

A-Engrossed
House Bill 2614

Ordered by the Senate June 24
Including Senate Amendments dated June 24

Sponsored by Representatives KITTS, NOLAN

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.

Prohibits elector from participating in more than one nominating process for each partisan public office to be filled at general election.

Modifies date upon which certificate of nomination may be filed.

A BILL FOR AN ACT

1
2 Relating to elections; creating new provisions; and amending ORS 249.722.

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

4 **SECTION 1. Section 2 of this 2005 Act is added to and made a part of ORS chapter 254.**

5 **SECTION 2. (1) An elector may not participate in more than one nominating process for**
6 **each partisan public office to be filled at the general election.**

7 **(2) An elector is considered to have participated in the nominating process for each**
8 **partisan public office listed on the ballot at a primary election if the elector returned a ballot**
9 **of a major political party at the primary election.**

10 **(3) An elector is considered to have participated in the nominating process for a partisan**
11 **public office listed on the ballot at the general election if:**

12 **(a) A minor political party nominated a candidate for that office in the manner specified**
13 **by the party in documents filed under ORS 248.009 and the elector participated in the nomi-**
14 **nating process; or**

15 **(b) The elector participated in the nominating process for that office by signing the**
16 **minutes of an assembly of electors under ORS 249.735 or by signing a certificate of nomi-**
17 **nation made by individual electors under ORS 249.740.**

18 **(4) If a filing officer described in ORS 249.722 determines that an elector who has signed**
19 **the minutes of an assembly of electors under ORS 249.735 or a certificate of nomination un-**
20 **der ORS 249.740 has attempted to participate in more than one nominating process for the**
21 **same office to be filled at the general election, the signature of the elector may not be con-**
22 **sidered for purposes of ORS 249.735 or 249.740.**

23 **SECTION 3. ORS 249.722 is amended to read:**

24 **249.722. (1) Except as provided in subsection (3) of this section, a certificate of nomination of a**
25 **candidate for public office shall be filed not sooner than the [415th] 15th day **after the date of the****
26 **primary election and not later than the 70th day before the date of the general election.**

27 **(2) A certificate of nomination of a candidate for:**

28 **(a) State office, United States Senator or Representative in Congress shall be filed with the**

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 Secretary of State.

2 (b) County office shall be filed with the county clerk.

3 (c) City office shall be filed with the chief city elections officer.

4 (3) For a special election, including an election to fill a vacancy that occurs after the 70th day
5 before the general election, the Secretary of State by rule may adopt a schedule specifying the pe-
6 riod within which a certificate of nomination must be filed. If the Secretary of State does not adopt
7 a rule under this subsection, a certificate of nomination must be filed before the 61st day preceding
8 the election.

9 **SECTION 4. The amendments to ORS 249.722 by section 3 of this 2005 Act do not affect**
10 **any certificate of nomination filed prior to the effective date of this 2005 Act.**

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