exception to the requirement of reporting an account payable; see [page 31](#).


### Cash Expenditure or Loan Payment (Non-Exempt)

Use the date written on the check, the date an electronic check is issued, for an online bill pay system the date the funds are withdrawn from the account, or the date the committee's credit or debit card is used.

 It is not the date of the credit card statement or the date of payment to the credit card company.

Bank Service Charge: the transaction date is the date the committee receives the statement reporting the service charge amount.

Electronic Funds Transfer (EFT): the transaction date is the date the expenditure is withdrawn from the committee's account.

 It is not the date the committee receives the bank statement that reports the amount of the electronic funds transfer.

### Other Disbursement

The transaction date for an Other Disbursement is the date written on the check, the date the committee's credit or debit card is used, or the date of the EFT.

The date for reporting a loss on an investment is the date the committee receives the statement reporting the loss.

### Personal Expenditure for Reimbursement

Use the date a person makes an expenditure (by cash, check, credit card, debit card, etc.) from personal funds on behalf of the committee and expects repayment.

## Definition of Date for an Other Transaction Type

### Account Payable Rescinded

Use the date the committee determines that the payable is disputed and no longer owed or the date a contract is cancelled.

### Cash Balance Adjustment

Use the date the committee determines that it cannot reconcile the committee's campaign account balance to match the cash balance as reported on the committee's Account Summary in ORESTAR.

### Loan Forgiven (Non-Exempt)

Use the date the loan is forgiven or paid by another person.

### Personal Expenditure Balance Adjustment

Use the date the committee determines the committee's outstanding personal expenditure balance is not accurate on the committee's Account Summary in ORESTAR.

## Transaction Type

A committee must choose a transaction type when creating each transaction. The transaction types are Contribution, Expenditure, Other, Other Account Receivable, Other Disbursement and Other Receipt.

## Transaction Subtype

The transaction subtype choices that display in ORESTAR when creating a transaction are based on the transaction type that has been selected.

Transaction Type	Available Transaction Subtypes
Contribution	Cash Contribution In-Kind Contribution In-Kind/Forgiven Account Payable In-Kind/Forgiven Personal Expenditure Loan Received (Non-Exempt)
Expenditure	Account Payable Cash Expenditure Loan Payment (Non-Exempt) Personal Expenditure for Reimbursement
Other	Account Payable Rescinded Cash Balance Adjustment Loan Forgiven (Non-Exempt) Personal Expenditure Balance Adjustment
Other Account Receivable	Miscellaneous Account Receivable
Other Disbursement	Loan Payment (Exempt) Miscellaneous Other Disbursement Nonpartisan Activity Return or Refund of Contribution
Other Receipt	Interest/Investment Income Items Sold at Fair Market Value Loan Received (Exempt) Lost or Returned Check Miscellaneous Other Receipt Refunds and Rebates

## Payer of Personal Expenditure

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The name of the person that makes an expenditure from the person's funds on behalf of the committee and wants reimbursement. This is required when the transaction subtype is Personal Expenditure for Reimbursement.

## Who is Reported as the Contributor/Payee

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This field discloses the person who is the source of the contribution, goods, or services received by the committee, or to whom the committee is making an expenditure. This field is not required to be completed when reporting Interest/Investment Income, Items Sold at Fair Market Value, Nonpartisan Activity, Cash Balance Adjustment, or a Personal Expenditure Balance Adjustment. The information that populates this field is based on the Address Book entry for the transaction.



See "ORESTAR Address Book" on pages 60 - 62 of this manual and the ORESTAR User's Manual: Transaction Filing for the instructions for completing an Address Book entry.

### For a Contribution:

Use the full name of the person making the contribution to the committee.

The person signing the check is considered the contributor unless the signer is the trustee of a trust, or is the accountant for, or is otherwise exercising power of attorney for, the actual contributor.

However, if contributors specify that one check represents two or more contributions from a jointly-held checking account (e.g., in the memo bar of the check, verbal affirmation or by letter), a separate transaction is entered for each contributor. Contributors cannot be reported jointly (i.e., John and Jane Doe).

### For an Expenditure:

Use the name to whom payment is made or owed.

If the committee uses a credit or debit card issued in the committee name, the payee is the business or individual accepting the card as payment.



See page 40 for "Reporting Credit/Debit Card Transactions."

When reporting a personal expenditure for reimbursement, the payee is who received payment from the personal funds.

When reporting an expenditure from committee funds to reimburse a person for reported personal expenditures for reimbursement, the payee is the person receiving reimbursement (who the check is made payable to).



See pages 37 - 40 for reporting personal expenditures.

If a committee uses a payroll processing company to process its payroll, the committee reports the name of the payroll company as the payee unless the payroll processing company issues a check or payment directly from the committee's account, in which case the payee is who the check is made payable to.

### For an Other Receipt:

The name of the "Contributor" for an Other Receipt is required for transaction subtypes Loan Received (Exempt), Miscellaneous Other Receipt, Lost or Returned Check, and Refunds and Rebates. It is optional for Interest/Investment Income and Items Sold at Fair Market Value.

### **For an Other Disbursement:**

The name of the Payee is required for transaction subtypes Loan Payment (Exempt), Miscellaneous Other Disbursement, or Return or Refund of Contribution. It is optional for Nonpartisan Activity.

### **For an Other Accounts Receivable:**

The name of the person from whom the committee expects to receive money is required.

## **Payment Method**

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A payment method must be indicated for transaction subtype Cash Expenditure and Loan Payment (Non-Exempt). The following payment methods are available: Check, Credit Card, Debit Card, Electronic Check, and Electronic Funds Transfer.

## **Check Number**

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Use the number of the check issued by the committee. Do not enter a check number unless the payment method is Check or Electronic Check and the transaction subtype is Cash Expenditure or Loan Payment (Non-Exempt). Do not report voided checks. If a check does not have a printed or hand-written check number (such as a counter check or money order) enter "counter check" or "money order" in the Description field.

## **Amount**

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Use the transaction amount. The amount for an Account Payable transaction can be an estimate or "price quote." Do not amend the amount of the account payable transaction if the final amount billed or invoiced is different from the amount originally reported. Do not enter a dollar sign when entering the amount; a decimal point is only required if there are cents to report.

## **Calendar Year Aggregate**

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This field is required if a committee has opted out of the ORESTAR system-calculated aggregate function and applies only to transaction types Contribution and Expenditure.



See [Calculating a Transaction's Calendar Year Aggregate on pages 58 - 59](#) for more information.

## **Interest Rate**

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This field is required when disclosing transaction subtypes Loan Received (Non-Exempt), Loan Received (Exempt), or Cash Expenditure when the transaction purpose is Loan Extended. If there is no interest rate attached to the loan, enter "0" (zero).

## **Repayment Schedule**

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This field is required when disclosing transaction subtypes Loan Received (Non-Exempt), Loan Received (Exempt), or Cash Expenditure when the transaction purpose is Loan Extended. If there is no repayment schedule, indicate "payable when funds available."

## **Description**

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This field is used to enter a detailed description of a transaction's purpose. It may be completed in lieu of selecting one of the pre-defined ORESTAR purposes with the exception of using Reimbursement for Personal Expenditures when writing a check to reimburse a person for previously reported personal expenditures.

It must be completed if any of the following pre-defined transaction purposes are used: General Operational Expenses, Public Office Holder Expenses, or Travel Expenses.

It also must be completed when reporting a transaction with subtype Miscellaneous Other Disbursement, Cash Balance Adjustment or Personal Expenditure Adjustment.

## Occupation Letter Date

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Complete this field if a letter or email is sent requesting a contributor's occupational information.



See [Occupational Information for a Contributor](#) on pages 61 - 62 for more information.

## Notes

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This field is used to record additional information about a transaction. Do not use this field for information that is required to be in the Description field. It is also used to document why an in-kind contribution (from another committee) amount is amended after the due date for the transaction.

## Transaction Purpose(s)

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Each Expenditure transaction type and In-Kind Contribution transaction subtype must have a Transaction Purpose, unless a purpose is provided in the Description field. Multiple transaction purposes may be used except when reimbursing a person for personal expenditures. The following transaction purposes are available:

### Broadcast Advertising

Use for expenditures for radio or television advertising.

### Cash Contribution

Use for a contribution given to another committee or organization.

### Fundraising Event Expenses

Use for expenditures associated with holding a fundraiser, including payments to restaurants, hotels, caterers, other food and refreshment vendors, entertainers, and speakers.

### General Operational Expenses

Use for general campaign operating expenses, including filing fees, bank service charges, purchase or rental of office equipment and furniture for the campaign, and office supplies. When this purpose is used, additional information is required to be entered in the Description field (e.g., office supplies, furniture).

### Interest Payment

Use for interest paid to a financial institution or other lender for a loan made to the committee.

### Literature, Brochures, Printing

Use for expenditures for the preparation and production of campaign literature and printed solicitations, including expenditures for mailing lists, design, photography, copy, layout, printing, and reproduction.

### Loan Extended

Use for an expenditure made by a committee that is a loan to another committee or organization. The committee must create and file a Miscellaneous Account Receivable transaction for the outstanding loan amount.

### Management Services

Use for fees and commissions paid to campaign management companies, agents, and campaign consultants.

### Newspaper and Other Periodical Advertising

Use for expenditures for advertising in newspapers, periodicals, and other publications.



## Online and Social Media Advertising

Use for expenditures related to the production and purchase of websites, online content, social media, phone apps, etc. and all related advertising.

## Other Advertising

Use for expenditures related to the production and purchase of advertising , billboards, yard signs, voters' pamphlet statements and arguments, and campaign paraphernalia such as buttons, bumper stickers, t-shirts, etc.

## Petition Circulators

Use for payments made to individuals for collection of signatures on a petition or to a company that pays petition circulators.

## Postage

Use for expenditures for stamps, postage, and direct mail services.

## Preparation and Production of Advertising

Use for payments related to the preparation or production of broadcast, newspaper or other periodical advertising.

## Public Office Holder Expenses

Use for expenditures related to public office holder expenses such as gifts of nominal value, conference registration fees, membership dues, constituent communications, staff wages, office rent, mileage, gas, and travel. Additional information is required to be entered in the Description field (e.g., conference registration fee, staff wages, office rent, etc.).

## Reimbursement for Personal Expenditures

Use for payments made to a person for reimbursement of a personal expenditure made on behalf of the committee. The personal expenditure made by the person must be reported as a separate transaction.



See [Personal Expenditures on pages 37 - 40](#) for information on how to report personal expenditures and reimbursement from committee funds.



When using the Reimbursement for Personal Expenditure purpose, the entire amount of the transaction is subtracted from the committee's Outstanding Personal Expenditure balance on the Account Summary. If a check represents more than just a reimbursement for personal expenditures, you must enter and file two separate transactions.

## Surveys and Polls

Use for expenditures related to surveys and polls, reports on election trends, voter surveys, telemarketing, and telephone banks, etc.



See OAR 165-012-0050 for calculating the value of the poll results if the results are shared with any Oregon political or petition committee.

## Travel Expenses

Use for expenditures related to travel. Additional information is required to be entered in the Description field (e.g., lodging, airfare, meals, gas, mileage, etc.).

## Utilities


Use for expenditures for utilities (e.g., telephone, internet access, electricity, etc.)

## Wages, Salaries, Benefits

Use for expenditures related to campaign staff payroll, including wages, employment taxes, insurance, and payments to temporary employment agencies, etc.


## Transaction Association

An associated transaction is a transaction that is connected to, or dependent upon, another transaction that has previously been entered in ORESTAR. For example, a cash expenditure that is a partial or full payment of a previously entered account payable transaction must be associated to reduce the outstanding account payable balance on the committee's Account Summary.

 The following are some examples of “associated” transactions:

Previously Entered Transaction Subtype	Associated Transaction Subtype
Account Payable	Account Payable Rescinded*
Account Payable	Cash Expenditure
Account Payable	In-Kind/Forgiven Account Payable*
Miscellaneous Account Receivable	Items Sold at Fair Market Value
Loan Received (Non-Exempt)	Loan Forgiven (Non-Exempt)*
Loan Received (Exempt)	Loan Payment (Exempt)*
Loan Received (Non-Exempt)	Loan Payment (Non-Exempt)*
Cash Expenditure	Lost or Returned Check*
Miscellaneous Account Receivable	Miscellaneous Other Receipt
Miscellaneous Account Receivable	Refunds and Rebates
Cash Contribution	Return of Refund of Contribution*

\*These transactions require an association and cannot be saved and filed in ORESTAR unless the user selects an association.

 See the [ORESTAR User's Manual: Transaction Filing](#) for instructions about how to complete a transaction association.

## Co-Signer Obligation

Each endorser or guarantor of an exempt or non-exempt loan received is considered a contributor and must be reported, unless the guarantor is the candidate's spouse.

 See the [ORESTAR User's Manual: Transaction Filing](#) for detailed instructions about completing the co-signer obligation information when entering a transaction.

## In-Kind or Independent Expenditure Information

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In-kind or Independent Expenditure Information must be completed for a transaction if:

- a cash expenditure or account payable is an in-kind contribution to another candidate or committee;
- a cash expenditure or account payable is an independent expenditure for a communication supporting or opposing a candidate or measure; or
- a cash expenditure or account payable is an independent expenditure that is a communication that refers to a candidate or political party and is disseminated to the relevant electorate 30 days before the primary election or 60 days before the general election.

The transaction must:

- be identified as either an in-kind expenditure or independent expenditure;
- identify the candidate(s), committee(s), or measure(s) supported or opposed by the expenditure;
- include the amount apportioned to each candidate, committee or measure(s); and
- identify “support” or “oppose” if it is an independent expenditure.



See the [ORESTAR User’s Manual: Transaction Filing](#) for detailed instructions about completing the in-kind or independent expenditure information.

## Filing Transactions

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After a transaction is entered and saved, you must also take steps to validate and file the transaction.

Refer to the [ORESTAR User’s Manual: Transaction Filing](#) for instructions on validating and filing transactions after they have been entered and saved in the committee’s Private Workshop.

## Calculating a Transaction’s Calendar Year Aggregate

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The calendar year aggregate is the total amount of contributions received from one contributor or the total amount of expenditures paid to the same payee during a calendar year (January 1 – December 31). When the calendar year aggregate for a contributor or payee exceeds \$100, the committee must disclose at least the name, address, and occupational information (if any) for contributors or, for payees, the name and city and state where the payee is located. The Elections Division encourages committees to collect occupational information for a contributor regardless of the amount of the contribution.

Committees that allow ORESTAR to track and calculate the calendar year aggregate totals for contributors and payees must enter every contribution and expenditure. ORESTAR determines whether the contribution or expenditure detail should be disclosed or included in the appropriate “miscellaneous \$100 and under” category. It automatically populates the calendar year aggregate for the contributor or payee on each transaction.


### Opting Out of the System Calculated Aggregate

A committee can opt out of the system-calculated aggregates, but if a committee chooses to opt out, the committee is required to enter a calendar year aggregate amount for each transaction if the calendar year aggregate for that contributor/payee exceeds \$100.

The calendar year aggregate for a contributor includes cash contributions, non-exempt loans received, co-signer obligations (except obligations of the candidate’s spouse), and in-kind contributions. The calendar year aggregate does not include outstanding loans carried over from a prior calendar year. The amount of a non-exempt loan received or co-signer obligation is part of the contributor’s calendar year aggregate until the loan is repaid in full.

The calendar year aggregate for a payee must include accounts payable, cash expenditures, non-exempt loan payments, and personal expenditures for reimbursement.

Detailed contributor or payee information is not disclosed until the aggregate contributions from a single contributor or aggregate expenditures to a single payee exceed \$100 in a calendar year. If a committee “opts out” of the system-calculated aggregate for a calendar year, it may not “opt in” until the next calendar year. If a committee chooses to opt back in to the system the following year, it must do so prior to entering any transactions in ORESTAR for the new calendar year.

 See the [ORESTAR User’s Manual: Transaction Filing](#) for information on opting out of the system-calculated aggregate.

A committee that “opts out” of the ORESTAR system-calculated aggregate or uses software other than ORESTAR to generate and upload transactions must ensure that the data accurately reports all contributor/payee information for:

- Any contribution over \$100. Also, for those contributors whose aggregate contributions have exceeded \$100 in the calendar year, the committee must disclose in detail (i.e., name, address, and occupational information) all contributions (including those of \$100 or less) from that date forward;
- Any expenditure over \$100. Also, for those payees whose aggregate expenditures have exceeded \$100 in the calendar year, the committee must disclose in detail (i.e., name, address) all expenditures (including those of \$100 or less) from that date forward;

**and**

- Any non-exempt loan received or non-exempt loan payment, regardless of the amount.

All contributions from contributors and expenditures made to payees whose aggregate has not exceeded \$100 for the calendar year must be combined and listed in the appropriate miscellaneous category, based on the transaction subtype and transaction date. Miscellaneous contribution and expenditure category totals must be calculated on a daily basis.

#### **Calculating Expenditure Aggregates**

On January 8, 2022, the committee makes a \$50 cash expenditure to the payee, making the payee’s calendar year aggregate \$50.

The \$50 will be included in “miscellaneous cash expenditures \$100 and under” amount for January 8, 2022.

On February 23, 2022, the committee makes another \$100 cash expenditure to the same payee, making the payee’s calendar year aggregate \$150. The second expenditure transaction will be disclosed in detail because the aggregate for the payee has exceeded \$100 in the calendar year and will display an aggregate of \$150.

The first transaction will remain in the “miscellaneous cash expenditures \$100 and under” category.

#### **Calculating Contribution Aggregates**

On January 8, 2022, an individual makes a \$75 in-kind contribution to a committee making the contributor’s calendar year aggregate \$75.

The \$75 will be included in “miscellaneous in-kind contributions \$100 and under” amount for January 8, 2022.

On February 23, 2022, the individual makes a \$50 cash contribution to the same committee, making the contributor’s calendar year aggregate \$125. The second contribution transaction will be disclosed in detail because the aggregate for the contributor has exceeded \$100 in the calendar year.



The first transaction will remain in the “miscellaneous in-kind contributions \$100 and under” category.

# ORESTAR Address Book

ORESTAR has an Address Book which stores information about each contributor and payee associated with a committee. The committee must create only one Address Book entry for each person. The entry includes the person's name and address. The occupational information is also required if the entry is associated with an individual.

Political committees or petition committees registered with the Oregon Elections Division are automatically populated in each committee's Address Book. If you start typing any part of a committee's name in the Committee Name/ID field, a list will display with possible matches. After a selection has been made the address of the committee will automatically populate.

An Address Book record is required for each transaction subtype, with the exception of transaction subtypes Interest/Investment Income, Items Sold at Fair Market Value, Nonpartisan Activity, Cash Balance Adjustment, or Personal Expenditure Adjustment.

-  A committee must create only one entry in the committee's ORESTAR Address Book even if a person is both a contributor and payee.
-  See the [ORESTAR User's Manual: Transaction Filing](#) for instructions in creating, saving, editing, and deleting Address Book entries.

## Address Book Type

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For each Address Book entry, a type must be selected. The following address book types are available for selection:

### Business Entity

This includes for-profit and professional corporations, cooperatives, partnerships, limited liability companies, and sole proprietorships, etc.

### Candidate & Immediate Family

This includes the candidate, the candidate's spouse and any child, parent, grandparent, brother, half-brother, sister, or half-sister of the candidate, and the spouses of such persons, but does not include family members of the candidate's spouse.

### Individual

### Labor Organization

### Other

This includes clubs, associations, nonprofit corporations, tribal organizations, post office, governmental entities and trusts.

### Political Committee

This includes committees filed in the State of Oregon or any other jurisdiction, including candidate committees, petition committees, and political action committees (e.g., miscellaneous committee, measure committee, recall committee, and caucus committee).

## Political Party Committee

This includes a committee established by a major or minor political party in Oregon, including county central committees. This does not include a caucus committee.


## Unregistered Committee

This includes a committee that is not registered with the Oregon State Elections Division. This includes out-of-state committees and federal committees.

## Name Information

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The name for an Address Book record is the full name of the person associated to the address book entry. Person includes an individual, corporation, limited liability company, labor organization, association, firm, partnership, joint stock company, club, organization, or other combination of individuals having collective capacity.

 Do not use acronyms or initials in place of the full name of the contributor or payee unless the acronym or initials are the full name or registered business name of the contributor or payee.

## Contributor Address

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The address includes street number and street name or post office box, along with the city, state, and zip code. For individual contributors, address means the place where the individual receives correspondence (e.g., personal residence, post office box, or place of employment). For a contributor with a foreign address the address must include the street address, city/province/region, country, and postal code.

## Occupational Information

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Oregon election law requires occupational information for each individual contributor. If the individual is employed, the employer (name, city, and state where located) must also be provided. If the individual is self-employed, indicate "Self-Employed." If the contributor is not employed, such as a homemaker, student, retired person, or a volunteer, indicate "Not Employed."

### Occupation


Occupation is the nature of the individual's primary job if employed or nature of the individual's business if self-employed (e.g., real estate broker, restaurant owner, campaign consultant, radio station owner, etc.). Titles, industry names, or other generic descriptors (e.g., business, business owner, company owner, owner, self-employed, small business owner) that do not convey the nature of the business or work performed are not sufficient when a contributor is self-employed.

### Employer's Name and Address

Employer's name and address are the company's legal name and the city and state where the company is physically located. Do not use an acronym unless the registered name of the employer includes the acronym. Employer information is not entered for an individual who is self-employed or not employed.

## Obtaining Missing or Insufficient Occupational Information

If a committee receives a contribution from an individual that does not identify both components of the contributor's occupational information, the committee must send a letter or email to the contributor within seven calendar days after receiving the contribution asking the contributor to provide occupational information.

 A separate letter or email must be sent for each contribution transaction in which the occupational information is not submitted.

If a contribution transaction must be filed before the occupational information is received, documentation showing the occupational information was requested within seven calendar days of receipt of the contribution is required. Documentation consists of both of the following:

→ reporting the date the letter was mailed or emailed to the contributor

**and**

→ retaining a copy of the dated letter addressed or email sent to the contributor as part of the committee's records.



See [Retention of Records](#) on pages 62 - 63.

## Address for a Payee

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The payee's address is the city and state where the payee is located, or county if the payee is not located in a city. For payee in a foreign country, the address is the city/province/region, and country. A corporate address is acceptable.

## Enforcement Procedures and Civil Penalties

The following are enforcement actions for transactions that are not submitted by the deadline or for campaign finance activities that do not comply with ORS Chapter 260.



Criminal penalties may apply if a transaction verified as true by the treasurer or candidate is knowingly submitted with false information. See ORS 260.715(1) for additional information.

## Inspection of Accounts and Retention of Records

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*ORS 260.055 and 260.200*

### Inspection of Accounts of Contributions and Expenditures

Accounts kept by a committee or independent expenditure filer may be inspected under reasonable circumstances at any time before the election to which the accounts refer or during the period of retention by any candidate or treasurer of any committee active in the same electoral contest. The right of inspection may be enforced by writ of mandamus issued by any court of competent jurisdiction. The Elections Division and other elections filing officers have no role in these requests made by candidates or treasurers.



Oregon election law requires all accounts of contributions and expenditures to be current not later than seven business days after the contribution is received or expenditure is made. Failure to do so may subject the committee to civil penalties.

### Retention of Records

Committees and independent expenditure filers must preserve and retain supporting documentation for each transaction required to be filed or for transactions occurring when a committee has filed a Certificate of Limited Contributions and Expenditures. Documentation must be kept for at least two years after the date the transaction is filed, or if a committee has filed a Certificate, two years after the date of the transaction. This records retention requirement also applies to a candidate that is exempt from forming a candidate committee; a record must also be retained for two years after the date the record was created. Documentation consists of:

→ copies of all contribution checks, money orders, credit card, and electronic transfers (including the use of online or web-based collection of contributions), and all documentation regarding contributors;

- copies of all correspondence relating to the campaign's financial activity;
  - currency and coin count sheets or copies of bank deposit tickets which show cash deposits;
  - original receipts and invoices for all expenditures, including personal expenditures for reimbursement;
  - copies of all checks issued on the committee's dedicated campaign account, including cancelled and voided checks;
  - statements and records of all investments and investment accounts held by the committee;
  - payroll records and tax reports;
  - electronic transaction documents;
- and**
- a copy of any letter or email sent to a contributor requesting occupational information.

**Additionally:**

- Bank statements must be retained for at least two years after the date the statement is issued by the financial institution.
- A written loan agreement must be retained for at least two years after the loan transaction is filed or until the loan is repaid, whichever is later.



In addition to the records mentioned above, the chief petitioners of any state initiative or referendum petition who compensate petition circulators, either directly or indirectly (through an agent), are also required to maintain detailed accounts. See OAR 165-014-0100 for additional information.

Any information relating to a committee's dedicated campaign account, such as the name of the financial institution, the account number and any other personal identification printed on a financial institution statement (e.g., social security number, taxpayer identification number or employee identification number) are exempt from public disclosure.

## Examination of Transactions by the Elections Division

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### *ORS 260.205*

After the deadline for filing a transaction or after a transaction is filed, whichever is later, the Elections Division has 10 business days to review the transaction and determine whether the transaction includes all of the required information required by law. If the Elections Division determines that a transaction is missing required information, the filer is notified of the insufficiency in an Exam letter sent via email which provides a deadline to correct the identified insufficiencies. If the filer determines that a transaction needs to be corrected, the filer must take action to amend the transaction.

The treasurer, candidate, alternate transaction filer, correspondence recipient, and independent expenditure filer are sent an Exam letter via email that either indicates the transaction is sufficient or identifies any of the transaction's insufficiencies that need to be corrected. An Exam letter must be completed and emailed not later than the 10 business day review deadline. The Exam letter includes a deadline for providing amendments to correct any insufficient information. The deadline is 14 business days from the date of the Exam letter, or the due date for a transaction, whichever is later. Persons associated with a committee and an independent expenditure filer should check their email or the ORESTAR Documents tab for Exam letters on a regular basis.




## Amending Transactions

A transaction may be amended by filing an amendment to the transaction in ORESTAR. An amended transaction may be filed at any time. An amended transaction must be filed if some element of the previously filed transaction is inaccurate or identified as insufficient.


If the filer is notified on an Exam letter that a transaction is insufficient, the filer must file an amended transaction to correct any identified insufficiency. If the amended transaction is filed by the deadline provided in the Exam letter, and the insufficiency is corrected, the transaction will be considered sufficient and no penalty is assessed.

If the filer believes that the transaction is sufficient the Elections Division should be contacted via a phone call or email explaining why the transaction is sufficient. See [ORESTAR User's Manual: Transaction Filing](#) for instructions on how to file amended transactions.

 If the candidate, treasurer, or independent expenditure filer fails to provide the information requested in the Exam letter by the amendment deadline, they or the civil penalty designee may be subject to a civil penalty.

Not later than 90 calendar days after an amended transaction is filed, the Elections Division will examine the amended transaction and send an Amendment Review Notification letter to the candidate, treasurer, alternate transaction filer, correspondence recipient, and independent expenditure filer. If an amended transaction is insufficient, that transaction may be subject to a civil penalty.

Exam and Amendment Review Notification letters are sent using the email addresses provided by the candidate, treasurer, alternate transaction filer, and correspondence recipient on the committee's current Statement of Organization and to the email address provided in independent expenditure filer's user profile.

 If the email (with the attached Exam or Amendment Review Notification letter) is returned as undeliverable for any reason, such as the email address has not been updated in the Statement of Organization, or the user has a spam blocker protecting the address which results in non-delivery of the email, or any other reason outside of the Elections Division's control, the committee may be found in violation for filing an insufficient transaction.

## Complaints Regarding Late or Insufficient Transactions

*ORS 260.205*

Any elector may file a written complaint with the Elections Division alleging that a transaction is insufficient or that a person has failed to file a transaction. The complaint should state the reasons for believing that a transaction is late or insufficient and include documentation or evidence to support the allegation. The complaint must be in writing, must be signed, and filed no later than 90 calendar days after the date the relevant transaction is filed or should have been filed, whichever is later. A complaint may be filed electronically by scanning the complaint and any related evidence, attaching the scanned documents to an email, and emailing the scanned documents to [orestar-support.sos@sos.oregon.gov](mailto:orestar-support.sos@sos.oregon.gov). Anonymous complaints will not be investigated.

## Subpoena Authority

*ORS 260.218*

The Elections Division, in reviewing contribution and expenditure transactions, may issue subpoenas to compel the committee to produce records, documents, books, papers, memoranda, or other information necessary to determine the sufficiency of transactions filed.

If a person fails to comply with a subpoena, a judge of the circuit court of any county shall, on application of the Elections Division, compel obedience by proceedings for contempt as in the case of disobedience of the requirements of a subpoena issued from the circuit court.

## Court Proceedings to Compel Filing of Correct Statements

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*ORS 260.225*

The Secretary of State, an elections filing officer, or an elector may file a petition in the circuit court to compel committees to file contribution and expenditure transactions. The petition must be filed in the circuit court for the county in which the principal office of the appropriate elections filing officer is located.

If the court determines that the petition filed is frivolous or the court does not compel the filing of any transaction, the candidate, treasurer, or person against whom the petition was filed is entitled to recover reasonable attorney fees for trial and appeal expenses.

## Civil Penalties for Failure to File Timely or Sufficient Transactions

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*ORS 260.232*

The Secretary of State may impose civil penalties for failure to file a timely or sufficient transaction or a Certificate of Limited Contributions and Expenditures. See [pages 73 - 74](#) for who is responsible for payment of a civil penalty that has been imposed for any late or insufficient filing.

The maximum penalty that may be imposed by statute is 10% of the amount of each late or insufficient transaction. The Secretary of State has established penalty matrices that are used to calculate penalties for late and insufficient transactions. The penalty calculation is based on the amount of the transaction and the number of business days the transaction is submitted late. See the [Late and Insufficient Penalty Matrices on pages 67 – 70](#).

## Complaints Regarding Other Election Law Violations

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*ORS 260.345*

Any elector may file a written complaint with the Elections Division alleging that a violation of an election law or rule adopted by the Secretary of State has occurred. The complaint should state the reasons for believing that the violation occurred and include documentation or evidence to support the allegation. The complaint must be in writing, must be signed, and filed no later than 90 calendar days after the election at which the violation is alleged to have occurred or 90 calendar days after the violation itself is alleged to have occurred, whichever is later. A complaint may be filed electronically by scanning the complaint and any related evidence, attaching the scanned documents to an email, and emailing the scanned documents to [orestar-support.sos@sos.oregon.gov](mailto:orestar-support.sos@sos.oregon.gov). Anonymous complaints will not be investigated.

## Contributions in False Name

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*ORS 260.402*

It is a criminal offense to make a contribution relating to a candidate, measure, political committee, or petition committee in any name other than the person who provides the contribution (i.e., a contribution in a false name). Likewise, it is illegal to knowingly receive a contribution in a false name or enter it into a committee's account.



A violation of contribution in a false name is a class C felony, punishable by up to five years imprisonment and/or a \$125,000 fine.

## Prohibited Personal Use of Campaign Funds

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*ORS 260.407*

Campaign funds may not be converted to any person's personal use. The Secretary of State may impose a penalty of \$1,000 for each violation of personal use, plus the amount converted to personal use. Campaign funds may not be used to pay any penalty imposed for a violation of ORS 260.407; the penalty must be paid from the personal funds of the person found in violation. See [pages 34 - 35](#) for information on what constitutes personal use of campaign funds.

## Campaign Funds May Not be Used to Pay a Candidate for Professional Services

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*ORS 260.409*

A candidate committee may not use campaign funds to make expenditures to or on behalf of a candidate for the rendering of professional services by the candidate. The Secretary of State may impose a penalty under OAR 165-013-0010 if a candidate is found in violation of this statute. The penalty for a violation of ORS 260.409 may be paid from any source **except** the candidate's committee funds.

## Civil Penalties for Other Campaign Finance Violations


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*ORS 260.995*

The Secretary of State may impose civil penalties for certain campaign finance violations in addition to late or insufficient transactions. Other campaign finance violations include:

- failure to file a Statement of Organization not later than three business days after receiving a contribution or making an expenditure;
  - failure to file an amended Statement of Organization not later than 10 calendar days after a change in information;
- and**
- failure to establish a dedicated campaign account not later than three business days after receiving a contribution or making an expenditure.

The maximum penalty for each violation of these offenses is \$1,000, except for personal use of campaign funds by a person which carries a penalty of \$1,000, plus the amount of funds wrongfully converted. Campaign funds may not be used to pay any penalty assessed for a violation of personal use of campaign funds or a violation for using campaign funds to pay a candidate for professional services.

 Refer to OAR 165-013-0010 for specific penalties and procedures.

## Legislative Assembly Not Subject to Civil Process During Session

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*Article IV, §9, Oregon Constitution*

Article IV, Section 9 of the Oregon Constitution provides that State Senators and State Representatives shall not be subject to any civil process during any session of the Legislative Assembly. Therefore, members of the Legislative Assembly do not receive notices of proposed civil penalty during a legislative session. Notices are sent to legislators after final adjournment (*Sine Die*).

# Penalty Matrix: Late Filings

## Late Filing Defined

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Penalties may be assessed for:

- contribution or expenditure transaction that is filed after its due date; or
- a Certificate of Limited Contributions and Expenditures (PC 7) is filed after its due date.

A transaction is considered late in any of the following circumstances:

- A transaction is not filed by the due date for the transaction.
- A change is made to the name of the contributor or payee after the transaction due date, resulting in a different contributor or payee being associated with the transaction. The transaction is considered late from the transaction due date to the date the amended transaction changing the contributor or payee is filed.
- A change is made to the date of the transaction resulting in a due date that is prior to the date the transaction was originally filed. The transaction is considered late from the date the transaction should have been filed to the date the transaction was originally filed.
- A change (increase or decrease) is made to the amount of a previously filed transaction after the transaction due date. The amount of the change is late from the transaction due date to the date the amended transaction changing the amount is filed.
- A previously reported transaction is deleted after the transaction due date. The transaction is considered late from the transaction due date to the date the transaction deletion is filed.
- A cash balance adjustment transaction is filed because the committee is unable to reconcile the calculated cash balance based on transactions filed with the Secretary of State with the committee's bank balance.
- A personal expenditure balance adjustment transaction is filed because the committee is unable to reconcile the calculated outstanding personal expenditure balance based on the transactions filed with the Secretary of State.
- The transaction type is amended from any transaction type other than a contribution or expenditure to a contribution or expenditure, and the original transaction was filed after the deadline. The transaction is considered late from the transaction due date to the date the original transaction is filed.

## Exceptions to What Constitutes a Late Filing

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If a candidate committee, political action committee, or petition committee receives updated information that an in-kind contribution received from another committee and reported in a transaction is inaccurate or otherwise insufficient, the committee that received the in-kind contribution must file an amended transaction.

The amended transaction may be filed without penalty if it is filed not later than the date that the transaction is required to be filed, or if the filing deadline has passed, not later than 30 calendar days after the committee received the updated information. This applies only to an in-kind contribution that needs to be deleted, or to a change to the date, amount, or contributor name associated with the transaction. If an amendment to the in-kind contribution transaction must be filed, the committee must detail the reason for the changes in the Notes field of the transaction.

This exception does not apply to a candidate committee, political action committee, or petition committee that knew, or reasonably should have known, that the information reported in the transaction was inaccurate or insufficient at the time of filing. The exception also does not apply:

- to an original in-kind contribution transaction that is filed late;
  - to an amended in-kind contribution transaction which results in an insufficiency of the transaction;
  - if the in-kind contributor name is amended from a committee to a person;
- or**
- if the in-kind contributor name is amended from a person to a committee.



Warning: Criminal penalties may apply if transactions verified as true by the candidate or treasurer are knowingly submitted with false information.

## Penalties

The penalty for a late transaction is  $\frac{1}{2}\%$  of the amount of the transaction or  $\frac{1}{2}\%$  of the amount of the change (for an increase or decrease in transaction amount) multiplied by the number of business days the transaction is filed late.

**ex**  $\$1,000.00 \times \frac{1}{2}\% \times 16 \text{ business days} = \$80.00$

The penalty for a late Certificate of Limited Contributions and Expenditures (PC 7) is \$17.50 for each business day the Certificate is filed late.

The penalty for a cash balance adjustment transaction or personal expenditure balance adjustment transaction is 10% of the amount of the transaction.

If, after receiving the proposed penalty notice, the committee or independent expenditure filer determines that a transaction date was incorrectly reported thereby reducing the number of business days the transaction is filed late, there may be a reduction in the proposed civil penalty if the transaction is amended to correct the date. In order to qualify for a reduction in the civil penalty, the person must file the amended transaction no later than the deadline to request a hearing. If a hearing is requested, the amendment may be submitted up to the date of the hearing.

If the recalculated penalty reduces the penalty to less than \$50, no penalty will be imposed and no violation found.

### Maximum Penalties

The maximum penalty for each late transaction, except for a change in transaction amount, is 10% of the amount of the transaction. The maximum penalty for a change in transaction amount is 10% of the net change or 10% of the current transaction amount, whichever is less.

The maximum penalty for a late Certificate of Limited Contributions and Expenditures is \$350.

### Waiver of Penalty and Violation

If a transaction is late as a direct result of an error by the Elections Division, the violation is waived and no penalty is assessed. For example, if an error by the Elections Division resulted in a three day delay but the transaction was filed five days late, only the last two days would be enforced as a violation.

For any committee subject to reporting contributions during a legislative session, if a transaction is late and should have been filed during the three business day grace period for filing an original Statement of Organization, the violation is waived and no penalty is assessed, as long as the transaction is filed within five business days from receiving the contribution.

# Penalty Matrix: Insufficient Filings

## Insufficient Filings Defined

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A transaction is insufficient when a contribution (cash, in-kind, or loan received) or expenditure (cash expenditure, loan payment, personal expenditure, or account payable) is missing one or more of the following items of required information or an item of information provided is not sufficient:

- contributor's name;
  - contributor's address (not including zip code);
  - contributor's occupational information;
  - name of payee;
  - payee's address (city and state);
  - purpose of expenditure;
- or**
- terms of loan made or received.

After the deadline for filing a transaction or after a transaction is filed, whichever is later, the Elections Division has 10 business days to review the transaction and determine whether the transaction includes all of the information required by law.

The treasurer, candidate, alternate transaction filer, correspondence recipient, and independent expenditure filer are sent an Exam letter via email that either indicates the transaction is sufficient or identifies any of the transaction's insufficiencies that need to be corrected. The letter includes a deadline for providing amendments to correct any insufficient information.



See [Amending Transactions on page 64](#).



The deadline to amend an insufficient transaction is 14 business days from the date of the Exam letter, or 14 business days from the due date for a transaction, whichever is later.

If the requested information is filed by the amendment deadline provided in the Exam letter and is deemed sufficient, there is no penalty for insufficiency. If the candidate, treasurer or independent expenditure filer fails to provide the information requested in the Exam letter by the amendment deadline, the person required to correct the insufficiency will be subject to a penalty.

Not later than 90 calendar days after an amended transaction is filed, the Elections Division will examine the amended transaction and send an Amendment Review Notification letter to the committee. If an amended transaction is filed and is insufficient, that transaction may result in a civil penalty.

## Penalties

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The penalty is \$10 per item for all missing or insufficient items, except for the failure to provide the terms of a loan made or received, which is 1% of the loan amount.

Omitted or insufficient information submitted after the amendment deadline but prior to the deadline for a candidate, treasurer, or independent expenditure filer to request a hearing will result in a 50% per item reduction of the penalty, if the information is deemed sufficient. If a hearing is requested, the omitted or insufficient information may be submitted up to the date of the hearing, and if deemed sufficient, will result in a 50% per item reduction of the penalty.

### Maximum Penalties

The maximum penalty for each insufficient transaction is 10% of the amount of the transaction or \$10, whichever is less.

### Waiver of Penalty and Violation

If an insufficiency is the direct result of an error by the Elections Division, the violation is waived and no penalty is assessed.

If the total penalty for a case is less than \$50, a proposed penalty notice will not be issued and there will be no violation found.

## Contested Case Procedures

*ORS 260.232*

Late and insufficient violations are processed by calendar month. Each case for a given month will include any transactions that are filed late and/or any insufficient transactions that are not sufficiently corrected by the exam response due date in that particular month. Laws, administrative rules, and the campaign finance manual in effect at the time the transaction is filed or, if the transaction is insufficient, in effect on the deadline to respond to the insufficiency will be enforced and govern campaign finance reporting requirements. Generally, cases for a particular month are reviewed and generated approximately three months after the end of a month. If the total calculated penalty for a case is less than \$50, a proposed penalty notice will not be issued.

## Issuance of Proposed Penalty Notice

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If the Secretary of State determines that a committee or independent expenditure filer is in violation of Oregon election law because late and/or insufficient transactions were filed or a Certificate of Limited Contributions and Expenditures is filed late, and the total calculated penalty is \$50 or more, the Elections Division will create a case and deliver by first class mail or by email a Notice of Proposed Civil Penalty (proposed penalty notice) to the individual who is liable for the violations. The notice is sent to:

- the treasurer of a political action committee or petition committee, or if applicable, the civil penalty designee;
- the candidate of a candidate committee and the designated treasurer of a candidate committee; or
- an independent expenditure filer.

The notice informs the liable individual of the potential penalty and provides an opportunity to request a hearing if there is a mitigating circumstance that directly caused the late or insufficient filing.




A hearing request can be filed only by the person subject to the civil penalty, or an attorney representing the person.

## Mitigating Circumstances


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The only mitigating circumstances that may be considered in a late or insufficient filing case are:

→ The lateness or insufficiency of a transaction is the direct result of clearly-established fraud, embezzlement, or other criminal activity against the committee, committee treasurer, candidate, alternate transaction filer, or independent expenditure filer, as determined in a criminal or civil action in a court of law or independently corroborated by a report of a law enforcement agency or insurer, or the sworn testimony or affidavit of an accountant or bookkeeper or the person who actually engaged in the criminal activity. This mitigating circumstance does not apply to the candidate, treasurer, alternate transaction filer, or independent expenditure filer who was the perpetrator of the wrongdoing described above.

 If the criminal or civil action in a court of law results in a monetary judgment (including restitution) in favor of the candidate or committee treasurer, the Elections Division civil penalty must be paid if the judgment is collected.

→ The lateness or insufficiency of a transaction is the direct result of fire, flood, utility failure, or other calamitous event, resulting in physical destruction of, or inaccessibility to campaign finance records.


 “Calamitous event” means a phenomenon of an exceptional character, the effects of which could not have been reasonably prevented or avoided by the exercise of due care or foresight.

→ The lateness or insufficiency of a transaction is the direct result of failure of a professional delivery service to deliver documents in the time guaranteed for delivery by written receipt of the service provider. This does not include delivery by fax.

→ The lateness or insufficiency of a transaction is the direct result of an error by the elections filing officer.

One additional circumstance that will only be considered in a late filing case is:

→ The lateness of a transaction is the direct result of a valid personal emergency of the candidate, treasurer, alternate transaction filer, or independent expenditure filer. In this case, independent written verification must be provided.

 A valid personal emergency is an emergency, such as a serious personal illness or death in the immediate family of the candidate, treasurer, alternate transaction filer, or independent expenditure filer which caused the transaction to be late. Personal emergency does not include a common cold or flu, or a long-term illness where other arrangements could have been made.

Only the circumstances listed above, if proven, may be considered in reducing a penalty.

## Waiver of Penalty and Violation

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If a transaction is late or insufficient as the direct result of an error by the elections filing officer, the violation is waived and no penalty is assessed.



## Responding to Proposed Penalty Notice

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When an individual receives a proposed penalty notice, they can either:

- choose to pay the penalty;
  - wait until the Election Division issues a default final order assessing the civil penalty;
- or
- contest the charges because there is a mitigating circumstance that directly caused the violations by either submitting notarized testimony, or requesting an in-person or telephone hearing with an administrative law judge.



A hearing request can be filed only by the person subject to the civil penalty, or an attorney representing the person.

## Paying the Civil Penalty

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If the person chooses to pay the penalty:

- Payment may be submitted by check made payable to the Secretary of State;
  - Payment may be made by credit card over the phone;
  - Payment may be mailed to the Elections Division, at any time after the proposed penalty notice is issued, but must be received not later than 70 calendar days after the service date of the default final order;
- or
- If necessary, the person may contact the Elections Division to discuss payment plan options.

## Contest the Charges by Requesting a Hearing

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To contest the charges, the person must submit a signed Hearing Request Form (SEL 851) and an answer to the violations pursuant to applicable Oregon administrative rules and/or Oregon Revised Statutes; the request and answer must be received by the Elections Division not later than 20 calendar days after the service date on the proposed penalty notice.

If the Elections Division receives the signed and sufficient Hearing Request Form, the case will be referred to the Office of Administrative Hearings. The process outlined in the applicable Oregon administrative rules and/or Oregon Revised Statutes will be followed to conduct the hearing.

## Final Orders


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Final orders are issued after the deadline to request a hearing has passed or, if the charges were contested and a hearing was conducted, after the administrative law judge issues a proposed order. If the final order assesses a civil penalty, the liable party has 70 calendar days to pay the penalty. After the issuance of a final order the liable party is entitled to judicial review of the order. Judicial review may be obtained by filing a petition for review with the Oregon Court of Appeals within 60 calendar days of the service date of the order.

## Payment of Civil Penalties

For political action committees or petition committees, the treasurer or civil penalty designee is personally liable for penalties imposed for late or insufficient filings of contribution and expenditure transactions. For candidate committees, the candidate is liable for penalties imposed. The independent expenditure filer is liable for penalties imposed. While the persons named above are personally responsible for payment of any penalty imposed, there is nothing that prohibits a penalty from being paid using committee funds or any other source.

Uncontested civil penalties may be paid at any time after receiving the proposed penalty notice, but are due no later than 70 calendar days after the service date of a default final order or final order, unless an appeal is filed. Payment is made to the Secretary of State. Payment may be made using a credit card by contacting the Elections Division. Civil penalties are paid into the State Treasury and credited to the General Fund.


 Penalties (for all violations other than prohibited personal use of committee funds) may be paid from any source. A penalty paid from committee funds must be reported as an expenditure.

### Payment Liability for Penalty Imposed for Late Transactions or Late Certificate

For a **political action committee or petition committee**, the treasurer responsible for any late filing penalty is the treasurer or the civil penalty designee (if applicable) of record (i.e., listed on the Statement of Organization at the time the transaction is due).

For a **candidate committee**, the candidate is responsible for any late filing penalty, even if the late transaction or certificate is filed by the designated treasurer.

For a **filer of independent expenditures**, the individual registered as the filer is responsible for any late filing penalty.


 The liability for the civil penalty remains with the treasurer or the civil penalty designee of a political action committee and petition committee, and the candidate for a candidate committee, even if the late transaction is filed by the designated alternate transaction filer.

### Payment Liability for Penalty Imposed for Insufficient Transactions

For a **political action committee or petition committee**, the treasurer responsible for an insufficient filing penalty is the treasurer who filed the transaction that was insufficient or the civil penalty designee applicable at the time the insufficient transaction was filed by the treasurer.

For a **candidate committee**, the candidate is responsible for any insufficient filing penalty, even if the insufficient transaction is filed by the designated treasurer.


For a **filer of independent expenditures**, the individual registered as the filer is responsible for any insufficient penalty.

 The liability for the civil penalty remains with the treasurer or the civil penalty designee of a political action committee and petition committee, and the candidate for a candidate committee, even if the insufficient transaction is filed by the designated alternate transaction filer.

## Payment Liability for Penalty Imposed for Cash Balance Adjustment or Personal Expenditure Balance Adjustment Transactions

For a **political action committee** or **petition committee**, the treasurer responsible for a cash balance adjustment or personal expenditure balance adjustment penalty is the treasurer who filed the adjustment transaction or the civil penalty designee applicable at the time the balance adjustment transaction is filed.

For a **candidate committee**, the candidate is responsible for a cash balance adjustment penalty or personal expenditure balance adjustment even if the adjustment transaction is filed by the designated treasurer.

-  The liability for the civil penalty remains with the treasurer or civil penalty designee of a political action committee and petition committee, and the candidate for a candidate committee, even if the transaction is filed by the designated alternate transaction filer.

While the individuals named in the paragraphs above are personally liable for payment of any penalty imposed, the penalty may be paid from any source including committee funds.




## Instructions for Completing Forms

A Statement of Organization for a political action committee or petition committee that has a civil penalty designee must be filed using the paper forms. The completed forms can be printed, signed, and filed with the Elections Division. The forms may be mailed, faxed, scanned and emailed to [orestar-support.sos@sos.oregon.gov](mailto:orestar-support.sos@sos.oregon.gov) or hand-delivered.

### Completing the Statement of Organization (Original, Amendment, or Discontinuation)


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This section explains the information required for each field of information on a Statement of Organization. There are three types of Statements of Organization and they can be filed either online through ORESTAR or by using one of the following paper forms:

-  Form SEL 220: Statement of Organization for Candidate Committee;
-  Form SEL 221: Statement of Organization for Political Action Committee; and
-  Form SEL 222: Statement of Organization for Petition Committee.

For steps on filing the Statement of Organization electronically, refer to the [ORESTAR User's Manual: Statement of Organization](#).

If any of the required information is incomplete or insufficient, the Elections Division will notify the committee by phone, e-mail, or in writing of the deficiencies on the forms. The filing will not be processed or considered filed until the required information is provided.

-  Do not provide the address, phone number, or email address of a person who has obtained an exemption from disclosure as a public record.

## Candidate Committee

**Filing Type:** Must indicate the filing type. To file a new committee, select Original. To make changes or update a filing, select Amendment. To close the committee, select Discontinuation.

**Name of Committee:** Must provide the name of the committee and it must match the name of the bank account.

**Committee Street Address:** Do not use a post office box number. Must provide the street address of a residence, office, headquarters, or similar location where the candidate or a responsible officer of the committee can be located. The address must be in Oregon.

**Campaign Phone Number:** May provide a phone number where a committee member can be reached.

**Name of Candidate:** Must include at least the first and last name.

**Candidate Address:** Do not use a post office box number. Must provide the street address of a residence, office, headquarters, or similar location where the candidate can conveniently be located.

**Candidate Mailing Address:** Must provide an address where the candidate wants to receive written correspondence from the Elections Division.

**Candidate's Occupational Information:** If not employed, a homemaker, retired, or a student, select Not Employed. No further occupational information is required.

If self-employed, select Self-Employed and must provide the nature of the primary job of the candidate in the **Occupation** field.

If employed by another person, must provide the nature of the primary job of the candidate in the **Occupation** field. Must also provide the **Employer's Name, City and State** in the appropriate fields.



See [Occupational Information on page 61](#) for how the Elections Division defines occupation.

**Candidate Phone and Fax Numbers:** May provide a phone number where the candidate can be reached during normal business hours. May provide the candidate's fax number, if the candidate has one.

**Candidate Email Address:** Must provide an email address where the candidate can be reached.

**Name of Treasurer:** Must include at least the first and last name. The treasurer must be an Oregon elector.

**Treasurer Mailing Address:** Must provide an address where the treasurer wants to receive written correspondence from the Elections Division.

**Treasurer Phone and Fax Numbers:** May provide a phone number where the treasurer can be reached during normal business hours. May provide the treasurer's fax number, if the treasurer has one.

**Treasurer Email Address:** Must provide an email address where the treasurer can be reached.

**Election Information:** Designate the specific election in which the individual will be a candidate. A candidate nominated at the primary election must amend the Statement of Organization to indicate participation in the general election.

List the office sought by the candidate. Include the county, district, position, department, or zone number, if applicable. If the office is unknown, indicate "unknown office".

**Party Affiliation:** Must select the political party that indicates the candidate's party affiliation even if the candidate has been nominated by multiple political parties. A candidate running for a nonpartisan office should not complete this section.

**Committee Director:** A committee director is any person who directly and substantially participates in decision-making on behalf of the committee concerning the solicitation or expenditure of funds. If any person meets the definition of a director they must be designated on the Statement of Organization. **A candidate committee is not required to have committee directors.** The candidate is assumed to directly and substantially participate in decision making on behalf of the committee and does not need to be designated as a director.

If two or more of the directors are also directors of another political committee, list the names of those directors and the name and address of the other political committee.

**Name of Director:** If a director is designated, must include at least the first and last name.

**Director Address:** Must provide the address of a residence, office, headquarters, post office box or similar location where the director can conveniently be reached.

**Director's Occupational Information:** If not employed, homemaker, retired, or a student, select Not Employed. No further occupational information is required.

If self-employed, select Self-Employed and must provide the nature of the primary job of the director in the **Occupation** field.

If employed by another person, must provide the nature of the primary job of the director in the **Occupation** field. Must also provide the **Employer's Name, City and State** in the appropriate fields.



See [Occupational Information](#) on page 61 for how the Elections Division defines occupation.

**Director Phone:** May provide a phone number where the director can be reached during normal business hours.

**Name of Alternate Transaction Filer:** Designating an alternate transaction filer is optional. If an alternate transaction filer is designated, must include at least the first and last name. This is an individual designated to file transactions but who does not have liability for late or insufficient transactions.

**Alternate Transaction Filer Mailing Address:** Must provide an address where the alternate transaction filer wants to receive written correspondence from the Elections Division.

**Alternate Transaction Filer Email Address:** Must provide an email address where the alternate transaction filer can be reached.

**Alternate Transaction Filer Phone:** May provide a phone number where the alternate transaction filer can be reached during normal business hours.

**Name of Correspondence Recipient:** Designating an individual as the correspondence recipient is optional. If a correspondence recipient is designated, must include at least the first and last name. The individual designated will receive notices and other correspondence issued by the Elections Division.

**Correspondence Recipient Mailing Address:** Must provide an address where the correspondence recipient wants to receive written correspondence from the Elections Division.

**Correspondence Recipient Email Address:** Must provide an email address where the correspondence recipient can be reached.

**Correspondence Recipient Phone:** May provide a phone number where the correspondence recipient can be reached during normal business hours.

**Other Election Activity:** If the candidate is active at an election in which her or his name is not on the ballot, indicate the type of activity.



See [Active in an Election](#) on pages 16 - 17 for more information.

**Name of Oregon Financial Institution:** Must include the name of the Oregon financial institution where the committee has established or expects to establish the committee bank account.

**Name of Account:** This must be identical to the official name of the committee.

**Name of Account Holder:** Must include the name of the candidate or the name of the committee. If the candidate is an account holder, other individuals may also be listed as account holders, as long as they have signature authority.

**Names of Persons Who Have Signature Authority:** The candidate and treasurer must be signers on the campaign account. Other signatories may also be designated.

**Signatures of Candidate and Treasurer:** A candidate and treasurer (if applicable) must sign and date each Statement of Organization filed. In signing the Statement of Organization, the candidate and treasurer are attesting they understand the potential liability of being a candidate or treasurer and that the information provided is true and correct.

Signatures on a Statement of Organization that are filed using the paper forms will be converted to an electronic document and will become the official record.

## Political Action Committee

**Filing Type:** Must indicate the filing type. To file a new committee, select Original. To make changes or update a filing, select Amendment. To close the committee, select Discontinuation.

**Name of Committee:** Must provide the name of the committee and it must match the name of the bank account.

**Committee Acronym:** May provide an acronym of the committee's name.

**Committee Street Address:** Do not use a post office box number. Must provide the street address of a residence, office, headquarters, or similar location where the candidate or a responsible officer of the committee can be located. The address must be in Oregon.

**Campaign Phone Number:** May provide a phone number where a committee member can be reached.

**Name of Treasurer:** Must include at least the first and last name. The treasurer must be an Oregon elector.

**Treasurer Mailing Address:** Must provide an address where the treasurer wants to receive written correspondence from the Elections Division.

**Treasurer Phone and Fax Numbers:** May provide a phone number where the treasurer can be reached during normal business hours. May provide the treasurer's fax number, if the treasurer has one.

**Treasurer Email Address:** Must provide an email address where the treasurer can be reached.

**Committee Director:** A committee director is any person who directly and substantially participates in decision-making on behalf of the committee concerning the solicitation or expenditure of funds. If any person meets the definition of a director they must be designated on the Statement of Organization. The treasurer of a political action committee may also be listed as a director but must list at least one other director who is not the treasurer. The officers of a political party shall be considered the directors of any political party committee of that party and must be designated on the Statement of Organization, unless otherwise provided in the party's bylaws.

If two or more of the directors are also directors of another political committee, list the names of those directors and the name and address of the other political committee.

**Name of Director:** Must include at least the first and last name.

**Director Address:** Must provide the address of a residence, office, headquarters, post office box or similar location where the director can conveniently be reached.

**Director's Occupational Information:** If not employed, homemaker, retired, or a student, select Not Employed. No further occupational information is required.

If self-employed, select Self-Employed and must provide the nature of the primary job of the director in the **Occupation** field.

If employed by another person, must provide the nature of the primary job of the director in the **Occupation** field. Must also provide the **Employer's Name, City and State** in the appropriate fields.



See [Occupational Information on page 61](#) for how the Elections Division defines occupation.

**Director Phone:** May provide a phone number where the director can be reached during normal business hours.

**Name of Alternate Transaction Filer:** Designating an alternate transaction filer is optional. If an alternate transaction filer is designated, must include at least the first and last name. This is an individual designated to file transactions but who does not have liability for late or insufficient transactions.

**Alternate Transaction Filer Mailing Address:** Must provide an address where the alternate transaction filer wants to receive written correspondence from the Elections Division.

**Alternate Transaction Filer Email Address:** Must provide an email address where the alternate transaction filer can be reached.

**Alternate Transaction Filer Phone:** May provide a phone number where the alternate transaction filer can be reached during normal business hours.

**Name of Correspondence Recipient:** Designating an individual as the correspondence recipient is optional. If a correspondence recipient is designated, must include at least the first and last name. The individual designated will receive notices and other correspondence issued by the Elections Division.

**Correspondence Recipient Mailing Address:** Must provide an address where the correspondence recipient wants to receive written correspondence from the Elections Division.

**Correspondence Recipient Email Address:** Must provide an email address where the correspondence recipient can be reached.

**Correspondence Recipient Phone:** May provide a phone number where the correspondence recipient can be reached during normal business hours.

**Name of Civil Penalty Designee:** Designating an individual as the civil penalty designee is optional. If a civil penalty designee is designated, must include at least the first and last name. This individual is liable for any civil penalty imposed for late or insufficient transactions. This individual must be someone other than the treasurer and must agree to serve as civil penalty designee by signing a paper Statement of Organization.

**Civil Penalty Designee's Mailing Address:** Must provide an address where the civil penalty designee wants to receive written correspondence from the Elections Division.

**Civil Penalty Designee's Email:** Must provide an email address where the civil penalty designee can be reached.

**Civil Penalty Designee's Phone:** May provide a phone number where the civil penalty designee can be reached during normal business hours.

**Nature of Political Action Committee:** Must provide a description of the general nature of the committee.

**Example**

“Support all candidates and measures advocating health care for all.”

“Supports candidates that oppose tax increases.”

**Controlled Committee Information:** Must answer yes or no to the question. If yes, must identify the candidate(s) that control the committee.

All caucus committees are controlled committees. A “controlled committee” is a political action committee that, in connection with the making of contributions or expenditures:

→ is controlled directly or indirectly by a candidate or by another controlled committee;

**or**

→ acts jointly with a candidate or another controlled committee.

A candidate controls a political action committee if:

→ the candidate, the candidate’s agent, a member of the candidate’s immediate family, or any other political committee that the candidate controls has a significant influence on the actions or decisions of the political action committee;

**or**

→ the candidate’s committee and the political action committee both have the candidate or a member of the candidate’s immediate family as a treasurer or director.

**Type of Political Action Committee:** Must identify the type of committee.

A “miscellaneous committee” is a committee that supports or opposes one or more of the following:

→ specific candidate(s);

→ entire ticket of a political party;

**or**

→ candidate(s) and measure(s).

A “caucus committee” is a committee affiliated with a caucus in either chamber of Oregon’s Legislative Assembly.

A “recall committee” is a committee supporting or opposing a person subject to a recall election. A recall committee cannot be formed until a recall election is certified to the ballot.

A “measure committee” is a committee that exclusively supports or opposes one or more measures that are certified to the ballot. A measure committee must not contribute to candidates, miscellaneous committees, political parties, caucus committees, recall committees, or fund independent expenditures in support of or in opposition to candidates. If a measure committee wishes to make such expenditures, it must amend its Statement of Organization to become a miscellaneous committee.

A “political party committee” is a major or minor political party qualified under ORS Chapter 248 or a committee established by a major or minor party under party bylaws (e.g., county central committees).

**Party Affiliation for Political Party Committees:** Political party committees must identify the party the committee is affiliated with.



**Measure Information:** If supporting or opposing a measure(s), must provide the measure number, indicate support or opposition, and list the election at which the measure(s) will be voted on.

**Recall Information:** If supporting or opposing a recall(s), must provide the date of the special recall election, indicate support or opposition of the recall, and identify the candidate(s) by listing their name, the name of the office, and district or position number, if applicable.

“Support” means the committee supports the recall of the candidate and “oppose” means the committee opposes the recall of the candidate (i.e., wants the candidate to remain in office).


**Name of Oregon Financial Institution:** Must include the name of the Oregon financial institution where the committee has established or expects to establish the committee bank account.

**Name of Account:** This must be identical to the official name of the committee.

**Name of Account Holder:** For a political action committee, the account holder must include the treasurer, or the name of the committee or the affiliated organization that administers the account. If the treasurer is an account holder, other individuals may also be listed as account holders, as long as they have signature authority.

**Names of Persons Who Have Signature Authority:** The treasurer must be a signer on the campaign account. Other signatories may also be designated.

**Signatures of Treasurer and Civil Penalty Designee:** A treasurer must sign and date each Statement of Organization filed. In signing the Statement of Organization, the treasurer is attesting they understand the potential liability of being a treasurer and that the information provided is true and correct.

 If a political action committee also has a civil penalty designee, an individual that accepts liability for any penalty assessed for a late or insufficient transaction, that individual must also sign and date the Statement of Organization.

Signatures on a Statement of Organization that are filed using the paper forms will be converted to an electronic document and will become the official record.

## Petition Committee

**Filing Type:** Must indicate the filing type. To file a new committee, select Original. To make changes or update a filing, select Amendment. To close the committee, select Discontinuation.

**Name of Committee:** Must provide the name of the committee and it must match the name of the bank account.

**Committee Acronym:** May provide an acronym of the committee’s name.

**Committee Street Address:** Do not use a post office box number. Must provide the street address of a residence, office, headquarters, or similar location where the candidate or a responsible officer of the committee can be located. The address must be in Oregon.

**Campaign Phone Number:** May provide a phone number where a committee member can be reached.

**Name of Treasurer:** Must include at least the first and last name. The treasurer must be an Oregon elector.

**Treasurer Mailing Address:** Must provide an address where the treasurer wants to receive written correspondence from the Elections Division.

**Treasurer Phone and Fax Numbers:** May provide a phone number where the treasurer can be reached during normal business hours. Provide the treasurer’s fax number, if the treasurer has one.

**Treasurer Email Address:** Must provide an email address where the treasurer can be reached.

**Name of Chief Petitioner(s):** Must provide at least the first and last name of the chief petitioner(s). A recall committee may only have one chief petitioner. The names must match the names listed on the prospective petition.

**Chief Petitioner(s) Address:** Must provide the address of a residence, office, headquarters, post office box or similar location where the chief petitioner can conveniently be reached.

**Chief Petitioner(s) Phone Number:** May provide a phone number where the chief petitioner(s) can be reached during normal business hours.

**Name of Alternate Transaction Filer:** Designating an alternate transaction filer is optional. If an alternate transaction filer is designated, must include at least the first and last name. This is an individual designated to file transactions but who does not have liability for late or insufficient transactions.

**Alternate Transaction Filer Mailing Address:** Must provide an address where the alternate transaction filer wants to receive written correspondence from the Elections Division.

**Alternate Transaction Filer Email Address:** Must provide an email address where the alternate transaction filer can be reached.

**Alternate Transaction Filer Phone:** May provide a phone number where the alternate transaction filer can be reached during normal business hours.

**Name of Civil Penalty Designee:** Designating an individual as the civil penalty designee is optional. If a civil penalty designee is designated, must include at least the first and last name. This individual is liable for any civil penalty imposed for late or insufficient transactions. This individual must be someone other than the treasurer and must agree to serve as civil penalty designee by signing a paper Statement of Organization.

**Civil Penalty Designee's Mailing Address:** Must provide an address where the civil penalty designee wants to receive written correspondence from the Elections Division.

**Civil Penalty Designee's Email:** Must provide an email address where the civil penalty designee can be reached.

**Civil Penalty Designee's Phone:** May provide a phone number where the civil penalty designee can be reached during normal business hours.

**Jurisdiction:** Must indicate the jurisdiction where the prospective petition was filed.

**Petition Information:** Identify the type of petition (initiative, referendum, or recall) the committee is sponsoring.

For an initiative or referendum petition, must indicate the petition ID number assigned by the filing officer.

For a recall petition, must indicate the name of the office holder against whom the recall petition has been filed and the name of the office, and district or position number, if applicable.

**Name of Oregon Financial Institution:** Must include the name of the Oregon financial institution where the committee has established or expects to establish the committee bank account.

**Name of Account:** This must be identical to the official name of the committee.

**Name of Account Holder:** For a petition committee, the account holder must include the treasurer, or the name of the committee or the affiliated organization that administers the account. If the treasurer is an account holder, other individuals may also be listed as account holders, as long as they have signature authority.

**Names of Persons Who Have Signature Authority:** The treasurer must be a signer on the campaign account. Other signatories may also be designated.

**Signatures of Treasurer and Civil Penalty Designee:** A treasurer must sign and date each Statement of Organization filed. In signing the Statement of Organization, the treasurer is attesting they understand the potential liability of being a treasurer and that the information provided is true and correct.



If a petition committee also has a civil penalty designee, an individual that accepts liability for any penalty assessed for a late or insufficient transaction, that individual must also sign and date the Statement of Organization.

Signatures on a Statement of Organization that are filed using the paper forms will be converted to an electronic document and will become the official record.

## Completing the Certificate of Limited Contributions and Expenditures

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This section explains the information required for each field of information on a Certificate of Limited Contributions and Expenditures (form PC 7). The PC 7 form can be filed either online through ORESTAR or by using the following paper form:



Form PC 7: Certificate of Limited Contributions and Expenditures.

For steps on filing the PC 7 electronically, refer to the [ORESTAR User's Manual: Transaction Filing](#).

If any of the required information is incomplete or insufficient, the Elections Division will notify the committee by phone, e-mail, or in writing of the deficiencies on the forms. The filing will not be processed or considered filed until the required information is provided.

**Year Filing Certificate:** Must indicate the year the Certificate is being filed for.

**Cash Balance as of January 1:** Must indicate the cash balance in the committee's bank account as of January 1 of the calendar year. If the committee didn't have a bank account on January 1, this field should reflect a zero balance.

**Committee Name:** Must provide the name of the committee.

**Committee ID:** If available, provide the unique committee ID number assigned by the Elections Division.

**Candidate Name:** Include the name of the candidate. Not required for Political Action or Petition Committees.

**Treasurer Information:** Include the name of the treasurer. This field is not required if the candidate is also the treasurer.

**Signature of Candidate or Treasurer:** The candidate or treasurer must sign and date the Certificate. In signing, the individual is attesting the information is true and correct, and may be liable for penalties imposed, among other requirements.

Signatures on a Certificate that is filed using the paper form will be converted to an electronic document and will become the official record.

## Forms That Must Be Filed Using Paper

The following forms cannot be filed electronically in ORESTAR and must be filed using the PDF fillable forms available online at [www.oregonvotes.gov](http://www.oregonvotes.gov). The two forms listed below are filed only by a corporation when the major source of revenue for the corporation is paid-in-capital and the primary purpose of the corporation is to support or oppose a candidate, measure, or political party, and the corporation has made a contribution or an expenditure for that purpose. Further, the SEL 221 (Statement of Organization for Political Action Committee) and SEL 222 (Statement of Organization for Petition Committee) must be filed using the paper if the committee has a Civil Penalty Designee.



### **Form PC 3: Cash Expenditures and Loan Payments Form**



### **Form PC 12: Statement of Corporate Paid-In-Capital**

Depending on the type of organization and the organization's activities, the corporation may also be required to file a Statement of Organization for Political Action Committee form (SEL 221).

## Information Sources

### **Business Registration**


For information about business registration and business regulations contact:

Corporations Division

Public Service Building

255 Capitol Street NE, Suite 151

Salem, OR 97310-1327

 503 986 2200

 [corporationdivision.sos@sos.oregon.gov](mailto:corporationdivision.sos@sos.oregon.gov)

 [sos.oregon.gov/business](http://sos.oregon.gov/business)

### **Campaign Finance Reporting**


For questions regarding Oregon's campaign finance reporting requirements contact:

Secretary of State

Elections Division

255 Capitol Street NE, Suite 501

Salem, OR 97310-0722

 866 673 8683 or 503 986 1518

fax 503 373 7414

 [orestar-support.sos@sos.oregon.gov](mailto:orestar-support.sos@sos.oregon.gov)

 [www.oregonvotes.gov](http://www.oregonvotes.gov)

## Employer/Employee Responsibilities

For information about independent contractors and employer/employee responsibilities contact:

Oregon Employment Department  
Tax Section  
875 Union Street NE, Rm 107  
Salem, OR 97311-0030  
☎ 503 947 1488  
fax 503 947 1487  
📍 [www.oregon.gov/employ/tax](http://www.oregon.gov/employ/tax)

## Federal Elections

For questions regarding federal candidates or committees or federal election regulations contact:

Federal Election Commission  
999 E Street NW  
Washington, DC 20463  
☎ 800 424 9530  
📍 [www.fec.gov](http://www.fec.gov)

## Federal Communications

For questions regarding federal regulations on radio and television broadcasts contact:

Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554  
☎ 888 225 5322  
fax 866 418 0232  
📍 [www.fcc.gov](http://www.fcc.gov)

## IRS Reporting Requirements

For questions regarding IRS reporting requirements for political committees contact:

Internal Revenue Service  
☎ 800 829 1040  
📍 [www.irs.gov/charities-non-profits/political-organizations](http://www.irs.gov/charities-non-profits/political-organizations)

## Oregon Department of Revenue (Tax Credits)

For information about income tax credits for political contributions contact:

Revenue Building  
955 Center Street NE  
Salem, OR 97301-2555  
☎ 800 356 4222 or 503 378 4988  
📍 [www.oregon.gov/DOR](http://www.oregon.gov/DOR)

## Oregon Government Ethics


For questions regarding enforcement of Oregon’s government ethics and lobbyist registration laws contact:

Oregon Government Ethics Commission  
3218 Pringle Road SE, Suite 220  
Salem, OR 97302-1544

☎ 503 378 5105

fax 503 373 1456

📍 [www.oregon.gov/ogec](http://www.oregon.gov/ogec)

 The ethics laws cover such matters as disclosure of conflicts of interest, use of public office for personal gain, and statements of economic interest. The lobby regulation laws provide guidelines and specify certain requirements for lobbyists.

## Political Signs

For questions regarding political signs contact the elections filing officer for the jurisdiction where the signs are located.

For questions regarding political signs that are visible from state highways contact:

Oregon Department of Transportation  
355 Capitol Street NE, MS 11  
Salem, OR 97301-3871

☎ 888 275 6368

fax 503 986 3432

📍 [www.oregon.gov/ODOT](http://www.oregon.gov/ODOT)

## Raffle License

For questions regarding applying for a raffle license or status as a nonprofit entity contact:

Department of Justice Charitable Activities Section  
100 SW Market Street  
Portland, OR 97201

☎ 971 673 1880

fax 971 673 1882

✉ [charitable.activities@doj.state.or.us](mailto:charitable.activities@doj.state.or.us)

📍 [www.doj.state.or.us/charitable-activities](http://www.doj.state.or.us/charitable-activities)

## Special Districts

For information on Special Districts contact:

Special Districts Association of Oregon  
PO Box 12613  
Salem, OR 97309-0613

☎ 800 285 5461 or 503 371 8667

📍 [www.sdao.com](http://www.sdao.com)

# Definitions

As used in this manual, unless the context requires otherwise, the following terms mean:

## Account Payable

An amount owed to a creditor for goods or services.

## Address

Includes street number and name, rural route number or post office box, city, state, and zip code. For individual contributors, address means that place where the individual receives personal financial correspondence: personal residence, post office box, or place of employment. For payees, address is the city and state where the payee is located, or county if the payee is not located in a city.

## Agent

Any person who has:

→ actual oral or written authority, either express or implied, to make or to authorize the making of expenditures on behalf of a candidate or on behalf of a political committee supporting or opposing a measure;

or

→ been placed in a position within the campaign organization where it would reasonably appear that in the ordinary course of campaign-related activities the person may authorize expenditures.

## Aggregate

The total amount of contributions, including cash contributions, non-exempt loans received, co-signer obligations (except obligations of the candidate's spouse), and in-kind contributions received from the same contributor in a calendar year.

The total amount of expenditures, including accounts payable, cash, personal expenditures for reimbursement, and non-exempt loan payments made to the same payee in a calendar year.

## Amendment

An addition, correction, or deletion of information to a transaction or Statement of Organization that has already been filed.

## Business Days

Calendar days excluding weekends and legal holidays as provided in ORS 187.010 and 187.020.

## Calendar Year

January 1 - December 31.

## Candidate

"Candidate" includes any of the following:

- an individual whose name is printed on a ballot, for whom a declaration of candidacy, nominating petition or certificate of nomination to public office has been filed, or whose name is expected to be or has been presented, with the individual's consent, for nomination or election to public office;
  - an individual who has solicited or received and accepted a contribution, made an expenditure, or given consent to an individual, organization, political party or political committee to solicit or receive and accept a contribution or make an expenditure on the individual's behalf to secure nomination or election to any public office at any time, whether or not the office for which the individual will seek nomination or election is known when the solicitation is made, the contribution is received and retained or the expenditure is made, and whether or not the name of the individual is printed on a ballot;
- or
- a public office holder against whom a recall petition has been completed and filed.

## Civil Penalty Designee

A person designated on the Statement of Organization for a Political Action Committee or Petition Committee that is personally liable for any penalty imposed for a late or insufficient transaction.

## City Offices

The elected public offices of a city. City offices typically include a Mayor, City Councilors, a municipal Judge, and other officers the city council considers necessary for the conduct of business. The offices may vary depending upon the city's charter and ordinances. Contact the city elections filing officer for any questions regarding city offices.

## Committee Director

Any person who directly and substantially participates in decision-making on behalf of a political committee concerning the solicitation or expenditure of funds and the support of or opposition to candidates or measures. The officers of a political party are considered the directors of any political party committee of that party, unless otherwise provided in the party's bylaws.

## Committee Identification Number

The number assigned to Oregon committees registered with the Elections Division.

## Contribution

A contribution includes:

the payment, loan, gift, forgiving of indebtedness, or furnishing without equivalent compensation or consideration, of money, services other than personal services for which no compensation is asked or given, supplies, equipment, or any other thing of value:

- for the purpose of influencing an election for public office or an election on a measure, or of reducing the debt of a candidate for nomination or election to public office or the debt of a political committee, or
- to or on behalf of a candidate, political committee, or measure.

If a contribution is made for compensation or consideration of less than equivalent value, only the excess value of it is a contribution.

## Controlled Committee

A political action committee that, in connection with the making of contributions or expenditures:

- is controlled directly or indirectly by a candidate or another controlled committee;

or

- acts jointly with a candidate or another controlled committee.

A candidate controls a political action committee if:

- the candidate, the candidate's agent, a member of the candidate's immediate family, or any other political action committee that the candidate controls has a significant influence on the actions or decisions of the political action committee;

or

- the candidate's committee and the political action committee both have the candidate or a member of the candidate's immediate family as a treasurer or director.

## Corporation

Includes for-profit, nonprofit, and professional corporations.

## County Offices

The elected public offices of a county. County offices typically include County Commissioners, County Assessor, County Clerk, County Sheriff, and County Treasurer.

The offices may vary depending upon the county's charter and ordinances. Contact the county elections filing officer for any questions regarding county offices.

## District Offices

The elected public offices of a special district (such as a school or water district) which may be voted on only by the registered voters of the special district. District offices typically include a board of directors.

The offices may vary depending upon the district's statutory requirements. Contact the county elections filing officer for any questions about district offices.



## Elections Division

The term “Elections Division” refers to the Oregon Secretary of State’s Office, Elections Division.

## Electoral District

An area within the state, county, city, or district that is designated to be governed or represented by a particular elected public office.

## Elector

A registered voter in the State of Oregon.

## Exempt Loan

Any loan of money made by a financial institution, other than any overdraft made with respect to a checking or savings account, if the loan:

- bears the institution’s usual and customary interest rate for the category of loan involved;
  - is made on a basis which assures repayment;
  - is evidenced by a written instrument;
- and**
- is subject to a due date or amortization schedule.

## Expenditure

An expenditure includes:

- payment or furnishing of money or furnishing of any other thing of value;
  - incurring or repayment of indebtedness or obligation by or on behalf of a candidate, committee or person in consideration for any services, supplies, or equipment;
  - any other thing of value performed or furnished for any reason, including support of or opposition to a candidate, committee, or measure;
  - reducing the debt of a candidate for nomination or election to public office;
- or**
- contributions made by a candidate or committee to or on behalf of any other candidate or committee.

## Fair Market Value

Fair market value is the dollar amount a consumer would expect to pay for goods or services.

## Federal Offices

President, Vice President, United States Senator, and United States Representative.

## Financial Institution

A financial institution conducting business in Oregon.

## Forgiven Loan

A loan which a lender determines need not be repaid.

## General Election

The first Tuesday after the first Monday in November of each even-numbered year.

## Independent Expenditure Filer

A person, other than a political committee or petition committee that is required to disclose expenditures made independently for a communication in support of or in opposition to a candidate, political party, or measure.

## Initiative Petition

A petition by electors to initiate a measure for approval or rejection.

## In-Kind

A good or service, other than money, having monetary value.

## Initial Assets

Contributions received or expenditures made by a committee prior to establishing the committee.

## Legislative Official

Any member or member-elect of the Legislative Assembly.

## Loan Co-Signer or Guarantor

A person who guarantees a loan of monetary value for a candidate or a committee.

## Local Initiative or Referendum

Any initiative or referendum filed with a county, city, or special district elections office.

## Local Office or Measure

Any office or measure to be voted upon by the registered voters of a county, city, or special district.

## Measure

Includes any of the following submitted to the people for their approval or rejection at an election:

- an Act or part of an Act of the Legislative Assembly;
- a county, city, or special district legislation;
- a proposed law;
- a proposition or question; or
- a proposed revision or amendment to the Oregon Constitution.

## Measure Committee

A political action committee organized exclusively to support or oppose one or more measures certified to a ballot in Oregon.

## Membership Organization

A trade association, cooperative, corporation without capital stock, or a local, national, or international labor organization that:

- is composed of members who have the choice whether to join the organization and some or all members are vested with the power and authority to operate or administer the organization, pursuant to the organization's articles, bylaws, constitution, or other formal organizational documents;
  - expressly states the qualifications and requirements for membership in its articles, bylaws, constitution, or other formal organizational documents;
  - makes its articles, bylaws, constitution, or other formal organizational documents available to its members upon request;
  - expressly solicits persons to become members;
  - expressly acknowledges the acceptance of membership, such as by sending a membership card or including the member's name on a membership newsletter list;
  - is not organized primarily for the purpose of influencing the nomination for election, or election, of any individual to public office;
- and**
- is not a political committee.

## Non-Exempt Loan

A loan that is generally from a source other than a financial institution.

## Nonaffiliated Candidate

A candidate filing for a partisan office by Assembly of Electors or Individual Electors and who is not affiliated with any party.

## Nonpartisan Activity

Activity designed to encourage individuals to vote or to register to vote, regardless of party affiliation.

## Nonpartisan Office

An office for which the candidate does not run under the name of any political party. Nonpartisan offices include: Judge (Supreme Court, Court of Appeals, Tax Court, Circuit Court, and County Judge who exercises judicial functions), Commissioner of the Bureau of Labor and Industries, any elected office of a metropolitan service district under ORS Chapter 268, Justice of the Peace, County Clerk, County Assessor, County Treasurer, Sheriff, District Attorney, and any office designated nonpartisan by a home rule charter. Special District offices are also nonpartisan.

## OAR

Oregon Administrative Rules.

## Occupational Information

The nature of an individual's primary job or business and if the individual is employed by another person, the employer's name and city and state.

## ORESTAR

Oregon Elections System for Tracking and Reporting (ORESTAR) is the Elections Division web-based campaign finance reporting system.

## ORS

Oregon Revised Statutes.

## Other Disbursements

Moneys disbursed by the candidate or committee that do not meet the definition of "expenditure."

## Other Receipts

Moneys received by a candidate or committee that do not meet the definition of “contribution.”

## Partisan Office

An office for which the candidate may be nominated by a major or minor political party, or as a nonaffiliated candidate.

## Person

An individual, corporation, limited liability company, labor organization, association, firm, partnership, joint stock company, club, organization, or other combination of individuals having collective capacity.

## Petition Committee

A petition committee is a committee formed by the chief petitioner(s) of an initiative, referendum, or recall petition during the signature gathering phase.

## Political Action Committee

Includes miscellaneous, political party, caucus, recall, and measure committees. This term does not include a candidate committee or a petition committee.

## Political Committee

Defined by statute as a combination of two or more individuals, or a person other than an individual, that has received a contribution or made an expenditure for the purpose of supporting or opposing a candidate, measure, or political party. Expenditure does not include a contribution to a candidate or political committee required to report the contribution or an independent expenditure that is required to be reported. Political committee also includes an individual that solicits and receives a contribution, unless all contributions received by the individual are designated to a committee and forwarded to that committee within seven business days of receipt.

Unless otherwise specified, the term “political committee” refers to all candidate committees, measure committees, political party committees, caucus committees, recall committees, and miscellaneous committees. This term does not include a petition committee.

## Political Party Committee

A political committee organized by a political party which has appropriately filed its organizational documents with the Secretary of State under ORS 248.007 or 248.008. Includes county central committee.

## Primary Election

The third Tuesday in May of each even-numbered year.

## Professional Delivery Service

Includes common carriers such as the United States Postal Service, Federal Express, and UPS. Other businesses that in the course of their work may be responsible for delivering documents, such as accounting or contribution and expenditure transaction preparation services, are not considered professional delivery services.

## Prospective Petition

### Candidate:

The information and filing forms, except signatures and other identification of petition signers, required to be contained in a completed petition.

### Local (City, County, and District):

The information and filing forms, except signatures and other identification of petition signers, required to be contained in a completed petition.

### Statewide:

A prospective initiative, referendum, or recall petition, which has been filed and accepted by the Elections Division’s office, but has not received written approval to circulate from the Elections Division.

## Public Office

Any national, state, county, city, or district office or position, except a political party office, filled by an elector.

## Recall Petition

A petition by electors to place a question on a special recall election ballot regarding whether a specified public officer should be removed from office.

## **Referendum Petition**

A petition by electors to approve or reject legislation adopted by the Oregon Legislature or the governing body of a county, city, or district.

## **State Measure**

A measure to be voted on by the electors of the entire state.

## **State Offices**

Governor, Secretary of State, State Treasurer, Attorney General, Commissioner of the Bureau of Labor and Industries, Judge (Supreme Court, Court of Appeals, Tax Court, Circuit Court, and any County Judge who exercises judicial functions), State Senator, State Representative, or District Attorney.

## **Transactions**

Contributions, expenditures, other receipts and disbursements, and all other committee and independent expenditure filer financial activities that are required to be reported under Oregon campaign finance law.

## **Treasurer**

A person appointed by a political committee or petition committee to manage and report the contributions and expenditures of the committee.

## **Undue Influence**

Application of force, violence, restraint, or the threat of it, inflicting injury, damage, harm, loss of employment, or other loss or threat of it, or giving or promising to give money, employment, or other thing of value, done with the intent to induce a person to engage or refrain from engaging in specific kinds of political activity listed in ORS 260.665(2). Depending on the conduct the person applying undue influence intends to induce, a violation of ORS 260.665 is punishable by imposition of a civil penalty or as a class C felony.

## List of Forms

### **SEL 220**

Statement of Organization for Candidate Committee

### **SEL 221**

Statement of Organization for Political Action Committee

### **SEL 222**

Statement of Organization for Petition Committee

### **PC 3**

Cash Expenditures and Loan Payments

### **PC 7**

Certificate of Limited Contributions and Expenditures

### **PC 12**

Statement of Corporate Paid-in-Capital

## Oregon Administrative Rules (OAR)

### **OAR 165-001-0005 through OAR 165-001-0080**

Administrative rules outlining contested case procedures

### **OAR 165-012-0005**

Designating the Campaign Finance Manual and Forms

### **OAR 165-012-0050**

Contribution of Polls, Allocation of Polling Expenses

### **OAR 165-012-0240**

Administrative Discontinuation of a Political Committee

### **OARs 165-012-0505, 165-012-0510, 165-012-0515, 165-012-0520, 165-012-0530**

Covered Organizations

### **OAR 165-012-0525**

Campaign Advertising Disclosures

### **OAR 165-013-0010**

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## NEED MORE INFO?

Information is available 24 hours a day on zoning, parking requirements, landscaping, public meetings, land-use applications, meetings and committees. For information about all other City Departments contact us using:

## SIGNS — DURING ELECTIONS

ABOUT  
THIS

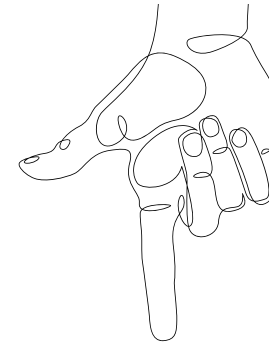
Informational brochures are meant to provide a general guideline and are not as a complete set of applicable regulations.

Patrons are encouraged to contact the Planning Department for a complete list of rules, procedure, and applicable permitting requirements.



# SIGNS DURING ELECTIONS

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## AND THIS

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You do not need a permit to put up signs during the election period,

The strip of ground between the sidewalk and street is considered the right-of-way and therefore publicly owned. Temporary signs are not permitted to be located there.

You may not place temporary signs on fire hydrants, trees, shrubs, utility poles, or traffic control posts.

Signs attached to a building may not be also attached to a roof.

Signs are permitted on cars that are used for transport and normal day-to-day operations only. They may not be displayed on cars parked in the public right-of-way with intent of displaying the sign..

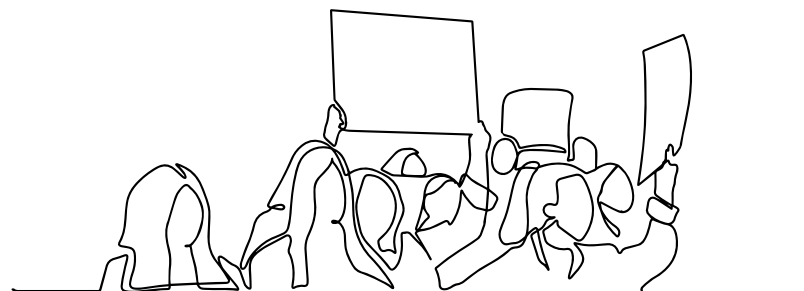
Handheld signs, if not creating a hazard or blocking a right-of-way, are permitted.

**If displaying a sign that is too large or in a location that is prohibited, you will be contacted by the McMinnville Code Compliance team and be asked to bring the sign into compliance.**

A full description of temporary sign regulations can be found in Chapter 17.62 of the McMinnville Zoning Ordinances.

**City of McMinnville  
Candidate  
Campaigns are  
subject to Disclosure  
Requirements.**

For more information visit:  
[www.mcminnvilleoregon.gov/  
citycouncil/page/campaign-  
finance-city-elections](http://www.mcminnvilleoregon.gov/citycouncil/page/campaign-finance-city-elections)



## SIGN REGULATION BASICS

McMinnville allows for an increased number of temporary signs around standard election times. During the six weeks prior and 14 days after an official election date an unlimited amount of temporary signs no larger than six square feet may be placed on your property.

Signs must meet the following criteria:

- They do not block clear vision of intersections, parking lots, or driveways.
- They are not located in a public right-of-way.
- They are not attached to trees, shrubs, or utility poles.
- If over 3 feet tall, they are located at least 5 feet back from the property line.
- They do not flash, blink, use mechanized movement, or electronic messaging.
- They are placed only with the consent of the property owner.

# Joint County Voters' Pamphlet Candidate Statement

**! Important! Read all instructions before completing this form.**  
 Use this form when filing a 'JCVP-01 Joint County Voters' Pamphlet Candidate Statement' with your County Elections office. Please note that each county produces a separate County Voters' Pamphlet. If the jurisdiction or district is located in more than one county, a separate JCVP-01 form must be filed and the filing fee paid to each county where the 'Candidate Statement' is to be printed.

**Filing Information**

**Election Date:** \_\_\_\_\_  Amended Statement

**Name of Candidate** (as it should appear on the ballot):

**Filing for the Office of** (complete what's applicable):  
**District/Position:**

**"This information furnished by"** (Required: Name of Candidate or Committee as it should appear in the Voters' Pamphlet):

**Contact Information:**

**Phone:** Cell: \_\_\_\_\_ Work: \_\_\_\_\_ Home: \_\_\_\_\_  
**Email:**

**Warning:** Any person who supplies information in the 'Required' portion of a Voters' Pamphlet statement, knowing it to be false, is subject upon conviction of a Class C felony, to imprisonment for up to five years or to a fine of \$125,000, or both. ORS 260.715 (1); 260.993; 161.605; and 161.625.

**Note:** Language which violates any provision of ORS 251.415 will be excluded from the Voters' Pamphlet

By signing this document, I hereby state:

- That all information provided by me on this form and in this 'Candidate Statement' is true to the best of my knowledge;
- I am the author of this 'Candidate Statement' (ORS 251.415);
- I have read and understand the instructions for submitting this 'Candidate Statement'; and
- The portrait, if provided, is less than four (4) years old.

\_\_\_\_\_  
**Signature of Candidate or Agent on behalf of Candidate** \_\_\_\_\_  
Date Signed

\_\_\_\_\_  
 (If applicable) Printed name of Agent \_\_\_\_\_  
Phone number

**Candidate checklist** for 'JCVP-01 Joint County Voters' Pamphlet Candidate Statement' information:

<input type="checkbox"/> Typewritten & Signed JCVP-01	<input type="checkbox"/> (Optional) 'Optional Information'
<input type="checkbox"/> 'Required Information':	<input type="checkbox"/> (Optional) Portrait
<input type="checkbox"/> Occupation	<input type="checkbox"/> (If applicable) JCVP-02 Endorsement Statement #: _____
<input type="checkbox"/> Occupational Background	<input type="checkbox"/> Fee/Petition Provided
<input type="checkbox"/> Educational Background	<input type="checkbox"/> Word Count (325 words/numbers MAX)
<input type="checkbox"/> Prior Governmental Experience	

## Candidate Statement for Voters' Pamphlet

### Required Information

**Candidate Name:**

Total maximum of 325 hand counted typewritten words/numbers for the combined 'Required' and 'Optional Information', excluding the bold headings already printed on this form. All sections of the 'Required Information' must be completed. If there is not relevant information for a required section, the word "None" should be inserted.

**Occupation** (present paid or unpaid employment):

See Attached

**Occupational Background** (any previous paid or unpaid employment):

See Attached

**Educational Background** (relevant school(s) attended):

Name of School	Educational Study - Major/Minor	Diploma/Degree/Certificate
,	,	,
,	<b>See Attached</b>	,
,	,	,
,	,	,

**Prior Governmental Experience** (elected or appointed):

See Attached

### Optional Information

Attach a separate sheet with your 'Required' and 'Optional Information'. **Remember: both your 'Required' and 'Optional' Information count toward the 325 word limit (excluding required information headings).**

**For Office Use Only:**

County: \_\_\_\_\_

Cash-receipt #: \_\_\_\_\_

Check #: \_\_\_\_\_

Amount \$: \_\_\_\_\_

Intake Staff Initials: \_\_\_\_\_

Required Info?  Yes  No

Optional Info?  Yes  No

Signed?  Yes  No

Endorsements?  Yes # \_\_\_\_\_  No

Portrait?

Print? # \_\_\_\_\_

Providing digital copy?  Yes  No

Received digital copy?  Yes  No

None

Word Count (325 max): \_\_\_\_\_

Providing digital copy?  Yes  No

Received digital copy?  Yes  No

Review Staff Initials: \_\_\_\_\_



# Joint County Voters' Pamphlet Candidate Statement Instructions

## Voters' Pamphlet Candidate Filing Fees:

- Special District/City/County at Special/Regular Election: Metro at Primary/General Election positions
  - **\$25** – An office with no salary or other compensation beyond expenses is attached.
  - **\$100** – An office to which a salary or other compensation beyond expenses is attached.
- City/County at Primary/General Election positions (please contact your County Elections office to determine registered voters in jurisdiction/district)
  - **\$25** – Districts with **fewer than 1,000 voters** within the county.
  - **\$50** – Districts with **1,000 – 9,999 voters** within the county.
  - **\$100** – Districts with **10,000 – 49,999 voters** within the county.
  - **\$300** – Districts with **50,000 or more voters** within the county.

## Payment Options

Cash or Check only. Credit/Debit Cards are not accepted at this time.

## Candidate Statements are Optional

You may choose to include a Candidate Statement and portrait in the County Voters' Pamphlet. No candidate information will be listed unless the JCVP-01 for County Voters' Pamphlet form is filed and the appropriate fee is paid. A county may choose independently to list a candidate's name in their county's Voters' Pamphlet.

## Filing Deadline

- JCVP-01 original typewritten filing must be received in the County Elections office by 5 pm on the 'Candidate Statement' filing deadline; signed with the appropriate filing fee. Postmarks do not count. No changes will be allowed to a 'Candidate Statement', including 'Statements of Endorsements' and/or portraits, after the 5 pm deadline. Please note: early filing offers more opportunity for Elections staff to notify you of issues with word count, "Statements of Endorsements" and/or portrait issues. Filings unsigned or received after the 5 pm deadline will not be accepted.
- It is recommended that the candidate email the text (Word or Text format) of the 'Required' and 'Optional Information' to the County Elections office.** Both printed and emailed copies must be exactly the same. If there are discrepancies, the print version verbiage provided will be used for the Voters' Pamphlet production.
- Each county produces its own individual County Voters' Pamphlet. If the Candidate's jurisdiction/district is located in more than one county, a separate JCVP-01 must be filed and the fee paid, by the deadline, to each county where the statement is to be printed.

## Signatures

JCVP-01 must be signed by the candidate or authorized agent. Digital signatures will not be accepted for JCVP-01 or JCVP-02 Statement of Endorsement.

## Word Count/Format

- The combined total word count for 'Required' and 'Optional Information' must not exceed 325 words/numbers. **Please hand count your statement to ensure that your word count does not exceed the 325 maximum word/number count. The County Elections office will not print more than 325 words/numbers.**
- 'Required Information' headings which include "Occupation", "Occupational Background", "Educational Background" and "Prior Governmental Experience" – these eight words must be a part of the statement, but these eight words do not count towards the maximum word count of 325.
- Generally, anything with white space around it counts as a word. Hyphenated words that are listed in a dictionary as one word and can be used either with or without a hyphen will count as one word. All other hyphenated words will count as more than one word.
- The County Elections office will not correct errors in spelling, punctuation, grammar, or syntax. No corrections to these errors will be allowed after the filing deadline. Please proof your submission before filing.
- If the material in the statement violates the provisions of ORS 251.415, the material in violation will be rejected. If possible, the County Elections office will notify the candidate of the rejection.

## Required Information.

Please use semicolons (;) to separate items such as jobs, organizations, dates, etc. 'Required Information' submitted in list format will be changed to a run-on format, using commas, semicolons and colons as appropriate. All 'Required Information' will be printed in plain text (no boldface, caps, centering, underlining or bulleting). Provide itemized listing of information without embellishments. The word "None" (part of word count) must be used in any section of the 'Required Information' if the candidate does not have relevant information for that section.

## Optional Information

- 'Optional Information' must consist of words/numbers only. Standard formatting attributes such as boldface, all caps, centering, underlining; bulleted and numbered lists may be used. Charts or graphics may not be used. Italics may only be used when citing the source of published material. Any other italic used will be changed to plain text. Bullets do not count towards the word count.

## Quotes

1. Quotes from published sources may be used. The quotation must have been disseminated to the public prior to its inclusion and the source and date of publication/dissemination must be provided. If a quote, from a previously published source is used no endorsement form is necessary. The quote, source, and date will count towards the 325 maximum word count.
2. Quotes from websites can be used, but must include the date and website address as part of the statement. It is recommended that a printed copy from the website is kept for your records from the date you are referencing in your 'Candidate Statement'.
3. Italics should only be used when citing the source of a quote from a published source. Example of quotes: "*The Oregonian, 06/21/2018*"; or from Mayor Smith's website, "*www.mayor-smith.com 06/21/2018*" or "In the latest edition of the *NW Times*, the paper said this about me '... that Joe Smith is the best person for the job.'" *NW Times, 02/04/2018*.

## Endorsements

1. If the name of a person and/or title or organization is used as part of the statement in the JCVP-01, a signed JCVP-02 form must be filed no later than 5 pm on the filing deadline. Please see the JCVP-02 form for more information.
2. Any name (other than the candidate or committee submitting the JCVP-01) listed in the 'Candidate's Statement' without a submitted signed JCVP-02 form or one not filed by 5 pm on the filing deadline will be removed per ORS 251.405.

## Portrait Requirements

1. A portrait photo is optional. Submitted portraits must be received by the 5 pm filing deadline.
2. Size/Quality - The portrait will be reduced to 1 ½" x 1 ¾" and printed on newsprint. If possible, a digital portrait in a standard file format (.tif or .jpg) should be submitted as an attachment to an email sent to the County Elections office or on a disk. If a digital file is submitted, a printed copy of the same exact portrait must be provided by the deadline with the filing. The print copy and the digital file must clearly reference the candidate name. Digital files should be a minimum of 300 dpi. Portraits submitted in a format different from those recommended above may be unusable or have their quality impacted. Hard copy portraits must be submitted and labeled with the candidates name on the back. Do not use a pen that will bleed through to the portrait.
3. Portraits must be less than four years old or it will not be used in the Voters' Pamphlet.
4. The portrait should only show the face, neck and shoulders of the candidate; no hands, no hat, no sunglasses or anything below the shoulders. Please leave extra space around the portrait so that it can be cropped to the required size.
5. The background of the portrait must be plain (non-textured, light gray background is recommended). Paneling, wallpaper, windows, textured walls, book cases, flags and plants will be cropped or altered.
6. The candidate may not wear clothing or jewelry that may be construed as showing membership in any organization (e.g. uniform, judicial robe, hat, lapel pin, etc.). Portraits that do not meet these requirements will be cropped or altered and any additional expenses charged to the candidate.

## Amendments

An 'Amended Statement' or different portrait may be submitted until 5 pm on the filing deadline. If a 'Candidate Statement' is amended a new completed and signed JCVP-01 form to be submitted with the "Amended" box marked. "Amended JCVP-01 and Optional Information" may be faxed or a scanned copy e-mailed to the County Elections office, but it must be received by 5 pm on the filing deadline. No additional fee is required. **No changes will be permitted after the 5 pm deadline.**

## Contact Information

<p><b>Clackamas County Elections</b> 1710 Red Soils Ct, Suite 100 Oregon City, OR 97045</p> <p><b>phone</b> 503-655-8510 <b>fax</b> 503-655-8461 <b>email</b> elections@clackamas.us</p>	<p><b>Washington County Elections</b> 2925 NE Aloclek Dr, Suite 170 Hillsboro OR 97124-7523</p> <p><b>phone</b> 503-846-5800 <b>fax</b> 503-846-5810 <b>email</b> elections@co.washington.or.us</p>
<p><b>Multnomah County Elections,</b> 1040 SE Morrison Street Portland, OR 97214</p> <p><b>phone</b> 503-988-3720 <b>fax</b> 503-988-3719 <b>email</b> elections@multco.us</p>	<p><b>Yamhill County Elections</b> 414 NE Evans Street McMinnville, OR 97128</p> <p><b>phone</b> 503-434-7518 <b>fax</b> 503-434-7520 <b>email</b> elections@co.yamhill.or.us</p>



# Joint County Voters' Pamphlet Candidate Statement

**! Important! Read all instructions before completing this form.**  
 Use this form when filing a 'JCVP-01 Joint County Voters' Pamphlet Candidate Statement' with your County Elections office. Please note that each county produces a separate County Voters' Pamphlet. If the jurisdiction or district is located in more than one county, a separate JCVP-01 form must be filed and the filing fee paid to each county where the 'Candidate Statement' is to be printed.

**Filing Information**

**Election Date:** \_\_\_\_\_  Amended Statement

**Name of Candidate** (as it should appear on the ballot):

**Filing for the Office of** (complete what's applicable):  
**District/Position:**

**"This information furnished by"** (Required: Name of Candidate or Committee as it should appear in the Voters' Pamphlet):

**Contact Information:**

**Phone:** Cell: \_\_\_\_\_ Work: \_\_\_\_\_ Home: \_\_\_\_\_  
**Email:**

**Warning:** Any person who supplies information in the 'Required' portion of a Voters' Pamphlet statement, knowing it to be false, is subject upon conviction of a Class C felony, to imprisonment for up to five years or to a fine of \$125,000, or both. ORS 260.715 (1); 260.993; 161.605; and 161.625.  
**Note:** Language which violates any provision of ORS 251.415 will be excluded from the Voters' Pamphlet  
 By signing this document, I hereby state:

- That all information provided by me on this form and in this 'Candidate Statement' is true to the best of my knowledge;
- I am the author of this 'Candidate Statement' (ORS 251.415);
- I have read and understand the instructions for submitting this 'Candidate Statement'; and
- The portrait, if provided, is less than four (4) years old.

\_\_\_\_\_  
**Signature of Candidate or Agent on behalf of Candidate** \_\_\_\_\_  
Date Signed

\_\_\_\_\_  
 (If applicable) Printed name of Agent \_\_\_\_\_  
Phone number

**Candidate checklist** for 'JCVP-01 Joint County Voters' Pamphlet Candidate Statement' information:

Typewritten & Signed JCVP-01

<input type="checkbox"/> 'Required Information':	<input type="checkbox"/> (Optional) 'Optional Information'
<input type="checkbox"/> Occupation	<input type="checkbox"/> (Optional) Portrait
<input type="checkbox"/> Occupational Background	<input type="checkbox"/> (If applicable) JCVP-02 Endorsement Statement #: _____
<input type="checkbox"/> Educational Background	<input type="checkbox"/> Fee/Petition Provided
<input type="checkbox"/> Prior Governmental Experience	<input type="checkbox"/> Word Count (325 words/numbers MAX)

## Candidate Statement for Voters' Pamphlet

### Required Information

**Candidate Name:**

Total maximum of 325 hand counted typewritten words/numbers for the combined 'Required' and 'Optional Information', excluding the bold headings already printed on this form. All sections of the 'Required Information' must be completed. If there is not relevant information for a required section, the word "None" should be inserted.

**Occupation** (present paid or unpaid employment):

**Occupational Background** (any previous paid or unpaid employment):

**Educational Background** (relevant school(s) attended):

Name of School	Educational Study - Major/Minor	Diploma/Degree/Certificate
,	,	,
,	,	,
,	,	,
,	,	,

**Prior Governmental Experience** (elected or appointed):

### Optional Information

Attach a separate sheet with your 'Optional Information'. **Remember: both your 'Required' and 'Optional Information' count toward the 325 word limit (excluding required information headings).**

**For Office Use Only:**

County: \_\_\_\_\_

Cash-receipt #: \_\_\_\_\_

Check #: \_\_\_\_\_

Amount \$: \_\_\_\_\_

Intake Staff Initials: \_\_\_\_\_

Required Info?  Yes  No

Optional Info?  Yes  No

Signed?  Yes  No

Endorsements?  Yes # \_\_\_\_\_  No

Portrait?

Print? # \_\_\_\_\_

Providing digital copy?  Yes  No

Received digital copy?  Yes  No

None

Word Count (325 max): \_\_\_\_\_

Providing digital copy?  Yes  No

Received digital copy?  Yes  No

Review Staff Initials: \_\_\_\_\_



# Joint County Voters' Pamphlet Candidate Statement Instructions

## Voters' Pamphlet Candidate Filing Fees:

- Special District/City/County at Special/Regular Election: Metro at Primary/General Election positions
  - **\$25** – An office with no salary or other compensation beyond expenses is attached.
  - **\$100** – An office to which a salary or other compensation beyond expenses is attached.
- City/County at Primary/General Election positions (please contact your County Elections office to determine registered voters in jurisdiction/district)
  - **\$25** – Districts with **fewer than 1,000 voters** within the county.
  - **\$50** – Districts with **1,000 – 9,999 voters** within the county.
  - **\$100** – Districts with **10,000 – 49,999 voters** within the county.
  - **\$300** – Districts with **50,000 or more voters** within the county.

## Payment Options

Cash or Check only. Credit/Debit Cards are not accepted at this time.

## Candidate Statements are Optional

You may choose to include a Candidate Statement and portrait in the County Voters' Pamphlet. No candidate information will be listed unless the JCVP-01 for County Voters' Pamphlet form is filed and the appropriate fee is paid. A county may choose independently to list a candidate's name in their county's Voters' Pamphlet.

## Filing Deadline

- JCVP-01 original typewritten filing must be received in the County Elections office by 5 pm on the 'Candidate Statement' filing deadline; signed with the appropriate filing fee. Postmarks do not count. No changes will be allowed to a 'Candidate Statement', including 'Statements of Endorsements' and/or portraits, after the 5 pm deadline. Please note: early filing offers more opportunity for Elections staff to notify you of issues with word count, "Statements of Endorsements" and/or portrait issues. Filings unsigned or received after the 5 pm deadline will not be accepted.
- It is recommended that the candidate email the text (Word or Text format) of the 'Required' and 'Optional Information' to the County Elections office.** Both printed and emailed copies must be exactly the same. If there are discrepancies, the print version verbiage provided will be used for the Voters' Pamphlet production.
- Each county produces its own individual County Voters' Pamphlet. If the Candidate's jurisdiction/district is located in more than one county, a separate JCVP-01 must be filed and the fee paid, by the deadline, to each county where the statement is to be printed.

## Signatures

JCVP-01 must be signed by the candidate or authorized agent. Digital signatures will not be accepted for JCVP-01 or JCVP-02 Statement of Endorsement.

## Word Count/Format

- The combined total word count for 'Required' and 'Optional Information' must not exceed 325 words/numbers. **Please hand count your statement to ensure that your word count does not exceed the 325 maximum word/number count. The County Elections office will not print more than 325 words/numbers.**
- 'Required Information' headings which include "Occupation", "Occupational Background", "Educational Background" and "Prior Governmental Experience" – these eight words must be a part of the statement, but these eight words do not count towards the maximum word count of 325.
- Generally, anything with white space around it counts as a word. Hyphenated words that are listed in a dictionary as one word and can be used either with or without a hyphen will count as one word. All other hyphenated words will count as more than one word.
- The County Elections office will not correct errors in spelling, punctuation, grammar, or syntax. No corrections to these errors will be allowed after the filing deadline. Please proof your submission before filing.
- If the material in the statement violates the provisions of ORS 251.415, the material in violation will be rejected. If possible, the County Elections office will notify the candidate of the rejection.

## Required Information.

Please use semicolons (;) to separate items such as jobs, organizations, dates, etc. 'Required Information' submitted in list format will be changed to a run-on format, using commas, semicolons and colons as appropriate. All 'Required Information' will be printed in plain text (no boldface, caps, centering, underlining or bulleting). Provide itemized listing of information without embellishments. The word "None" (part of word count) must be used in any section of the 'Required Information' if the candidate does not have relevant information for that section.

## Optional Information

- 'Optional Information' must consist of words/numbers only. Standard formatting attributes such as boldface, all caps, centering, underlining; bulleted and numbered lists may be used. Charts or graphics may not be used. Italics may only be used when citing the source of published material. Any other italic used will be changed to plain text. Bullets do not count towards the word count.

## Quotes

1. Quotes from published sources may be used. The quotation must have been disseminated to the public prior to its inclusion and the source and date of publication/dissemination must be provided. If a quote, from a previously published source is used no endorsement form is necessary. The quote, source, and date will count towards the 325 maximum word count.
2. Quotes from websites can be used, but must include the date and website address as part of the statement. It is recommended that a printed copy from the website is kept for your records from the date you are referencing in your 'Candidate Statement'.
3. Italics should only be used when citing the source of a quote from a published source. Example of quotes: "*The Oregonian, 06/21/2018*"; or from Mayor Smith's website, "*www.mayor-smith.com 06/21/2018*" or "In the latest edition of the *NW Times*, the paper said this about me '... that Joe Smith is the best person for the job.'" *NW Times, 02/04/2018*.

## Endorsements

1. If the name of a person and/or title or organization is used as part of the statement in the JCVP-01, a signed JCVP-02 form must be filed no later than 5 pm on the filing deadline. Please see the JCVP-02 form for more information.
2. Any name (other than the candidate or committee submitting the JCVP-01) listed in the 'Candidate's Statement' without a submitted signed JCVP-02 form or one not filed by 5 pm on the filing deadline will be removed per ORS 251.405.

## Portrait Requirements

1. A portrait photo is optional. Submitted portraits must be received by the 5 pm filing deadline.
2. Size/Quality - The portrait will be reduced to 1 ½" x 1 ¾" and printed on newsprint. If possible, a digital portrait in a standard file format (.tif or .jpg) should be submitted as an attachment to an email sent to the County Elections office or on a disk. If a digital file is submitted, a printed copy of the same exact portrait must be provided by the deadline with the filing. The print copy and the digital file must clearly reference the candidate name. Digital files should be a minimum of 300 dpi. Portraits submitted in a format different from those recommended above may be unusable or have their quality impacted. Hard copy portraits must be submitted and labeled with the candidates name on the back. Do not use a pen that will bleed through to the portrait.
3. Portraits must be less than four years old or it will not be used in the Voters' Pamphlet.
4. The portrait should only show the face, neck and shoulders of the candidate; no hands, no hat, no sunglasses or anything below the shoulders. Please leave extra space around the portrait so that it can be cropped to the required size.
5. The background of the portrait must be plain (non-textured, light gray background is recommended). Paneling, wallpaper, windows, textured walls, book cases, flags and plants will be cropped or altered.
6. The candidate may not wear clothing or jewelry that may be construed as showing membership in any organization (e.g. uniform, judicial robe, hat, lapel pin, etc.). Portraits that do not meet these requirements will be cropped or altered and any additional expenses charged to the candidate.

## Amendments

An 'Amended Statement' or different portrait may be submitted until 5 pm on the filing deadline. If a 'Candidate Statement' is amended a new completed and signed JCVP-01 form to be submitted with the "Amended" box marked. "Amended JCVP-01 and Optional Information" may be faxed or a scanned copy e-mailed to the County Elections office, but it must be received by 5 pm on the filing deadline. No additional fee is required. **No changes will be permitted after the 5 pm deadline.**

## Contact Information

<p><b>Clackamas County Elections</b> 1710 Red Soils Ct, Suite 100 Oregon City, OR 97045</p> <p><b>phone</b> 503-655-8510 <b>fax</b> 503-655-8461 <b>email</b> elections@clackamas.us</p>	<p><b>Washington County Elections</b> 2925 NE Aloclek Dr, Suite 170 Hillsboro OR 97124-7523</p> <p><b>phone</b> 503-846-5800 <b>fax</b> 503-846-5810 <b>email</b> elections@co.washington.or.us</p>
<p><b>Multnomah County Elections,</b> 1040 SE Morrison Street Portland, OR 97214</p> <p><b>phone</b> 503-988-3720 <b>fax</b> 503-988-3719 <b>email</b> elections@multco.us</p>	<p><b>Yamhill County Elections</b> 414 NE Evans Street McMinnville, OR 97128</p> <p><b>phone</b> 503-434-7518 <b>fax</b> 503-434-7520 <b>email</b> elections@co.yamhill.or.us</p>

# Joint County Voters' Pamphlet

## Statement of Endorsement

**Warning** Submitting a false signature on this statement is a violation of ORS 251.405, subject to a civil penalty of up to \$1000.

<b>Filing Information</b> This Statement of Endorsement is only valid for the election indicated below.
Election Date: _____

<b>Statement of Endorsement Filing Information</b>	
<input type="checkbox"/> Candidate Statement	<b>Candidate Name:</b>
<input type="checkbox"/> Measure # -	<b>Name of Person Who Furnished Argument:</b>

<b>Statement of Endorsement Options - Choose One Option</b>	
→ <b>Option 1</b> allows the filer to determine how your name, the name of the organization you represent, if any, and other information about you will appear in the 'Candidate Statement' or 'Measure Argument'.	
→ <b>Option 2</b> requires the filer to reproduce your name, the name of the organization you represent, if any, and other information about you exactly as you specify in the space provided.	

<b>Option 1- Determined by Filer</b>	
<b>Endorser Name</b>	
<b>Organization Name I am authorized to represent, if any</b>	
<b>Consent</b>	
<input type="checkbox"/> I give consent to the filer to use my name, applicable title, and/or the name of the organization I am authorized to represent, if any, and other biographical information about me in a 'Candidate Statement' or 'Measure Argument' by the filer listed above.	
_____ <b>Signature</b>	_____ <b>Date Signed</b>

**-OR-**

<b>Option 2- Reproduction as Designated by Endorser</b>	
<b>Endorser Name</b>	
<b>Organization Name I am authorized to represent, if any</b>	
<b>Required Reproduction</b>	
→ In the space below, provide your name and/or the name of the organization you are authorized to represent exactly as it should appear in the 'Candidate Statement' or 'Measure Argument'. Your organization's name should only be used if the organization is endorsing the 'Candidate Statement' or 'Measure Argument'. Your title must also be listed in this section if it is to appear in the 'Candidate Statement' or 'Measure Argument'.	
<b>Consent</b>	
<input type="checkbox"/> I give consent to the filer to reproduce my name, applicable title, the name of the organization I am authorized to represent, if any, and other biographical information about me, <b>exactly as it appears in the Required Reproduction box</b> , in a 'Candidate Statement' or 'Measure Argument' by the filer listed above.	
_____ <b>Signature</b>	_____ <b>Date Signed</b>

# Joint County Voters' Pamphlet Statement of Endorsement Instructions

## General Information

1. 'JCVP-02 Joint County Voters' Pamphlet Statement of Endorsement' original, faxed, email attachment or copy of the form should be received in conjunction with a JCVP-01 (Candidate Statement) or JCVP-03 (Measure Argument) in the County Elections office by 5 pm on the JCVP-01 or JCVP-03 filing deadline. Postmarks do not count. No changes will be allowed to a JCVP-02 submittal after the 5 pm deadline. JCVP-02's unsigned or received after the 5 pm deadline will be rejected. **Digital signatures will not be accepted.**
2. Endorsements will be tallied with word **counts in JCVP-01 or JCVP-03.**

## Endorsement Options

If the name of an endorser (person or organization) or non-previously disseminated quote is used in a submitted JCVP-01 or JCVP-03 as supporting or endorsing the candidate or measure, **you must either file a JCVP-02 form using:**

### Option 1 - Determined by the Filer

Choosing 'Option 1' allows the filer to determine how your name, title and the name of the the organization you represent, if any, and other information about you will appear in the 'Candidate Statement' or 'Measure Argument'.

JCVP-02 must be signed by a person, or by an authorized person on behalf of an organization, stating that the filer has consent to use the signee's name, title, and/or organization name as submitted on the JCVP-01 or JCVP-03.

**- OR -**

### Option 2 - Determined by the Endorser

Choosing 'Option 2' requires the filer to reproduce your name, the name of the organization you represent, if any, and other information about you exactly as you specify in the space provided in their 'Candidate Statement' or 'Measure Argument'.

JCVP-02 must be signed by the endorser, or by an authorized person on behalf of an organization, providing consent to use their name and title, if used, or organization's name and/or a non-previously disseminated quote as the endorser has provided to the filer in the JCVP-02 'Required Reproduction' box.

#### Example 1 'Option 2' Endorsement -

- 'Candidate Statement' language: "Cooper City Council unanimously endorses this candidate for Sheriff."
- 'Required Reproduction' box should contain the following: "Cooper City Council unanimously endorses this candidate for Sheriff. Cooper City Councilors" (Note: All Councilors on this Council must each sign a separate JCVP-02 form with this information.)

#### Example 2 'Option 2' Endorsement -

- 'Measure Argument' language: "Cooper County Sheriffs - Bill Smith, John Henry & Bob Cox".
- 'Required Reproduction' box containing: Bill Smith, Cooper County Sheriff; John Henry – Cooper County Sheriff; Bob Cox, Cooper County Sheriff. (Note: Each endorser must sign a separate JCVP-02 form. For this example there would be 3 forms.)

## Quotes

If a previously publicly disseminated quote is used, No JCVP-02 form is necessary. The quotation must have been disseminated to the public prior to its' inclusion in the JCVP-01 or JCVP-03 and the quotation must be identified in the JCVP-01 or JCVP-03 by its source and date of publication/dissemination.

#### Example 1 - for identifying the source of a quote are:

Author Name (if applicable), Newspaper Name or Magazine Name or Book Title, Date of Publication; Author Name (if applicable), Website (www.electionquote.com), Date of Posting.

#### Example 2 - of quotes:

"In the latest edition of the *NW Times*, the editorial board in the paper said this about me "... that Joe Smith is the best person for the job." *NW Times*, 11/24/2018."

## Contact Us

<p><b>Clackamas County Elections</b>                  1710 Red Soils Ct, Suite 100                  Oregon City, OR 97045</p> <p><b>phone</b> 503-655-8510  <b>fax</b> 503-655-8461  <b>email</b> elections@clackamas.us</p>	<p><b>Washington County Elections</b>                  2925 NE Aloclek Dr, Suite 170                  Hillsboro OR 97124-7523</p> <p><b>phone</b> 503-846-5800  <b>fax</b> 503-846-5810  <b>email</b> elections@co.washington.or.us</p>
<p><b>Multnomah County Elections,</b>                  1040 SE Morrison Street                  Portland, OR 97214</p> <p><b>phone</b> 503-988-3720  <b>fax</b> 503-988-3719  <b>email</b> elections@multco.us</p>	<p><b>Yamhill County Elections</b>                  414 NE Evans Street                  McMinnville, OR 97128</p> <p><b>phone</b> 503-434-7518  <b>fax</b> 503-434-7520  <b>email</b> elections@co.yamhill.or.us</p>



## ORS 260.432 Quick Reference— Restrictions on Political Campaigning for Public Employees rev 12/13

Generally, ORS 260.432 states that a public employee\* may not, while on the job during working hours, promote or oppose election petitions, candidates, political committee or ballot measures. Additionally, no person (including elected officials) may require a public employee (at any time) to do so.

\*A “public employee” includes public officials who are not elected, whether they are paid or unpaid (including appointed boards and commissions).

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### As used in this Quick Reference

We use the phrase “advocate(s) a political position” to mean—

promote or oppose an initiative, referendum or recall petition, candidate, political committee or ballot measure.

The term “impartial” means equitable, fair, unbiased and dispassionate.

See the Secretary of State’s detailed manual on ORS 260.432 for specific factors to assist in ensuring impartiality in communications about ballot measures. It is posted on the website under Election Laws, Rules and Publications, Manuals and Tutorials.

For more detailed information about ORS 260.432 and information about other election laws, contact:

Elections Division	phone	503-986-1518
Secretary of State	fax	503-373-7414
255 Capitol St NE, Suite	tty	1-800-735-2900
Salem, OR 97310	web	<a href="http://www.oregonvotes.gov">www.oregonvotes.gov</a>

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### Prohibited Activities

A public employee, while on the job during work hours may not:

- prepare or distribute written material, post website information, transmit emails or make a presentation that advocates a political position
- collect funds, prepare filing forms or correspondence on behalf of candidates or political committees
- produce or distribute a news release or letter announcing an elected official’s candidacy for re-election (except for an elections official doing so as an official duty) or presenting an elected official’s political position
- make outgoing calls to schedule or organize campaign events or other political activity on behalf of an elected official or political committee (however, a scheduler may, as part of official duties, take incoming calls about the official’s availability and add an event to the schedule)
- grant unequal access to public facilities to candidates or political committees
- direct other public employees to participate in political activities, when in the role of a supervisor
- draft, type, format or edit a governing body’s resolution that advocates a political position (except to conform the resolution to a standard format)
- prepare or give recommendations to the governing body urging which way to vote on such a resolution
- sign such a resolution, except if the signature is only ministerial and clearly included to attest the board took the vote
- announce the governing body’s position on such a resolution to the media
- include the governing body’s position or vote on such a resolution in a jurisdiction’s newsletter or other publication

A public employee who provides voter registration assistance under the federal National Voter Registration Act (NVRA) must not, when performing voter registration services, influence a client’s political choices. This means no display of political preferences, including a restriction that no political buttons may be worn. ORS 247.208(3)



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## Allowable Activities

A public employee, while on the job during working hours may:

- prepare and distribute impartial written material or make an impartial presentation that discusses election subjects (using the guidelines provided in the Secretary of State's detailed manual on ORS 260.432.)

The Secretary of State's Elections Division is also available for an advisory review of draft material about ballot measures produced by government agencies.

- perform standard job duties, such as taking minutes at a public meeting, maintaining public records, opening mail, inserting a proposed resolution into a board agenda packet, etc.
- impartially advise employees about possible effects of a measure, but not threaten them with financial loss to vote a particular way
- address election-related issues while on the job, in a factual and impartial manner, if such activity is legitimately within scope of employee's normal duties
- as staff of an elected official, handle incoming calls about the official's availability for political events
- prepare neutral, factual information for a governing body to use in determining what position to take on an issue (planning stage of a governing body's proposed issue before certified as a measure to a ballot is not subject to ORS 260.432)
- in a clerical manner, incorporate amendments into a finalized version of a governing body's resolution on an issue respond to public records request for information, even if the material advocates a political position
- wear political buttons subject to applicable employer policies unless the public employee is providing voter registration services under NVRA, where additional restrictions apply - see note on previous page about ORS 247.208(3)

A public employee, on their own, off duty time, may send letters to the editor that advocate a political position and may participate in any other lawful political activity.

It is advised that a salaried public employee keep records when appropriate in order to verify any such political activity that occurs while off duty.

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## Prohibited and Allowable Activities for Elected Officials\*

\*includes a person appointed to fill a vacancy in an elective public office

### Elected officials may:

- advocate a political position at any time. Elected officials are not considered a "public employee" for purposes of ORS 260.432. ORS 260.432(4)(a).
- vote with the other elected officials of a governing body (such as a school board, city council or county commission) to support or oppose a measure, and publicly discuss such a vote—but must not use the public employee staff time to assist in this, except for ministerial functions
- perform campaign activity at any time, however must take caution not to involve any public employee's work time to do so

### Elected officials may not:

- in the role of a supervisor, request a public employee—whether the public employee is on or off duty—to perform any political activity  
A request made by a person in a position of supervisor or superior is viewed as a command for purposes of this election law.
- have an opinion piece or letter advocating a political position published in a jurisdiction's newsletter or other publication produced or distributed by public employees

ORDINANCE NO. 5096

An Ordinance Amending Ordinance No. 5092, Relating to the City of McMinnville's New Requirements and Regulations Relating to Campaign Finance Declaring an Emergency.

RECITALS:

Whereas, the City of McMinnville adopted campaign finance legislation for candidate elections on April 14<sup>th</sup> of 2020; and

Whereas, the City is currently in an Election Cycle, and Expenditures and Independent Expenditures are ongoing; and

Whereas, the City desires to ensure that implementation and enforcement of the McMinnville Code on all Expenditures and Independent Expenditures during the Election Cycle are consistent; and

Whereas, the City of McMinnville wishes to amend Ordinance 5092 to remove required minimum civil penalty.

NOW, THEREFORE, THE COMMON COUNCIL FOR THE CITY OF MCMINNVILLE ORDAINS AS FOLLOWS:

1. A new Chapter 2.10 of Title 2 of the McMinnville Municipal Code is hereby adopted to read as set forth on Exhibit A attached hereto and incorporated herein. Ordinance 5092, Chapter 2.10 of Title 2 of the McMinnville Municipal Code is amended to read as set forth on Exhibit A attached hereto and incorporated herein.
2. The City Council for City of McMinnville adopts the above-stated recitals and findings as if fully set forth herein. The City Council further finds that it is necessary for the preservation of public health, safety, and welfare that an emergency be declared, and this Ordinance shall be in full force and effect on the date of passage

Passed by the Council this 11<sup>th</sup> day of August, 2020, by the following votes:

Ayes: Drabkin, Garvin, Menke

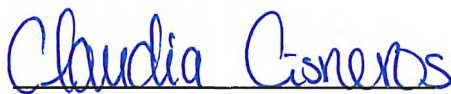
Nays: Geary

Abstain: \_\_\_\_\_

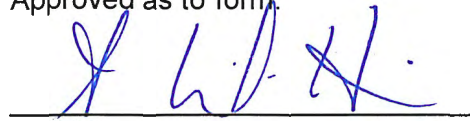


\_\_\_\_\_  
MAYOR

Attest:

  
\_\_\_\_\_  
City Recorder

Approved as to form:

  
\_\_\_\_\_  
City Attorney

## EXHIBIT A TO ORDINANCE 5096

### “Chapter 2.10

#### CAMPAIGN FINANCE AND DISCLOSURE REQUIREMENTS

##### **2.10.10 Contributions in City of McMinnville Candidate Elections.**

A. Individuals shall have the right to make Contributions by payroll deduction by any private or public employer upon the employer's agreement or if such deduction is available to the employees for any other purpose.

##### **2.10.20 Expenditures in City of McMinnville Candidate Elections.**

A. An Entity shall register with the Oregon Secretary of State as a Political Committee under Oregon law within 3 business days of making aggregate Independent Expenditures exceeding \$750 in any Election Cycle to support or oppose one or more Candidates in any City of McMinnville Candidate Election.

##### **2.10.30 Timely Disclosure of Large Contributions and Expenditures.**

A. Each Communication to voters related to a City of McMinnville Candidate Election shall Prominently Disclose the true original sources of the Contributions and/or Independent Expenditures used to fund the Communication, including:

1. The names of any Political Committees and other Entities that have paid to provide or present
2. For each of the five Dominant Contributors providing the largest amounts of funding to each such Political Committee or Entity in the current Election Cycle:
  - a. The name of the Individual or Entity providing the Contribution.
  - b. The types of businesses from which the maker of the Contribution has obtained a majority of income over the previous 5 years, with each business identified by the name associated with its 6-digit code of the North American Industry Classification System (NAICS).
3. For each of the largest five Dominant Independent Spenders paying to provide or present it:
  - a. The name of the Individual or Entity providing the Independent Expenditure.
  - b. The types of businesses from which the maker of the Independent Expenditure has obtained a majority of income over the previous 5 years, with each business identified by the name associated with its 6-digit code of the NAICS.

B. If any of the five largest Dominant Contributors or Dominant Independent Spenders is a Political Committee (other than a Small Donor Committee) or nonprofit organization, the prominent disclosure shall include its top three funders during the current Election Cycle.

C. The disclosure shall be current to within 10 business days of the printing of printed material or within 5 business days of the transmitting of a video or audio communication.

### **2.10.040 Coordination with Public Funding of Campaigns.**

A Candidate participating in a government system of public funding of campaigns may receive any amount that such system allows a participating candidate to receive.

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### **2.10.50 Implementation and Enforcement.**

**A.** The provisions of this Chapter shall take effect on May 1, 2020.

**B.** Each violation of any provision in this Chapter shall be punishable by imposition of a civil fine which is not more than 20 times the amount of the unlawful Expenditure or Independent Expenditure at issue.

**C.** Any person may file a written complaint of a violation of any provision in this Chapter with the City Finance Director.

**D.** The City Finance Director, otherwise having reason to believe that a violation of any provision has occurred, shall issue a complaint regarding such violation.

**E.** Upon receipt or issuance of a complaint, the City Finance Director:

**1.** Shall examine the complaint to determine whether a violation has occurred and shall make any investigation necessary.

**2.** Within 2 business days of receiving or issuing a complaint, shall issue a notification, including a copy of the complaint, to every person who is the object of the complaint.

**3.** Shall accept written materials supporting or opposing the complaint for a period of 10 business days following any such notification.

**4.** Shall render a decision on the complaint within 10 business days of the close of the material submission period.

**F.** If the complaint is received or issued within 30 calendar days of the date of the election involving the object of the complaint, then all time periods stated in Subsections 2.10.050 E.3. and 2.10.050 E.4. shall be reduced by one-half.

**G.** The City Finance Director may issue subpoenas to compel the production of records, documents, books, papers, memoranda or other information necessary to determine compliance with the provisions of this Chapter.

**H.** Upon finding a violation of the requirement for timely disclosure set forth in Section 2.10.30, the City Finance Director shall determine the true original sources of the Contributions and/or Independent Expenditures used to fund the Communication at issue and shall immediately issue a statement to all interested parties and news organizations containing all of the information about the involved donor(s) required by Section 2.10.030.

I. The complainant or any person who is the object of the complaint may, within 30 calendar days of the issuance of the decision, appeal that order to the appropriate Circuit Court as an agency order in other than a contested case.

J. The decision in the matter shall be deemed final, following completion of any judicial review. Such decision shall be enforced by the City of McMinnville. If the decision is not enforced within 30 calendar days of the decision becoming final, the complainant may bring a civil action in a representative capacity for the collection of the applicable civil penalty, payable to the City of McMinnville, and for any appropriate equitable relief.

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**2.10.060 Adjustments.**

All dollar amounts shall be adjusted on January 1 of each odd-numbered year to reflect an appropriate measure of price inflation, rounded to the nearest dollar.

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**2.10.070 Severability.**

For the purpose of determining constitutionality, every section, subsection and subdivision thereof of this Section, at any level of subdivision, shall be evaluated separately. If any section, subsection or subdivision at any level is held invalid, the remaining sections, subsections and subdivisions shall not be affected and shall remain in full force and effect. The courts shall sever those sections, subsections and subdivisions necessary to render this Section consistent with the United States Constitution and with the Oregon Constitution. Each section, subsection and subdivision thereof, at any level of subdivision, shall be considered severable, individually or in any combination.

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**2.10.080 Definitions.**

Unless otherwise indicated by the text or context of this Chapter 10.4, all terms shall have the definitions at Chapter 260 of Oregon Revised Statutes, as of January 1, 2018. Terms found therein or defined below are capitalized in this Chapter.

- A. "Candidate" has the meaning set forth at ORS 260.005(1).
- B. "Candidate Committee" has the meaning set forth at ORS 260.039 - 260.041, as of November 8, 2016, for the term "principal campaign committee."
- C. "City of McMinnville Candidate Election" means an election, including a primary election, to select persons to serve (or cease serving) in public offices of the City of McMinnville.
- D. "Communication" means any written, printed, digital, electronic or broadcast communications but does not include communication by means of small items worn or carried by Individuals, bumper

stickers, Small Signs, or a distribution of 500 or fewer substantially similar pieces of literature within any 10 business-day period.

**E.** "Contribution" has the meaning set forth at ORS 260.005(3) and 260.007, as of November 8, 2016, except it does not include:

- 1.** Funds provided by government systems of public funding of campaigns; or
- 2.** Providing rooms, phones, and internet access for use by a candidate committee free or at a reduced charge.

**F.** "Dominant Contributor" means any Individual or Entity which contributes more than \$1,000 during an Election Cycle to a Candidate Committee or Political Committee.

**G.** "Dominant Independent Spender" means any Individual or Entity which expends more than \$1,000 during an Election Cycle to support or oppose a particular Candidate.

**H.** "Election Cycle" means:

- 1.** Generally, the period between an election at which a Candidate is elected and the next election for that same office, disregarding any intervening primary or nominating election, any recall election, or any special election called to fill a vacancy.

- 2.** For any recall election: the period beginning the day that the recall election is called or declared and ending at midnight of the day of the recall election.

- 3.** For any special election called to fill a vacancy: the period beginning the day that the special election is called or declared and ending at midnight of the day of the election.

**I.** "Entity" means any corporation, partnership, limited liability company, proprietorship, Candidate Committee, Political Committee, or other form of organization which creates an entity which is legally separate from an Individual.

**J.** "Expenditure" has the meaning set forth at ORS 260.005(8) and ORS 260.007, as of January 1, 2018, except that:

- 1.** It does not include a Communication to its members, and not to the public, by a Membership Organization not organized primarily for the purpose of influencing an election.

- 2.** The exception in ORS 260.007(7) does not apply.

**K.** "General Election Period" means the period beginning the day after the biennial primary election and ending the day of the biennial general election.

**L.** "Individual" means a citizen or resident alien of the United States entitled to vote in federal elections; however, when this Chapter expresses a limitation or prohibition, "Individual" means any human being.

**M.** "Membership Organization" means a nonprofit organization, not formed or operated for the purpose of conducting or promoting commercial enterprise, which has Individual members who have taken action to join the organization and have made a payment of money or volunteer time to maintain membership in the organization.

- 1.** It cannot have commercial enterprises as members.

2. It can transfer to one and only one Small Donor Committee not more than 40 percent of the amount paid to the organization by each Individual member, with a limit of \$100 transferred per Individual member per calendar year.

3. It shall within 30 calendar days of any such transfer notify each paying member of the amount transferred, expressed in dollars or as a percentage of the member's amount paid to the organization. Such notice may be provided by regular mail or electronic mail to each affected member or by posting the information on the organization's main website. If the amount transferred is the same for each member or category of members (in dollars or in percentage of amount paid), the posting may state that amount or percentage without identifying individual members.

N. "Primary Election Period" means the period beginning on the 21st day after the preceding biennial general election and ending the day of the biennial primary election.

O. "Prominently Disclose" means that the disclosure shall be readily comprehensible to a person with average reading, vision, and hearing faculties, with:


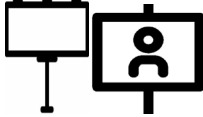

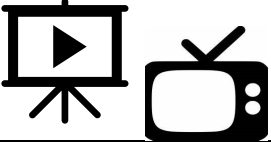

1. any printed disclosure appearing in a type of contrasting color and in the same or larger font size as used for the majority of text in the printed material;
2. any video disclosure remaining reading on the regular screen (not closed captioning) for not less than 4 seconds;
3. any Finance Directory disclosure spoken at a maximum rate of 5 words per second;
4. any website or email message in type of a contrasting color in the same or larger font size as used for the majority of text in the message;
5. any billboard or sign other than a Small Sign: in type of a contrasting color and not smaller than 10 percent of the height of the billboard or sign.

P. "Small Donor Committee" means a Political Committee which has never accepted any Contributions except from Individuals in amounts limited to \$100 per Individual contributor per calendar year.

Q. "Small Sign" means a sign smaller than 6 square feet."

# Guidance on Disclosure Requirements in City of McMinnville Candidate Campaigns

[\(See Ordinance 5096 for complete requirements\)](#)

Type of Communication	How to Prominently Disclose
<b>Printed</b> 	<b>Disclosure must be:</b> contrasting color text, at least same size as communication; current to within 10 business days of printed material.
<b>Billboard or Large Signs*</b> 	<b>Disclosure must be:</b> contrasting color, at least 10% the height of the billboard or sign; current to within 10 business days of printed material
<b>Website, Email Messages</b> 	<b>Disclosure must be:</b> contrasting color text, at least same size as communication; current to within 10 business days of printed material.
<b>Videos: TV/Website</b> 	<b>Disclosure must be:</b> contrasting color text, same or larger font size as in communication; current to within 5 business days of transmission.
<b>Phone, Radio, Streaming Audio</b> 	<b>Disclosure must be:</b> spoken at maximum of 5 words per second; current to within 5 business days of transmission.

**Exempt from disclosure:** signs smaller than six sq. ft., buttons, bumper stickers, or a distribution of 500 or fewer substantially similar pieces of literature within any 10 business-day period

### Required for all disclosure types

- 1) Name of Political Committee and any other entities paying to provide communication
- 2) For each of the top 5 contributors in 1) above that contribute more than \$1,000 to a candidate committee or political committee in the elections cycle:
  - a) Name of contributing individual or entity
  - b) Types of businesses from which contributor has obtained majority of income over last 5 years ([using NAICS system](#))
- 3) For each of the top 5 Independent Spenders in 1) above that spend more than \$1,000 to support or oppose a particular Candidate in the elections cycle:
  - a) Name of individual or entity providing the expenditure
  - b) Types of businesses from which individual or entity has obtained majority of income over last 5 years (using [NAICS system](#))
- 4) If Political Committees are identified in 2) or 3) above\*, must include top 3 funders during current elections cycle

*\*Unless if political committees are small donor committees*





## Frequently Asked Questions: Campaign Finance in City Elections

On April 14, 2020 the City of McMinnville passed a campaign finance disclosure ordinance relating to the election of City of McMinnville candidates (Mayor and City Councilors). Ordinance No. 5096, passed August 11, 2020, supersedes Ordinance No. 5092.

### General Questions

**1. Are there contribution limits under McMinnville's ordinance?**

No, donor contribution amounts or are not limited, nor is the frequency of campaign contributions.

**2. What kinds of campaigns are subject to McMinnville's campaign finance disclosure ordinance?**

Candidates running for mayor or city council. Ballot measures, whether qualified by initiative, referendum, or Council-referral, are not subject to disclosure requirements.

**3. What state campaign registration requirement is in McMinnville's ordinance?**

If an entity in support of or in opposition to a candidate spends a total of \$750 independent expenditures in any election cycle, it must register as a Political Committee under Oregon law with the Oregon Secretary of State within three business days.

**4. When does the ordinance go into effect?**

The ordinance went into effect 30 days after passage on April 14, 2020. As a practical matter, the November 3, 2020, election cycle is the first subject to the local campaign finance regulations.

**5. Do I have to make disclosures on election materials?**

Yes. For more details see questions regarding Campaign Communication Disclosure.

**6. Are candidates required to file campaign financial information with the City?**

No. The ordinance is for public campaign contribution disclosures on candidate materials and does not create a campaign finance filing requirement at the local level.

**7. I saw an advertisement for the governor's election, but the candidate did not disclose the sources that funded the campaign. Will the City investigate?**

No. The ordinance governs City elections races only. Candidates running for mayor or city council in McMinnville are subject to the regulations of Ordinance 5096. Other elections, such as gubernatorial races, congressional races, presidential races and ballot measures are not subject to the disclosure requirements.

**8. I saw an advertisement from a candidate for mayor, but the ad did not list any campaign funders. How should I report this potential violation?**

If you believe a candidate is not complying with the campaign disclosure requirements established in Ordinance 5096, fill out the complaint form – **coming** - on the City website with information such as subject of complaint, evidence of the violation, and any evidence you may have. If the inquiry is a valid complaint, the Finance Director will launch an investigation according to the regulations requirements and follow-up for more information if necessary.

### **9. Can people submit complaints anonymously?**

Complaints cannot be accepted completely anonymously. However, if you want your information to be confidential, please indicate so in your complaint. The Finance Director will keep information confidential to the greatest extent of the law. However, some provisions of Oregon public records may require disclosure of complainant information in some cases.

### **10. How is this different than other campaign finance regulations that currently exist?**

Candidates for City elections must adhere to both state and City campaign finance regulations. Oregon's Secretary of State is responsible for enforcing statewide campaign regulations, which are primarily disclosure based in ORESTAR.

To view state campaign and election laws, search the public database of campaign finance disclosures statewide, and to view campaign manuals for state laws, please see the links below.

Searchable campaign finance transaction database:

<https://secure.sos.state.or.us/orestar/gotoPublicTransactionSearch.do>

State Election Laws: <https://sos.oregon.gov/elections/Pages/laws-rules.aspx>

State Campaign Manuals: <https://sos.oregon.gov/elections/Pages/manuals-tutorials.aspx>

The campaign disclosure regulations are additional campaign regulations that only apply to candidates running for City offices.

### **11. Who oversees and enforces these regulations?**

The City's Finance Director oversees and enforces these regulations. The Finance Director responds to and makes public complaints and decisions regarding alleged violations.

### **12. How does Ordinance 5096 differ from the original ordinance – what changed?**

The single change removes the requirement of applying civil fines in all cases to allow for a letter of warning in place of a civil fine for first violations under certain conditions.

## **Questions Regarding Required Campaign Communication Disclosures**

### **13. I'm running for office, what exactly do I need to disclose on my campaign communications?**

The Finance Director has created [guidance on these requirements in a one-page flyer](#).

For all City of McMinnville candidate campaign communications, with some limited exceptions, the following must be disclosed:

- The political committee, candidate committee, or entity (business, organization, corporation, etc.) that paid to provide or present the voter communication should be listed as specifically required, depending on the type of communication.
- For each of the five Dominant Contributors providing the largest amounts of funding to each of the above:
  - a. The name of the Individual or Entity providing the Contribution.
  - b. The types of businesses from which the maker of the Contribution has obtained a majority of income over the previous 5 years, with each business identified by the

name associated with its 6-digit code of the North American Industry Classification System (NAICS).

Note that if any of the entities in **a.** above are political committees or non-profit organizations, their top 3 funders during the elections cycle must be disclosed (other than a Small Donor Committee).

**14. Which type of items are considered exempt from requiring these disclosures?**

The following items are exempt from campaign disclosure regulations:

- Bumper stickers
- Campaign signs smaller than 6 square feet
- Small items worn by individuals, such as buttons or stickers
- Fliers or other pieces of literature distributed to fewer than 500 people within a 10 business day period

**15. I have campaign social media accounts. Do I need to list my funding sources on every individual post?**

Funding sources should be listed in a static, easily available biography or profile section of social media accounts used for campaign communications. Disclosures are not required in the text portion of every communication, such as in every text-based Tweet. However, if you publish a professionally-produced communication (such as a video advertisement, audio, or photo) via social media you should list the funding sources for that professionally-produced communication as otherwise required.

**16. I want to make a radio advertisement for my campaign and all my contributors gave me less than \$1,000. Do I need to include the contributors who funded my campaign?**

Ordinance 5096 requires candidates to list all political committees and entities that have paid to fund a candidate's campaign communication. Even if no contributor expended \$1,000 or more for the communication, you must still list any political committee or entity that has contributed funds used to create or promote the communication. For example, "Paid for by the Committee to elect Angela Gonzalez" may be required regardless of Dominant Contributors providing over \$1,000 in candidate elections.

**17. My political committee funded a campaign communication with general pooled funds received from various sources. What is the disclosure requirement on these types of communications?**

In a situation where there is no particular tie to a funder and a campaign communication, the political committee should list its top Dominant Contributors as outlined in the regulations as follows:

1. Political committees or other entities paying to provide or present the communication (this is the overarching committee(s) or entity(ies) that are funding the communication)
2. Each of the above's top 5 Dominant Contributors – name and income background.

**18. I am wondering if my campaign communication will comply with the city's disclosure regulations. Will your office review my ad before it's distributed?**

The Finance Director can provide general information and interpretation of requirements and will not review campaign communications materials for compliance. For specific legal advice or formal

opinions, all candidates and campaigns are individually responsible for compliance and should seek outside legal advice.

**19. How often should I update my required disclosure information? What about on my campaign's website and social media accounts?**

Campaign communication disclosures must be kept up to date as required depending on the type of communication and the format. It is recommended that disclosures be dated to ensure timely disclosure. Printed material has a 10 business day disclosure requirement and video or audio communication has a 5 day disclosure requirement.

**20. What are penalties for campaigns found to be in violation of these requirements?**

Each violation of any provision shall be punishable by imposition of a civil fine not more than 20 times the amount of the unlawful expenditure or independent expenditure.

In determining the amount due as a civil penalty, the Finance Director will consider the following factors:

- The overall budget and resources available to the campaign or entity;
- The number of previous violations within the same election cycle;
- Whether the violation was repeated and continuous, or isolated and temporary (the Finance Director may choose to treat repeated, similar actions occurring during the same election cycle, which would otherwise be considered distinct violations, as aggravating circumstances under a single violation);
- Whether the violation appears to be willful;
- The campaign or entity's level of cooperation during the investigation, including providing relevant and timely information as requested;
- The amount of penalties, if any, previously imposed under similar circumstances;
- The size of the intended audience and the costs associated with producing and/or managing the communication; and
- Any other applicable factors the Finance Director deems relevant.

If the Finance Director finds reasons to believe the subjects of the complaint put forth a good faith effort to comply with the ordinance, the Finance Director may, upon first offense, issue a warning letter.

**21. I am not affiliated with a campaign. However, I want to produce communication pieces supporting my preferred candidate and opposing other candidates. Do I need to comply with the regulations in Ordinance 5096?**

Yes. The ordinance says "Each Communication to voters related to a City of McMinnville Candidate Election shall Prominently Disclose the true original sources of the Contributions and/or Independent Expenditures used to fund the Communication." For Independent Expenditures providing a campaign communication in City candidate elections:

For each of the largest five Dominant Independent Spenders paying to provide or present it, the communication must disclose:

- a. The name of the Individual or Entity providing the Independent Expenditure.

**b.** The types of businesses from which the maker of the Independent Expenditure has obtained a majority of income over the previous 5 years, with each business identified by the name associated with its 6-digit code of the NAICS.

Any person or entity expending funds to produce communication related to a City of McMinnville candidate election must comply with the regulations set forth in Ordinance 5096.

**22. I do not pay to use my social media accounts. Why do I need to disclose sources on these forms of communication?**

The ordinance states that “Each Communication to voters related to a City of McMinnville Candidate Election shall Prominently Disclose the true original sources of the Contributions and/or Independent Expenditures used to fund the Communication.” While you may not always directly pay social media companies to use their platforms, campaigns can still expend funds to maintain their social media accounts, such as paying campaign staff to maintain their accounts.

**23. My campaign sends regular text messages to subscribers. Am I required to include campaign contribution disclosures on these text messages?**

Yes. The ordinance [requires each communication to](#) voters related to a City of McMinnville Candidate Election to include the required disclosure information. In general, the only exemption from disclosures are

- Bumper stickers
- Campaign signs smaller than 6 square feet
- Small items worn by individuals, such as buttons or stickers
- Fliers or other pieces of literature distributed to fewer than 500 people within a 10 business day period