

OREGON ASSOCIATION OF COUNTY CLERKS

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March 28, 2025

Addendum to OACC testimony on HB 3908

How write-in votes are tallied by elections officials:

Write-in votes are always looked at in every contest to make sure that they are truly a write-in. Example: Some voters may fill in the oval next to the write-in line, but write nothing there.

Write-ins being individually tallied (every name is written down and numbers counted in each precinct) follow statute. There are four main ways write-ins are individually tallied.

1. If no candidate filed for the position. (ORS 254.500)
2. If the write-in votes exceed the number of votes cast for a filed candidate. (ORS 254.500 (a))
3. If the Soil Water and Conservation District (State Department of Agriculture) notifies us to count write-ins based on a write-in declaration request they receive. (ORS 568.530 (2))
4. If a Precinct Committee Person (PCP) or a PCP nominates and files a declaration of write-in candidacy. (ORS 248.019)

In the 2018 Governor Race, state-wide, write-ins totaled more than the candidates on the ballot, therefore, ORS 254.500 (a) was followed. At the county level, each name written in was tallied, certified, and forwarded to the state for a combining of all county results together. Any costs incurred with this are paid for by the county.

Related Statutes below:

ORS 254.500 Tally of write-in votes. (1) This section governs the tally of votes cast for persons whose names were not printed on the ballot but are written in by electors. All such write-in votes for each office on the ballot shall be tallied together, except as follows:

(a) If the total number of write-in votes for candidates for the same nomination or office equals or exceeds the number of votes cast for any candidate for the same nomination or office on the ballot who appears to have been nominated or elected, the county clerk shall tally all write-in votes cast for the office to show the total number of votes cast for each write-in candidate.

(b) If no names of candidates are printed on the ballot for an office, the county clerk shall tally the votes cast for each candidate for the office who received a vote.

ORS 568.530 Ballots; write-in votes; unfilled positions.

(2) If no nominee for a position qualifies under subsection (1) of this section to have the name of the nominee furnished to the county clerk for placement on the ballot, the position becomes open for write-in votes on the ballot. An elector who meets the qualifications to become a director of the district in a position for which no candidate qualifies under subsection (1) of this section may file with the department a declaration of intent and request for write-in votes to be tallied. The person must file the declaration and request no later than 14 days before the date of the election. The declaration and request must certify that the person is legally qualified to assume the duties of director and desires the position.

ORS 248.019 Write-in candidate for precinct committeeperson; process. (1) Subject to ORS 248.015 (4), a person may participate as a write-in candidate for precinct committeeperson by filing with the county elections official a declaration of write-in candidacy. The declaration shall be made on a form prescribed by the Secretary of State by rule and must be filed no later than 8 p.m. on the date of the election. The form prescribed by the secretary must require that the person:

- (a) States that the person will serve as a precinct committeeperson if elected;
- (b) Requests that the county elections official count any write-in votes received by the write-in candidate; and
- (c) Attests that the person is legally qualified to serve as a precinct committeeperson.

(2) Upon receipt of the form filed under subsection (1) of this section, the county elections official shall determine whether the person meets the qualifications to serve as a precinct committeeperson. If the county elections official determines that the person meets the qualifications, the county elections official shall record the write-in votes received by the person during that election.

May 15, 2018, Primary Election Abstract of Votes

Governor

Independent

	Pistoresi	Allen	*Starnes	Misc.
County	Dan (Mr P)	Skye J	Patrick	
Baker	12	17	48	87
Benton	42	43	121	241
Clackamas	114	199	506	1,112
Clatsop	39	65	114	179
Columbia	29	49	94	182
Coos	51	48	139	359
Crook	19	19	41	157
Curry	23	17	61	183
Deschutes	92	115	309	1,106
Douglas	77	64	269	535
Gilliam	5	3	4	8
Grant	13	11	23	70
Harney	5	3	16	26
Hood River	7	11	36	104
Jackson	107	151	400	867
Jefferson	11	21	51	91
Josephine	60	99	175	523
Klamath	59	43	104	261
Lake	8	3	22	25
Lane	178	234	564	1,209
Lincoln	55	72	129	216
Linn	69	113	231	514
Malheur	19	23	38	47
Marion	149	158	357	1,573
Morrow	5	14	16	49
Multnomah	191	332	804	1,333
Polk	46	62	124	308
Sherman	2	4	4	12
Tillamook	25	36	67	122
Umatilla	40	63	100	155
Union	33	20	59	114
Wallowa	8	17	27	34
Wasco	20	15	50	87
Washington	186	211	739	1,222
Wheeler	0	1	5	8
Yamhill	47	49	183	378
Total	1,846	2,405	6,030	13,497

* Nominee


** Elected

*** The apparent winner was disqualified due to ORS 249.048. A vacancy in nomination exists.

WI = Write In



Independent Party - Write-in
Primary Election - May 15, 2018
Official Results



Precinct	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	Totals	
Governor																																													
Bruce Cuff																					3		1																					4	
Buehler	1																																												1
Candace Neville					1																																	1							2
Carpenter																		1																											1
David Matt			1																																										1
Greg C Wooldridge	1			2			3		1				2						1			2						4			2	1						1						1	21
Greg Walden			1															1																											2
John Theros																																					1								1
Joseph Yaple																												1																	1
K Brown		1																																											1
Kate Brown	4			2						2	2							2			3	1	1		1	1	1		1	1	2	3									2				29
Kevin Stine																																					1								1
Knute							1																																						1
Knute Buehler	8	1	4	1		2	2	3	4	6	2		5		5	1	1	2	1	1	4		8	2	5	3	10	1	5	9	2			3	1	3	1	1		3	2				112
Pat Paulson																						1																							1
Sam Carpenter	10	3	4	7	1	3	13	3	2	2	1	2	4	1	1	1				3	3		2	1		2	1			1	1				1		3	1			2		2	81	
Wooldridge																					1																								1
TOTAL	24	5	10	12	2	5	19	6	7	10	5	2	11	1	6	2	1	6	2	4	14	4	12	3	6	6	17	1	6	13	6	3	0	3	2	5	4	4	0	3	6	0	3	261	



May 15, 2018
Klamath County, OR
Independent Statement of Votes Cast

Total Votes
Percentage

Total Votes
Percentage

**US Representative,
2nd District**

Mark R Roberts	270	68%
Write-ins	<u>126</u>	32%
	396	
Over votes	0	
Under votes	143	

Governor

Dan (Mr P) Pistorresi	59	13%
Skye J Allen	43	9%
Patrick Starnes	104	22%
Write-ins	<u>261</u>	56%
	467	
Over votes	0	
Under votes	72	

State Senate, 3rd District

Write-ins	<u>0</u>
	0
Over votes	0
Under votes	0

**State Representative,
5th District**

Write-ins	<u>0</u>
	0
Over votes	0
Under votes	0

55th District

Write-ins	<u>36</u>	100%
	36	
Over votes	0	
Under votes	73	

56th District

Write-ins	<u>111</u>	100%
	111	
Over votes	0	
Under votes	319	