

SENATE AMENDMENTS TO SENATE BILL 761

By COMMITTEE ON RULES

June 17

1 On page 1 of the printed bill, line 2, delete “creating new provisions; and”.

2 Delete lines 4 through 30 and delete page 2 and insert:

3 “**SECTION 1.** ORS 250.052, as amended by section 18, chapter 70, Oregon Laws 2018, is
4 amended to read:

5 “250.052. (1)(a) For each state initiative, referendum or recall petition, the Secretary of State
6 shall prepare official templates of the cover and signature sheets for the petition. Except as pro-
7 vided in this section, templates of cover and signature sheets for state initiative and referendum
8 petitions are subject to the requirements of ORS 250.045. The templates of signature sheets to be
9 used by persons who are being paid to obtain signatures on the petition shall be a different color
10 from the sheets to be used by persons who are not being paid to obtain signatures on the petition.

11 “(b) For each prospective petition for a state measure to be initiated the secretary shall prepare
12 official templates of the cover and signature sheets. The templates of signature sheets to be used
13 by persons who are being paid to obtain signatures on the prospective petition shall be a different
14 color from the sheets to be used by persons who are not being paid to obtain signatures on the
15 prospective petition. Each signature sheet for the prospective petition shall:

16 “(A) Contain a notice describing the meaning of the color of the signature sheet; and

17 “(B) If one or more persons will be paid for obtaining signatures of electors on the prospective
18 petition, contain a notice stating: ‘Some Circulators For This Prospective Petition Are Being Paid.’
19 The notice shall be in boldfaced type and shall be prominently displayed on the sheet.

20 “(2) A person obtaining signatures on a state initiative, referendum or recall petition or a pro-
21 spective petition for a state measure to be initiated may use only the cover and signature sheets
22 contained in the official templates prepared for the petition or prospective petition. A person who
23 is being paid to obtain signatures on the petition or prospective petition shall use the signature
24 sheet template designated for use by persons being paid to obtain signatures. A person who is not
25 being paid to obtain signatures on the petition or prospective petition shall use the signature sheet
26 template designated for use by persons who are not being paid to obtain signatures.

27 “(3)(a) The secretary shall issue templates for a petition or prospective petition only to a chief
28 petitioner of the petition or prospective petition or to an agent designated by a chief petitioner.

29 “(b) If the ballot title for a state initiative petition has been challenged under ORS 250.085, the
30 secretary may not issue an official template for the initiative petition until the Supreme Court has
31 certified a final ballot title.

32 “(4) The secretary shall issue official templates to a chief petitioner or designated agent not
33 later than:

34 “(a) Three business days after the deadline for filing a petition under ORS 250.085 relating to
35 a ballot title certified by the Attorney General for the state initiative petition or, if a petition is

1 filed with the Supreme Court under ORS 250.085, three business days after the Supreme Court cer-
2 tifies to the secretary a final ballot title for the state initiative petition;

3 “(b) Three business days after a prospective petition is filed under ORS 249.865 or 250.045 for
4 a state recall petition or state referendum petition; or

5 “(c) Three business days after the chief petitioner files a statement with the secretary under
6 ORS 250.045 (2) for a prospective petition for a state measure to be initiated.

7 “(5) The secretary by rule shall establish a process by which a chief petitioner of a state initi-
8 ative, referendum or recall petition or a prospective petition for a state measure to be initiated may
9 request a modification of the templates issued under subsection (4) of this section.

10 “(6)(a) In addition to the templates prepared under subsections (1) to (5) of this section, for each
11 state initiative, referendum or recall petition or prospective petition, the secretary shall prepare an
12 official electronic template of a signature sheet for the petition or prospective petition.

13 “(b)(A) A template prepared under this subsection shall *[allow]* **provide:**

14 “(i) Space for the signature of one elector **to signify support for the state initiative, refer-**
15 **endum or recall petition or prospective petition; and**

16 “(ii) **Space for the signature of the same elector to certify that the elector received a**
17 **copy of the electronic signature sheet in compliance with paragraph (c)(B) of this**
18 **subsection.**

19 “(B) **The Secretary of State or county clerk may tally only electronic signature sheets**
20 **that are signed in both spaces described in this paragraph.**

21 “(c)(A) An elector may print a copy of the electronic signature sheet for a petition or pro-
22 spective petition, sign the sheet and deliver the signed sheet to a chief petitioner or an agent des-
23 ignated by a chief petitioner.

24 “(B) **Only an elector who either has personally printed a copy of the electronic signature**
25 **sheet of a petition or prospective petition or has requested that a separate person print a**
26 **copy of the electronic signature sheet specifically for the elector may sign the sheet. A copy**
27 **of an electronic signature sheet may not be signed by an elector who did not either print the**
28 **sheet or request that the sheet be printed specifically for the elector.**

29 “(d) Electronic templates described in this subsection are subject to the requirements of ORS
30 250.045, other than ORS 250.045 [(6),] (9) and (10), **and the template must include a full and**
31 **correct copy of the measure to be initiated or referred.**

32 “(e) **Except as provided in paragraph (c)(B) of this subsection, a person who is obtaining**
33 **signatures on a petition or prospective petition, whether paid or unpaid, may not provide a**
34 **printed electronic signature sheet to an elector.**

35 “(7) The secretary shall adopt rules prescribing the contents and method of production of official
36 templates required under this section.”
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