

Requested by Representative RAYFIELD

**PROPOSED AMENDMENTS TO
HOUSE BILL 2681**

1 On page 1 of the printed bill, delete lines 5 through 24 and delete page
2 2 and insert:

3 **“SECTION 1. Sections 2 and 3 of this 2021 Act are added to and
4 made a part of ORS chapter 247.**

5 **“SECTION 2. Notwithstanding any other provision of this chapter,
6 the registration of an elector may not be considered inactive due to
7 an elector not voting or updating the elector’s registration for any
8 period of time.**

9 **“SECTION 3. (1) The county clerk shall mail a notice to each elec-
10 tor:**

11 **“(a) Whose registration is inactive as of the 75th day before the date
12 of a primary election or general election; and**

13 **“(b) For whom the county clerk has a valid and current mailing
14 address.**

15 **“(2) The notice sent under subsection (1) of this section must:**

16 **“(a) Inform the elector that the elector’s registration is currently
17 inactive;**

18 **“(b) State the reason for the inactivation;**

19 **“(c) Contain information on how the elector can reactivate the
20 elector’s registration; and**

21 **“(d) Be sent to the elector no earlier than 70 days and no later than**

1 **60 days before the election.**

2 **“(3) In addition to the notice required to be sent under subsection**
3 **(1) of this section, the county clerk may mail a notice to each elector**
4 **whose registration is inactive as of the 75th day before the date of an**
5 **election other than a primary election or general election. Any notice**
6 **the county clerk chooses to send under this subsection must comply**
7 **with the requirements set forth in subsection (2) of this section.**

8 **“(4) The Secretary of State shall design a standard form to be used**
9 **in all notifications sent by the county clerk under this section.**

10 **“SECTION 4.** ORS 254.431 is amended to read:

11 **“254.431. (1) If a ballot is challenged because it is returned in an unsigned**
12 **return identification envelope or because the signature of an elector on a**
13 **return identification envelope does not match the signature in the voter**
14 **registration record for the elector, the county clerk shall mail to the elector**
15 **a notice that describes the nature of the challenge. The Secretary of State**
16 **shall design a standard form to be used in all notifications sent by county**
17 **clerks under this subsection.**

18 **“(2)(a) In order for the vote of the elector to be counted, the elector must**
19 **provide evidence sufficient to disprove the challenge not later than the 14th**
20 **calendar day after the date of the election. In the case of an unsigned return**
21 **identification envelope, providing sufficient evidence may include completing**
22 **a certified statement on a form provided by the county clerk. The Secretary**
23 **of State shall design a standard form to be used for certified statements made**
24 **under this paragraph.**

25 **“(b) If the elector does not provide evidence sufficient to disprove a**
26 **challenge alleging that the signature of the elector on a return identification**
27 **envelope does not match the signature in the voter registration record for**
28 **the elector by the 14th calendar day after the date of the election, the reg-**
29 **istration of the elector shall be considered inactive.**

30 **“(3)(a) The filing officer may not release as a public record any informa-**

1 tion that could be used to identify an elector whose ballot has been chal-
2 lenged under this section until the eighth calendar day after the date of an
3 election.

4 “(b) Following the seventh calendar day after the date of an election, the
5 filing officer may disclose as a public record under ORS 192.311 to 192.478
6 the following information about each elector whose ballot was challenged
7 under this section:

8 “(A) The name of the elector;

9 “(B) The residence addresses of the elector; and

10 “(C) The reason the elector’s ballot is being challenged.

11 **“(4) The provisions of section 3 of this 2021 Act apply to an elector
12 whose registration becomes inactive under this section.**

13 “[~~(4)~~] (5) As used in this section, ‘filing officer’ means:

14 “(a) The Secretary of State, for federal or statewide elections and for
15 elections to the office of state Senator or Representative; or

16 “(b) The county clerk, for county, city or district elections.

17 **“SECTION 5. This 2021 Act takes effect on the 91st day after the
18 date on which the 2021 regular session of the Eighty-first Legislative
19 Assembly adjourns sine die.”.**

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