

House Bill 2716

Sponsored by Representatives RAYFIELD, KENY-GUYER; Representatives EVANS, MARSH, NOSSE, PILUSO, POWER, SANCHEZ, Senators GELSER, STEINER HAYWARD, TAYLOR (Presession filed.)

SUMMARY

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

Requires communications made in support of or opposition to candidate or measure to identify whether candidate, petition committee or political committee authorized communication.

Takes effect only if House Joint Resolution 13 (2019) is approved by people at regular general election held in November 2020. Takes effect on effective date of constitutional amendment proposed in House Joint Resolution 13 (2019).

A BILL FOR AN ACT

1
2 Relating to campaign finance; and prescribing an effective date.

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

4 **SECTION 1. Section 2 of this 2019 Act is added to and made a part of ORS chapter 260.**

5 **SECTION 2. (1) A communication in support of or in opposition to a clearly identified**
6 **candidate or measure must state the name of the person who paid for the communication.**

7 **(2) This section does not apply to:**

8 **(a) Candidates for federal office.**

9 **(b) Candidates other than those described in paragraph (a) of this subsection who are not**
10 **required to use the electronic filing system adopted under ORS 260.057 to file statements of**
11 **contributions received or expenditures made.**

12 **(c) Petition committees that are not required to use the electronic filing system adopted**
13 **under ORS 260.057 to file statements of contributions received or expenditures made.**

14 **(d) Political committees that are not required to use the electronic filing system adopted**
15 **under ORS 260.057 to file statements of contributions received or expenditures made.**

16 **(e) A person who makes independent expenditures who is exempt under ORS 260.044 from**
17 **being required to file statements of independent expenditures using the electronic filing**
18 **system adopted under ORS 260.057.**

19 **(f) A political committee that is controlled by a corporation that is making a communi-**
20 **cation in support of or in opposition to a clearly identified candidate or measure to the**
21 **corporation's employees or the families of the corporation's employees or to stockholders.**

22 **(g) A political committee that is controlled by a labor organization that is making a**
23 **communication in support of or in opposition to a clearly identified candidate or measure to**
24 **the members of the labor organization or to the families of the members of the labor or-**
25 **ganization.**

26 **(h) Items of de minimis value relating to a candidate or measure, including but not lim-**
27 **ited to:**

28 **(A) Lawn signs, pins, pens and other similar items;**

29 **(B) Skywriting; or**

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

1 (C) Wearable merchandise.

2 (i) Any other item that the Secretary of State by rule determines is too small to feasibly
3 include the identifying information required by this section.

4 (3) The Secretary of State by rule shall prescribe the form of statements required on
5 communications described in this section.

6 (4) As used in this section:

7 (a) "Clearly identified" has the meaning given that term in ORS 260.005 (10)(b).

8 (b)(A) Except as provided in subparagraph (B) of this paragraph, "communication in
9 support of or in opposition to a clearly identified candidate or measure" has the meaning
10 given that term in ORS 260.005 (10)(c).

11 (B)(i) "Communication in support of or in opposition to a clearly identified candidate or
12 measure" includes but is not limited to communications distributed via print, telephone, ra-
13 dio, television or the Internet.

14 (ii) "Communication in support of or in opposition to a clearly identified candidate or
15 measure" does not include newspaper editorials, printed advertisements with a fair market
16 value of less than \$500 or communications made via telephone that have a fair market value
17 of less than \$500.

18 SECTION 3. This 2019 Act does not take effect unless the amendment to the Oregon
19 Constitution proposed by House Joint Resolution 13 (2019) is approved by the people at the
20 regular general election held in November 2020. This 2019 Act takes effect on the effective
21 date of that amendment.
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