

## SENATE AMENDMENTS TO A-ENGROSSED HOUSE BILL 3090

By COMMITTEE ON RULES

July 14

1 On page 1 of the printed A-engrossed bill, delete line 3 and insert "258.211 and 260.695".

2 On page 2, delete lines 27 through 45.

3 On page 3, delete lines 1 through 7 and insert:

4 **"SECTION 6. (1) In an election conducted by mail, a person, except an elections official**  
5 **in performance of duties, may not establish a place of deposit for ballots cast in the election**  
6 **that is accessible to the general public unless the person first files with the county clerk of**  
7 **the county in which the place of deposit is to be established a signed, written statement de-**  
8 **scribed in this section.**

9 **"(2) The statement required under subsection (1) of this section shall contain:**

10 **"(a) The name and address of the person establishing the place of deposit;**

11 **"(b) The telephone number, electronic mail address or other contact information for the**  
12 **person;**

13 **"(c) A description of the location of the place of deposit;**

14 **"(d) A description of the date and time that the person will transfer ballots to the office**  
15 **of the county clerk or other secure location designated by the county clerk; and**

16 **"(e) The date that the place of deposit will be removed.**

17 **"(3) If a person establishes a place of deposit in violation of any provision of this section,**  
18 **the county clerk may take action to remove the place of deposit and take custody of any**  
19 **ballots left at the place of deposit or in the possession of the person who established the**  
20 **place of deposit. This subsection applies in addition to any penalties that may be imposed**  
21 **under ORS chapter 260 for violation of this section."**

22 On page 4, after line 26, insert:

23 **"(19) A person, except an elections official in performance of duties, in an election conducted**  
24 **by mail, may not establish a place of deposit for ballots cast in an election unless the person**  
25 **prominently displays at the location a sign stating: 'NOT AN OFFICIAL BALLOT DROP SITE.'"**

26 On page 5, delete lines 4 through 15 and insert:

27 **"(3) All valid ballots shall be counted in any recount conducted under this chapter. Unless oth-**  
28 **erwise ordered by a court, any ballot determined by the county clerk to be valid and that was not**  
29 **counted in the original tally of ballots for the measure, nomination or office conducted under ORS**  
30 **chapter 254 shall be segregated, counted and included in the abstract of votes for the recount. The**  
31 **county clerk shall retain the ballots, as segregated, during the period that ballots must be retained**  
32 **under ORS 254.535."**

33 In line 16, delete "11" and insert "10".

34 Delete lines 41 through 43 and insert:

35 **"SECTION 11. Sections 4 and 6 of this 2005 Act and the amendments to ORS 254.074,**

1 **254.482, 254.505, 258.026, 258.211 and 260.695 by sections 1, 2 and 7 to 10 of this 2005 Act apply**  
2 **only to elections conducted on or after the effective date of this 2005 Act.”.**  
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