

BEFORE THE BOARD OF COMMISSIONERS OF LANE COUNTY, OREGON

ORDINANCE NO: 16-02

IN THE MATTER OF AMENDING CHAPTER 2
OF LANE CODE TO MODIFY THE VOTERS'
PAMPHLET EXPLANATORY STATEMENT
(LC 2.630)

The Board of County Commissioners of Lane County ORDAINS as follows:

Lane Code Chapter 2 is amended by removing, substituting and adding the following sections:

REMOVE THIS SECTION

2.630

INSERT THIS SECTION

2.630

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court or administrative agency of competent jurisdiction, such portion is deemed a separate, distinct, and independent provision, and such holding does not affect the validity of the remaining portions.

ENACTED this 17th day of May, 2016.



Faye Stewart, Chair
Lane County Board of Commissioners



Recording Secretary for this Meeting of the Board

APPROVED AS TO FORM

Date

4/16/16

LANE COUNTY OFFICE OF LEGAL COUNSEL

2.630 Voters' Pamphlet.

The Board may, by order, direct that measures with respect to County legislation or County measures, be included in the voters' pamphlet, prepared either by the Secretary of State or by the County Clerk. If so, the measure, ballot title, explanatory statement and arguments, if any, shall be printed, if they conform to the requirements of state law and administrative rule and the following:

(1) Explanatory Statement. The Board shall appoint a committee of not less than three nor more than five persons to write an explanatory statement that is an impartial, simple and understandable statement explaining the measure and its effect. To the extent possible, the committee shall include a balance of persons supporting and opposing the measure and one who is neutral. The advocacy intent of the committee members does not have to be disclosed for the purposes of appointing the committee or during the term of the committee. The statement shall not exceed 500 words. The committee shall file the statement by noon on the deadline as specified by state law or administrative rule for the state or county voters' pamphlet, as appropriate and applicable.

(a) Any person dissatisfied with the explanatory statement may petition the circuit court seeking a different statement and stating the reasons the statement filed is insufficient or unclear. If the petition is filed not less than the fifth day after the deadline for filing the explanatory statement, the court shall review the matter in the same manner and time frame as the Supreme Court in ORS 251.235, and shall certify an explanatory statement to the County Clerk.

(2) Arguments. Arguments must be filed with the County Clerk by noon on the deadline as specified by state law or administrative law, pursuant to the applicable schedule for a state or county voters' pamphlet. Typewritten arguments supporting or opposing the measure shall be printed on 29.8 square inches of the voters' pamphlet if the argument is accompanied by either a payment of \$300 or a petition in a form prescribed by the Secretary of State containing the signatures of 1,000 electors eligible to vote on the measure or either 10 percent of the total such electors, if the matter is for the state voters' pamphlet or 4 percent if for a County voters' pamphlet, whichever is less.

(3) Candidate Statements. Candidate statements shall conform to the applicable requirements of state law for the state or County voters' pamphlet, as appropriate.

(4) The form of voters' pamphlet, the determination of statements and arguments entitled to be included in the pamphlet and the space to be allotted to them, the filing deadlines, filing fees and the payment of costs of printing and distributing the pamphlets shall be as provided by ORS 251.285 or 251.305-251.435 and administrative rule, except as modified by LC 2.630(1)-(2). *(Revised by Ordinance No. 18-77, Effective 11.23.77; 19-81, 1.8.82; 18-91, 1.10.92; 9-92, 7.27.92; 1-98, 2.25.98; 8-01, 1.4.02; 05-06, 7.21.06)*

At left margin indicates changes
Bold indicates material being added
~~Strikethrough~~ indicates material being deleted

**LEGISLATIVE
FORMAT**

2.630

Lane Code

2.630

2.630 Voters' Pamphlet.

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