



TILLAMOOK COUNTY BOARD OF COMMISSIONERS

Mary Faith Bell - Doug Olson - Erin Skaar

BOARD MEETING

Wednesday, July 3, 2024, 9:00 AM

Join In Person:

County Courthouse, Board of Commissioners' Meeting Room 106, 201 Laurel Avenue, Tillamook

Join Virtually:

tillamookcounty.gov/bocc/page/meetings-agendas-minutes or 1-971-254-3149, ID: 866 914 607#

Additional viewing options are available at tctvonline.com. Closed captioning and translation options are available for recorded videos at www.youtube.com/@tillamookcounty1434.

More detailed [meeting instructions](#) are available at tillamookcounty.gov/bocc/page/meetings-agendas-minutes. Call 503-842-1814 or send an email to helpdesk@tillamookcounty.gov regarding any meeting technical issues.

MEETING - 2024-07-03 BOCC MEETING AUDIO LOG.MP4

CALL TO ORDER – Wednesday, July 3, 2024 9:00 a.m.

1. Welcome & Request to Sign Guest List
01:06
2. Pledge of Allegiance
02:52
3. Public Comment: There were none.
03:10
4. Non-Agenda Items: Two unscheduled agenda items taken after Items #12 and #15/Commissioner Mary Faith Bell
03:15

PRESENTATIONS AND REPORTS

5. Rank Choice Voting/Christy Nyseth, County Clerk
03:26

LEGISLATIVE - ADMINISTRATIVE

6. Consideration of a Second Amendment to Oregon Health Authority 2024-2025 Intergovernmental Agreement #026023 for the Financing of Community Mental Health, Addiction Treatment, Recovery, & Prevention, and Problem Gambling Services/Frank Hanna-Williams, Executive Director, Tillamook Family Counseling Center
34:30

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Chair signed the amendment.

7. Consideration of a Community Action Resource Enterprises, Inc. Request for Approval of Updates to the CARE Shelter Project Plans/Mareliza DeJesus, Project Manager, Houseless Action Network
38:35

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Board approved the updates.

8. Consideration of a Professional Services Agreement with Roger Cook, PhD., LPC, for Sex Offender Assessment and Counseling Services/Ahnie Seaholm, Lieutenant, Sheriff's Office
43:34

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Board signed the agreement.

9. Consideration of a Memorandum of Agreement with Tillamook Family Counseling Center for a Supervision Agreement/Marlene Putman, Administrator, Health and Human Services
49:40

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Board signed the agreement.

10. Consideration of Modification #1 to Professional Services Agreement #6510 with The Smile Studio for Federally Qualified Health Center (FQHC) Oregon Health Plan Medicaid and Non-Insured Dental Services/Marlene Putman, Administrator, Health and Human Services
52:19

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Board signed the modification.

11. Consideration of Professional Services Agreement #23/24-025 with Sand Creek Dental for Federally Qualified Health Center (FQHC) Oregon Health Plan Medicaid and Non-Insured Dental Services/Marlene Putman, Administrator, Health and Human Services
55:51

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Board signed the agreement.

12. Consideration of a Personnel Requisition for a New Regular Full-Time Community Health Chief Financial Officer in the Health and Human Services Department/Jodi Wilson, Director, Human Resources
57:45

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Chair signed the requisition.

UNSCHEDULED: Consideration of a Personnel Requisition for a New Regular Full-time Community Health Communications Manager for the Health and Human Services Department/Jodi Wilson, Director, Human Resources
01:07:12

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Chair signed the requisition.

13. Consideration of Grant Agreement #2024-MHF-5 with Coastal Homes LLC for Multi-Family Rental Housing/Commissioner Erin Skaar
01:18:17

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Board signed the agreement.

14. Consideration of Grant Agreement #2024-MHF-8 with Home First Development Partners for Multi-Family Rental Housing/Commissioner Erin Skaar
01:20:09

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Board signed the agreement.

15. Consideration of an Amendment to Intergovernmental Agreement #14836a with the State of Oregon (Oregon Youth Authority) for the Expunction of Juvenile Records/Matthew Thenell, Director, Juvenile Department
01:22:51

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Chair signed the agreement.

- UNSCHEDULED:** Consideration of a Corrective Action Plan for Financial Statement Finding 2023-001/Shawn Blanchard, Treasurer
01:26:03

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Chair signed the corrective action plan.

16. Consideration of a Professional Services Agreement with McKinstry Essention LLC for the Health Department HVAC Replacement Feasibility Analysis/Kevin Jolly, Supervisor, Facilities Department
01:30:33

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Board signed the agreement.

17. Consideration of Change Order #2 to Contract #6489 Prevailing Wage Rate Contract for Construction with Chown Hardware for the Courthouse Exterior Door Replacements Project, Kevin Jolly, Supervisor, Facilities Department
01:37:27

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Board signed the change order.

18. Consideration of a Personal Services Agreement with Liftoff Inc. for Microsoft 365 Licensing/Jeff Underwood, Operations Manager, Information Services
01:39:24

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Board signed the agreement.

19. Consideration of an Order in the Matter of the Appointment and Reappointment of Members to the Pacific City/Woods Parking Advisory Committee/Isabel Gilda, Executive Assistant
01:46:25

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Board signed Order #24-043.

20. Consideration of a Title III Grant Agreement with the Oregon Department of Forestry for the Tillamook County Yard Debris Program/Isabel Gilda, Executive Assistant

01:51:10

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Board signed the agreement.

21. Consideration of a Professional Services Agreement with NorthWest Code Professionals for Building Inspection and Plan Review Services/Commissioner Erin Skaar

01:55:52

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Board signed the agreement.

22. Consideration of a Nestucca Rural Fire Protection District Request for Permission to Burn Structures Located at 6010 Pacific Avenue and 6030 Pacific Avenue, Pacific City, Tillamook County/Rachel Hagerty, Chief of Staff

02:06:10

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Chair signed the request.

23. Consideration of Modification #3 to Personal Services Agreement #5052 with Federal Engineering Inc. for the Voted Simulcast for the Tillamook County Public Safety Communications System/Rachel Hagerty, Chief of Staff

02:09:02

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Board signed the agreement.

24. Consideration of a Personal Services Agreement with Global Grant Services for Grant Management/Rachel Hagerty, Chief of Staff

02:11:21

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Board signed the agreement.

25. Consideration of Grant Agreement #2024-P1 Transient Lodging Tax (TLT) for Destination Management with the Tillamook County Pioneer Museum for the Organizational Capacity Project/Rachel Hagerty, Chief of Staff

02:14:05

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Board signed the agreement.

26. Consideration of a Purchase and Sale Agreement with Neal K. Sande and Phillis M. Sande, Trustees of the Neal K. Sande Revocable Trust, for Property Located at 4610 3rd Street, Map and Tax Lots: Township 1S, Range 09W, Section 29, Tax Lots 00202 and 00203, Tillamook County, Oregon/Rachel Hagerty, Chief of Staff

02:17:59

A motion was made by Commissioner Skaar and seconded by Vice-Chair Olson. The motion passed with three aye votes. The Chair signed the agreement.

27. Board Concerns: There were none.

02:34:15

OTHER MEETINGS AND ANNOUNCEMENTS

02:34:15

The Commissioners will hold an executive session on **Monday, July 1, 2024** at **2:00 p.m.** pursuant to ORS 192.660(2)(a), to review and evaluate the employment-related performance of a public officer, employee, staff member, or individual agent. The executive session will be held in the Commissioners' Meeting Room 106 at the Tillamook County Courthouse, 201 Laurel Avenue, Tillamook. The executive session is not open to the public.

The Commissioners will hold a Board Briefing on **Wednesday, July 3, 2024** at **2:00 p.m.** to discuss weekly Commissioner updates. The meeting will be held in the Commissioners' Meeting Room 106 in the Tillamook County Courthouse, 201 Laurel Avenue, Tillamook. The teleconference number is 1-971-254-3149, Conference ID: 866 914 607#.

Independence Day is an observed holiday for the County and the Oregon State Circuit Court. All County offices in the Tillamook County Courthouse and the Tillamook County Library, administrative offices in the Jail and Justice Facility, Public Works Department, Department of Community Development, Surveyor's Office, and the Health and Human Services Department and clinics, and the State Circuit Court, will be **CLOSED** on **Thursday, July 4, 2024**.

There is **NO** Board Briefing scheduled for **Wednesday, July 10, 2024**.

The Commissioners will attend a Budget Committee Roundtable meeting on **July 10, 2024** at **1:00 p.m.** to discuss upcoming budget planning. The meeting will be held in the Commissioners' Meeting Room 106 in the Tillamook County Courthouse, 201 Laurel Avenue, Tillamook. The teleconference number is 1-971-254-3149, Conference ID: 866 914 607#.

Commissioner Bell recessed the meeting at 11:34 a.m. to go into executive session pursuant to ORS 192.660(2)(h)

Commissioner Bell reconvened the meeting at 12:18 p.m.

ADJOURN – 12:18 p.m.

Wednesday, July 3, 2024

PLEASE PRINT

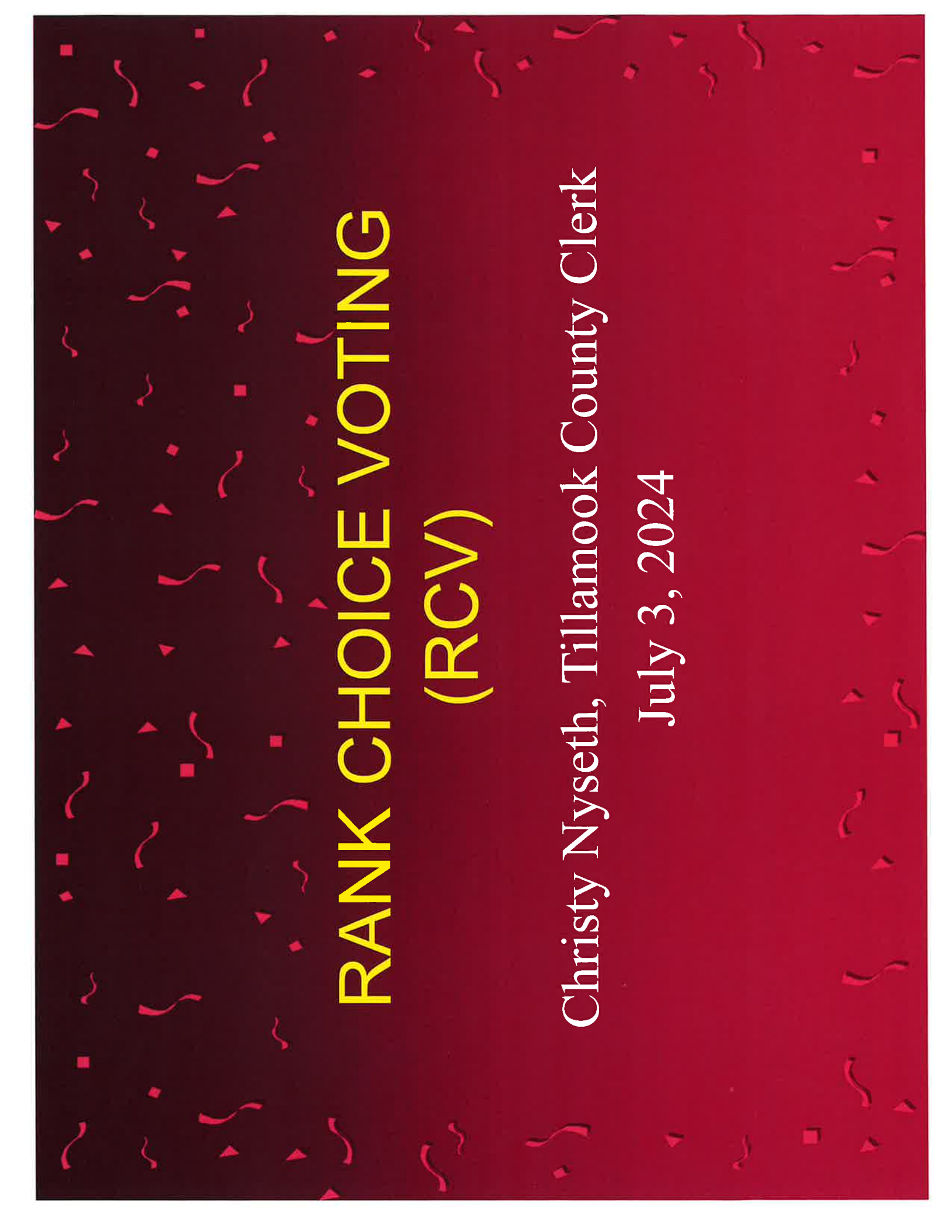
<u>Name</u>	<u>Email or Address</u>	<u>Item of Interest</u>
Christy Nyseth	christy.nyseth@tillamookcounty.gov	CLerk
Mareliza Dejesus	Mdejesus@careinc.org	CARE
James Oeder	joeder@NRFPD.com	PC Housus
Matt Therell	matthew.therell@tillamookcounty.gov	Contact
Christina Shum	Cpositivity1023@gmail.com	RCV

(Please use reverse if necessary)

WEDNESDAY, July 3, 2024

PLEASE PRINT

[illegible]

The background is a solid red color with a pattern of small, white, irregular shapes resembling confetti or streamers scattered across it.

RANK CHOICE VOTING (RCV)

Christy Nyseth, Tillamook County Clerk

July 3, 2024

THE HOW'S AND WHY'S

- HB 2004 was passed in the 2023 legislative session
- This will place RCV on the ballot for a statewide vote in the November 5, 2024 General Election
- If Oregon Voters pass the measure, it will become effective January 1, 2028

What is Rank Choice Voting?

- RCV is a voting system where Voters rank candidates in order of preference instead of voting for just one.
- HB 2004 makes Federal and State Races subject to Rank Choice Voting
- HB 2004 says Cities and Counties ‘may’ implement RCV

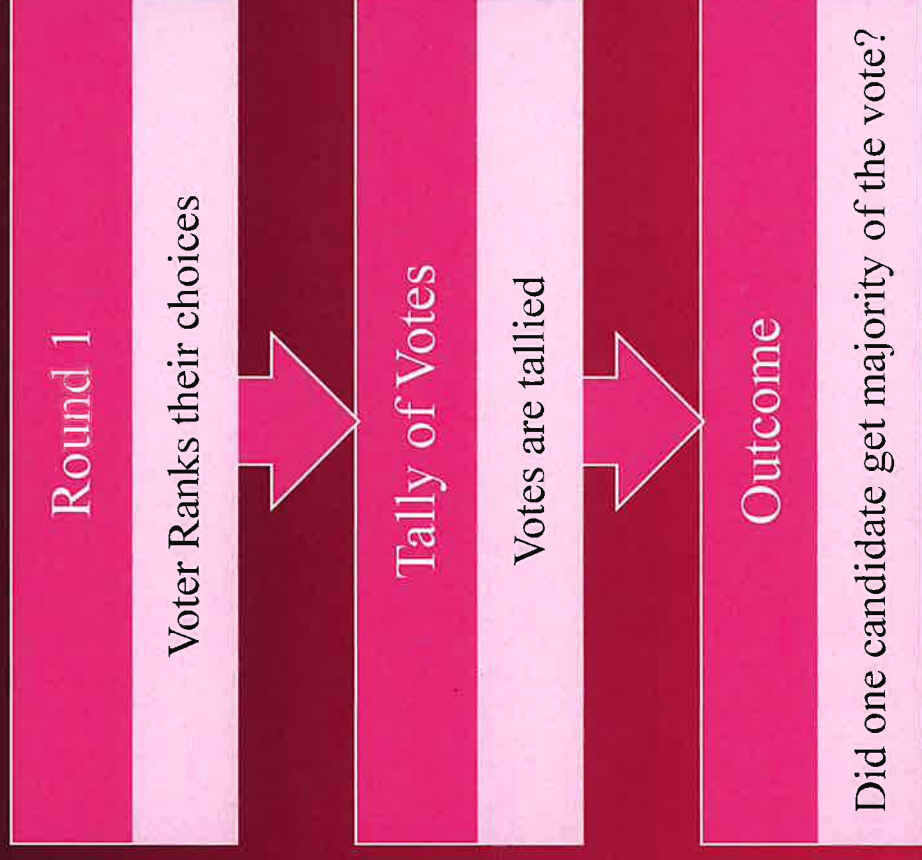
Ranking Candidates

- On the ballot, Voters rank the candidates as their first choice, second choice, third choice and so on. The number of candidates equals the number of choices, along with write-ins.

Candidate	1 st Choice	2 nd Choice	3 rd Choice
Scooby		✓	
Thelma	✓		
Daphne			✓

FIRST CHOICE COUNT

- All the first-choice votes are counted
- If a candidate receives more than 50% of the vote, they win outright
- If no majority is reached, Round 2 begins.



REDISTRIBUTION

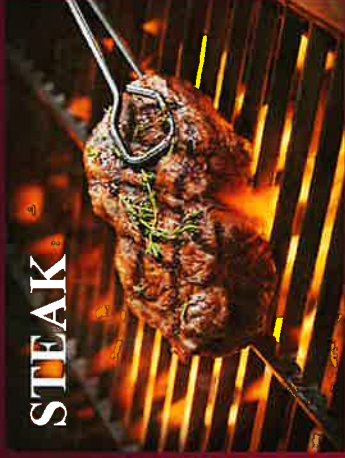
- Votes for the eliminated candidate are redistributed to the voters' next choice on their ballot

REPEAT

- The above steps are repeated until one candidate receives more than 50% of the votes and is declared the winner.

WHAT'S FOR DINNER?

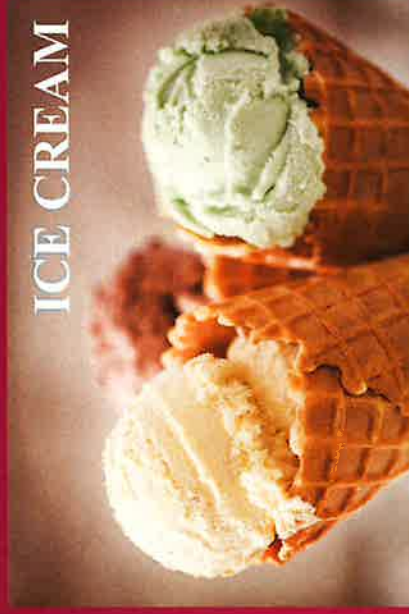
STEAK



SHRIMP



ICE CREAM



SALAD



- For this exercise, we will have 20 people who are deciding on what's for dinner and casting their votes.
- Each person will rank their choices:

	1 ST	2 ND	3 RD	4 TH
STEAK	✓			
SHRIMP			✓	
SALAD		✓		
ICE CREAM				✓

- In Round 1 the votes are tallied. The winner must get 51% of the votes cast.
- In this case, we have 20 people voting and the winner would need 11 votes to win.
- The first round results are:

	Votes
STEAK	7
SHRIMP	5
SALAD	5
ICE CREAM	3

No one got 51% of the votes. The candidate with the least votes is eliminated (Ice Cream).

- In Round 2 we look at the 2nd choice for the people who voted for ice cream as their first choice.
- Two Votes go to Shrimp and One vote goes to Salad
- The second round results are:

	Votes	2 nd Round Total
STEAK	7	7
SHRIMP	5 + 2	7
SALAD	5 + 1	6

We still do not have a winner with 51% of the votes.

- In Round 3 we look at the 2nd choice for the people who voted for Salad as their first choice.
- One Vote goes to Steak and Five votes go to Shrimp
- The third round results are:

	Votes	3 rd Round Total
STEAK	7 + 1	8
SHRIMP	7 + 5	12
SALAD	5 + 1	6

Shrimp is now
the winner with
12 votes!

SAMPLE BALLOTS

- Let's look at two sample ballots from Benton County

QUESTIONS?

THANK YOU 😊

Official Ballot - Benton County, Oregon - November 8, 2022



09

Federal Office

US Senator

Vote for One - 6 Year Term

- ☐ **Jo Rae Perkins**
Republican, Constitution
- ☐ **Dan Pulju**
Pacific Green
- ☐ **Ron Wyden**
Democrat, Independent
- ☐ **Chris Henry**
Progressive
- ☐ Write-in

US Representative, 4th District
Vote for One - 2 Year Term

- ☐ **Alek Skarlatos**
Republican
- ☐ **Mike Beilstein**
Pacific Green, Progressive
- ☐ **Levi Leatherberry**
Independent, Libertarian
- ☐ **Val Hoyle**
Democrat, Working Families
- ☐ **Jim Howard**
Constitution
- ☐ Write-in

State Office

Governor

Vote for One - 4 Year Term

- ☐ **Tina Kotek**
Democrat, Working Families
- ☐ **Donice Noelle Smith**
Constitution
- ☐ **R Leon Noble**
Libertarian
- ☐ **Betsy Johnson**
Nonaffiliated
- ☐ **Christine Drazan**
Republican
- ☐ Write-in

Legislative Office

State Senator, 8th District
Vote for One - 4 Year Term

- ☐ **Sara Gelser Blouin**
Democrat, Independent, Working Families
- ☐ **Valerie Draper Wolcott**
Republican
- ☐ Write-in

State Representative, 16th District
Vote for One - 2 Year Term

- ☐ **Dan Rayfield**
Democrat, Working Families
- ☐ **Keith Lembke**
Republican
- ☐ Write-in

County Office

County Commissioner, Position 1
Vote for One - 4 Year Term

- ☐ **Pat Malone**
Democrat
- ☐ **William Kughn**
Republican
- ☐ Write-in

Nonpartisan Office

Commissioner of the Bureau of Labor and Industries
Vote for One - 4 Year Term

- ☐ **Christina E Stephenson**
- ☐ **Cheri Helt**
- ☐ Write-in

Judge of the Court of Appeals, Position 10
Vote for One - 6 Year Term

- ☐ **Kristina Hellman**
Incumbent
- ☐ Write-in

Judge of the Court of Appeals, Position 11
Vote for One - 6 Year Term

- ☐ **Anna M Joyce**
Incumbent
- ☐ Write-in

Nonpartisan County Office

Sheriff

Vote for One - 4 Year Term

- ☐ **Jefri Van Arsdall**
- ☐ Write-in

City of Corvallis

RANKED CHOICE VOTING CONTESTS - INSTRUCTIONS TO VOTERS

To vote, rank candidates by filling in the oval ☐ for each choice:

- The 1st column is for your 1st choice candidate, and;
- The 2nd column is for your 2nd choice candidate, and;
- The 3rd column is for your 3rd choice candidate.

Fill in no more than one oval ☐ for each candidate and choice.

To rank a write-in candidate, write the person's name in the write-in space and fill in the oval ☐ for the ranking of your choice.

Mayor 4 Year Term Vote for One Per Ranking	1st Choice	2nd Choice	3rd Choice
Charles Maughan	☐	☐	☐
Andrew Struthers	☐	☐	☐
Roan Hogg	☐	☐	☐
Write-in	☐	☐	☐
City Council, Ward 9 2 Year Term Vote for One Per Ranking	1st Choice	2nd Choice	3rd Choice
Cliff Feldman	☐	☐	☐
Tony Cadena	☐	☐	☐
Nyssa Towsley	☐	☐	☐
Write-in	☐	☐	☐

Voting Instructions
Use a blue or black pen

To ensure your vote counts, fill in the oval ☐ to the left of your choice.

To write in a candidate, print the name of the candidate above the solid write-in line and fill in the oval ☐ to the left of the write-in line.

Attention!

Please inspect your ballot for mistakes. If you make a mistake while marking your ballot, you may correct it yourself. Make sure your choice is obvious so that your intent is understood and your vote will be counted correctly. If you damage your ballot or are unable to correct your mistake, call the Elections Office at 541-766-6756 for assistance.

Warning

Any person who, by use of force or other means, unduly influences an elector to vote in any particular manner or to refrain from voting is subject to a fine. (ORS 254.470)

Benton Soil and Water Conservation District	State Measures
Director, Zone 1 Vote for One 4 Year Term ☐ David Keith Barron ☐ Write-in	Referred to the People by the Legislative Assembly 112 Amends Constitution: Removes language allowing slavery and involuntary servitude as punishment for crime Result of "Yes" Vote: "Yes" vote amends constitution to remove language allowing slavery and involuntary servitude as punishment for crime, allows programs to be ordered as part of sentencing. Result of "No" Vote: "No" vote retains current language that generally prohibits slavery and involuntary servitude but allows slavery and involuntary servitude as punishment for crime. Summary: Amends Constitution. Article I, section 34 of the Oregon Constitution currently prohibits slavery and involuntary servitude but allows an exception to that prohibition as a punishment for crime. Measure removes language that allows slavery and involuntary servitude as a punishment for crime. Under measure, a court or probation or parole agency is allowed to order a person convicted of a crime to engage in education, counseling, treatment, community service, or other alternatives to incarceration, as part of sentencing for the crime. Ordered programs must be in line with programs that historically, or in the future, have been in place to provide for accountability, reformation, protection of society, or rehabilitation. Effect on current constitutional provisions requiring inmate work programs unclear. Estimate of Financial Impact: The financial impact to state and local expenditures and revenues is indeterminate. The measure removes language allowing slavery and involuntary servitude as a punishment for a crime. The measure does not require additional state government revenues or expenditures however the impact of the measure will depend on potential legal action or changes to inmate work programs. ☐ Yes ☐ No
Director, Zone 2 Vote for One 2 Year Unexpired Term ☐ Marcella Henkels ☐ Write-in	Proposed by Initiative Petition 113 Amends Constitution: Legislators with ten unexcused absences from floor sessions disqualified from holding next term of office Result of "Yes" Vote: "Yes" vote disqualifies legislators with ten unexcused absences from legislative floor sessions from holding office as legislator for term following current term of office. Result of "No" Vote: "No" vote retains existing law. Absent legislators may be punished by legislative chamber (potentially expelled by supermajority); present legislators have legal authority to compel attendance. Summary: Amends Oregon Constitution to add language prescribing consequences for unexcused absences by legislators from floor sessions. Currently, Senators and Representatives may be "punished" or, by the concurrence of two-thirds of the Senator's or Representative's chamber, "expelled" for "disorderly behavior," but law does not define "disorderly behavior." Additionally, absent legislators may be "compelled" to attend legislative floor sessions, but current law does not specify consequences for unexcused absences. Measure specifies that "disorderly behavior" includes legislator's failure to attend ten or more legislative floor sessions during a regular or special legislative session without permission or excuse. Under measure, legislator who engages in "disorderly behavior" through unexcused absences is disqualified from serving as a Senator or Representative for the term following the end of the legislator's current term. Estimate of Financial Impact: This measure will have no financial effect on either state or local government expenditures or revenues. ☐ Yes ☐ No
Director, Zone 4 Vote for One 4 Year Term No Candidate Filed ☐ Write-in	Proposed by Initiative Petition 114 Requires permit to acquire firearms; police maintain permit/firearm database; criminally prohibits certain ammunition magazines Result of "Yes" Vote: "Yes" vote requires background check, safety training, fee for permit to acquire firearms; state police maintain new permit/ firearm database; criminally prohibits certain magazines; exceptions. Result of "No" Vote: "No" vote retains current law: seller/ transferor must request criminal background check; permit, safety course not required; no magazine capacity restrictions. Summary: Oregon law currently allows persons over age 18 to acquire firearms (federal law requires age 21 for some handgun purchases); seller/ transferor must request criminal background check. Measure requires permit from local law enforcement to acquire firearm; person must pay fee, submit photo ID, fingerprints, complete approved safety training, pass criminal background check, not be prohibited from possessing firearms; officer may deny permit to person believed danger to self or others. Permit issued within 30 days, valid 5 years. Permit denials appealable. Must present permit, pass background check to acquire firearm. State Police creates/ maintains permit/ firearm database. Magazines over 10 rounds, or readily modifiable to exceed 10 rounds, prohibited; exception for current owners /inheritors. Exceptions for law enforcement, armed forces. Criminal penalties. Other provisions. Estimate of Financial Impact: The intent of the measure is for revenues from permits to cover administrative costs. Cost estimates related to the measure were received from state and local government. However, there is uncertainty in the assumptions regarding the estimates made, including the projections of the number of permit applications, the revenue associated with those permits and other related costs. There is also uncertainty in potential cost savings to state and local government expenditures due to an expected decrease in firearm related injuries and death. Therefore, the financial impact of Measure 114 for state and local governments is indeterminate. ☐ Yes ☐ No
Director, Zone 5 Vote for One 4 Year Term ☐ Kerry Hastings ☐ Write-in	
Director, At-Large 1 Vote for One 2 Year Unexpired Term ☐ Nate Johnson ☐ Write-in	
State Measures Referred to the People by the Legislative Assembly 111 Amends Constitution: State must ensure affordable healthcare access, balanced against requirement to fund schools, other essential services Result of "Yes" Vote: "Yes" vote requires state to ensure affordable healthcare access. State must balance healthcare funding against funding for schools, other essential services; courts must respect balance. Result of "No" Vote: "No" vote retains current law. The constitution does not require the state to ensure access to affordable health care; state provides some healthcare access. Summary: Amends Constitution. Current state law outlines the general requirements for health insurance policies and provides health care for low income and disabled residents who meet eligibility requirements. Amends the Oregon Constitution to establish health care as a fundamental right; obligates the state to provide Oregon residents "access to cost-effective, clinically appropriate and affordable health care. Amendment requires the state to balance that obligation against the public interest in funding public schools and other essential public services. If the state is sued to enforce the amendment, the court may not order a remedy that interferes with the state's requirement to balance healthcare funding against funding for public schools and other essential public services. Estimate of Financial Impact: The financial impact to state and local expenditure and revenue is indeterminate. The measure does not require additional state government revenues or expenditures. The impact of the measure will depend on future legislative action to establish additional health benefits and determine how they will be paid for. ☐ Yes ☐ No	
Vote Both Sides of Ballot	
09	

Official Primary Nominating Ballot for the Democratic Party
Benton County, Oregon - May 19, 2020



Sheet 1 of 2

01-1

Voting Instructions

Use a pen (blue or black ink)

To ensure your vote counts, completely fill in the oval ☐ to the left of the response of your choice.

To write in a name, write the name on the solid line and fill in the oval ☐ to the left of the write-in line.

Attention!

Remember to inspect your ballot for mistakes! If you make a mistake or damage your ballot, call Benton County Elections at 541-766-6756 for assistance.

RANKED CHOICE VOTING CONTESTS - INSTRUCTIONS TO VOTERS

To vote, rank candidates by filling in the oval ☐ for each choice:

- The 1st column is for your 1st choice candidate
- The 2nd column is your 2nd choice candidate, and;
- The 3rd column is your 3rd choice candidate

Fill in no more than one oval ☐ for each candidate and choice.

To rank a write-in candidate, write the person's name in the write-in space and fill in the oval ☐ for the ranking of your choice.

Federal Offices

President Four Year Term Vote for One Per Ranking	1st Choice	2nd Choice	3rd Choice	4th Choice	5th Choice	6th Choice	7th Choice	8th Choice	9th Choice
Joseph R Biden	☐	☐	☐	☐	☐	☐	☐	☐	☐
Bernie Sanders	☐	☐	☐	☐	☐	☐	☐	☐	☐
Elizabeth Warren	☐	☐	☐	☐	☐	☐	☐	☐	☐
Tulsi Gabbard	☐	☐	☐	☐	☐	☐	☐	☐	☐
Michael Bloomberg	☐	☐	☐	☐	☐	☐	☐	☐	☐
Amy Klobuchar	☐	☐	☐	☐	☐	☐	☐	☐	☐
Pete Buttigieg	☐	☐	☐	☐	☐	☐	☐	☐	☐
Tom Steyer	☐	☐	☐	☐	☐	☐	☐	☐	☐
Deval Patrick	☐	☐	☐	☐	☐	☐	☐	☐	☐
Write-in	☐	☐	☐	☐	☐	☐	☐	☐	☐

US Senator Six Year Term Vote for One Per Ranking	1st Choice	2nd Choice	3rd Choice
Jeff Merkley	☐	☐	☐
Ibrahim A Taher	☐	☐	☐
Gary Dye	☐	☐	☐
Write-in	☐	☐	☐

US Representative, 4th District
Two Year Term, Vote for One

- ☐ Peter DeFazio
- ☐ Doyle Elizabeth Canning
- ☐ Write-in _____

Warning
Any person who, by use of force or other means, unduly influences an elector to vote in any particular manner or to refrain from voting is subject to a fine. (ORS 254.470)

01-1

Vote Both Sides of Each Page

Secretary of State Four Year Term Vote for One Per Ranking	1st Choice	2nd Choice	3rd Choice
Mark D Hass	☐	☐	☐
Jamie McLeod-Skinner	☐	☐	☐
Shemia Fagan	☐	☐	☐
Write-in	☐	☐	☐

State Treasurer
Four Year Term, Vote for One

☐ Tobias Read

☐ Write-in

Attorney General Four Year Term Vote for One Per Ranking	1st Choice	2nd Choice	3rd Choice
Ellen Rosenblum	☐	☐	☐
Lars D H Hedbor	☐	☐	☐
Michael Cross	☐	☐	☐
Write-in	☐	☐	☐

State Representative, 16th District
Two Year Term, Vote for One

☐ Dan Rayfield

☐ Jason Hughes

☐ Write-in

This Space
Left
Intentionally
Blank

County Offices

County Commissioner, Position 2 Four Year Term Vote for One Per Ranking	1st Choice	2nd Choice	3rd Choice
Xan Augerot	☐	☐	☐
Mike Beilstein	☐	☐	☐
Tom Cordier	☐	☐	☐
Write-in	☐	☐	☐
County Commissioner, Position 3 Four Year Term Vote for One Per Ranking	1st Choice	2nd Choice	3rd Choice
Nancy V Wyse	☐	☐	☐
John E Sarna	☐	☐	☐
Cody Serdar	☐	☐	☐
Write-in	☐	☐	☐

Official Primary Nominating Ballot for the Democratic Party
Benton County, Oregon - May 19, 2020



Sheet 2 of 2

01-1

Voting Instructions

Use a pen (blue or black ink)

To ensure your vote counts, completely fill in the oval ☐ to the left of the response of your choice.

To write in a name, write the name on the solid line and fill in the oval ☐ to the left of the write-in line.

Attention!

Remember to inspect your ballot for mistakes! If you make a mistake or damage your ballot, call Benton County Elections at 541-766-6756 for assistance.

RANKED CHOICE VOTING CONTESTS - INSTRUCTIONS TO VOTERS

To vote, rank candidates by filling in the oval ☐ for each choice:

- The 1st column is for your 1st choice candidate
- The 2nd column is your 2nd choice candidate, and;
- The 3rd column is your 3rd choice candidate

Fill in no more than one oval ☐ for each candidate and choice.

To rank a write-in candidate, write the person's name in the write-in space and fill in the oval ☐ for the ranking of your choice.

Nonpartisan Offices

Judge of the Supreme Court, Pos. 1
Six Year Term
Vote for One Per Ranking

1st
Choice

2nd
Choice

3rd
Choice

4th
Choice

Christopher L Garrett

John Smith

Jane Q Public

Abraham Lincoln

Write-in

Judge of the Supreme Court, Pos. 7
Six Year Term
Vote for One Per Ranking

1st
Choice

2nd
Choice

3rd
Choice

Jacqueline S Kamins

John Q Public

George Washington

Write-in

Judge of the Court of Appeals,
Position 12
Six Year Term
Vote for One Per Ranking

1st
Choice

2nd
Choice

3rd
Choice

4th
Choice

Joan E Demarest

Mickey Mouse

Donald Duck

Elvis Presley

Write-in

Judge of the Court of Appeals,
Position 13
Four Year Term
Vote for One Per Ranking

1st
Choice

2nd
Choice

3rd
Choice

Name 1

Name 2

Name 3

Write-in

Judge of the Court of Appeals,
Position 12
Vote for One

☐ Name 1

Write-in

Judge of the Court of Appeals,
Position 13
Vote for One

☐ Name 1

☐ Name 2

Write-in

Warning
Any person who, by use of force or other means, unduly influences an elector to vote in any particular manner or to refrain from voting is subject to a fine. (ORS 254.470)

01-1

Vote Both Sides of Each Page

**Precinct Committee Person -
Democrat
Vote for Seventeen**

☐ Shannon Richardson

☐ Trish Chanton

☐ Sheila Ann Coxon

☐ Write-in

☐ Write-in

☐ Write-in

☐ Write-in

☐ Write-in

☐ Write-in

☐ Write-in

☐ Write-in

☐ Write-in

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☐ Write-in

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☐ Write-in

☐ Write-in

☐ Write-in

Enrolled House Bill 2004

Sponsored by Representatives RAYFIELD, FAHEY, REYNOLDS, MARSH, PHAM K, Senator SOLLMAN; Representatives ANDERSEN, BOWMAN, DEXTER, GAMBA, HOLVEY, LEVY E, LIVELY, NOSSE, WALTERS, Senators CAMPOS, DEMBROW, GOLDEN (Presession filed.)

CHAPTER

AN ACT

Relating to ranked choice voting; creating new provisions; amending ORS 244.050, 246.200, 249.088, 249.091, 254.065, 254.145, 254.485 and 258.280; and providing that this Act shall be referred to the people for their approval or rejection.

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

SECTION 1. Sections 2 to 5 of this 2023 Act are added to and made a part of ORS chapter 254.

SECTION 2. (1) Ranked choice voting as conducted in the manner set forth in section 4 of this 2023 Act shall be used to determine the nomination by a major political party for the following offices:

- (a) President of the United States.
- (b) United States Senator and Representative in Congress.
- (c) Governor, Secretary of State, State Treasurer and Attorney General.

(2) Ranked choice voting as conducted in the manner set forth in section 4 of this 2023 Act shall be used at the general election to determine election to the following offices:

- (a) President and Vice President of the United States.
- (b) United States Senator and Representative in Congress.
- (c) Governor, Secretary of State, State Treasurer and Attorney General.

(3) Ranked choice voting as conducted in the manner set forth in section 4 of this 2023 Act shall be used at the primary election to determine election to the office of Commissioner of the Bureau of Labor and Industries.

SECTION 3. (1) Unless otherwise prohibited by home rule charter:

- (a) A city may use ranked choice voting to determine election to city office.
- (b) A county may use ranked choice voting to determine election to county office.
- (c) A metropolitan service district organized under ORS chapter 268 may use ranked choice voting to determine election to office of a metropolitan service district.
- (d) A school district as defined in ORS 330.005 may use ranked choice voting to determine election to office of the school district.

(e) Any local government or local service district, as both are defined in ORS 174.116, may use ranked choice voting to determine election to office of the local government or local service district.

(2) Unless otherwise prohibited by home rule charter:

(a) For any partisan city office, a city may use ranked choice voting to determine the nomination for that office.

(b) For any partisan county office, a county may use ranked choice voting to determine the nomination for that office.

(c) For any partisan office that is part of a metropolitan service district organized under ORS chapter 268, the metropolitan service district may use ranked choice voting to determine the nomination for that office.

(d) For any partisan office of a school district as defined in ORS 330.005, the school district may use ranked choice voting to determine the nomination for that office.

(e) For any partisan office of a local government or local service district, as both are defined in ORS 174.116, the local government or local service district may use ranked choice voting to determine the nomination for that local government or local service district office.

(3) This section does not apply to the nomination for or election to any office described in section 2 of this 2023 Act.

(4)(a) This section may not be construed to limit, restrict or preempt the authority of any home rule jurisdiction to provide for ranked choice voting conducted in the manner set forth in section 4 of this 2023 Act to determine nomination for or election to any office in that jurisdiction.

(b) This section may not be construed to limit, restrict or preempt the authority of any home rule jurisdiction that, on or after November 8, 2016, and prior to the effective date of this 2023 Act, adopted ranked choice voting to determine elections to office or offices of that jurisdiction, to use ranked choice voting in any manner adopted, amended or revised by the jurisdiction, including using ranked choice voting as locally adopted, amended or revised for elections to office or offices of that jurisdiction in lieu of the method of ranked choice voting set forth in section 4 of this 2023 Act and any rules adopted by the Secretary of State for the purpose of implementing section 4 of this 2023 Act.

(5) The secretary, in consultation with county clerks and elections officers as defined in ORS 255.005, shall:

(a) Adopt rules to implement this section; and

(b) Provide formal and informal guidance to cities, counties, metropolitan service districts organized under ORS chapter 268, school districts as defined in ORS 330.005 and local governments and local service districts, as both are defined in ORS 174.116, regarding the implementation of this section.

SECTION 4. (1) When a nomination for or an election to an office is determined by ranked choice voting, the winner or winners of the nomination or election shall be determined in the manner set forth in this section.

(2)(a) The ballot shall provide electors with the option of ranking as many choices of qualified candidates and qualified write-in candidates as practicable.

(b) Each ballot that is cast shall count as one vote for the highest-ranked active candidate on that ballot. The tallying of ballots shall proceed in rounds, with each round proceeding sequentially as follows:

(A) If an active candidate has a majority of votes in a round, the candidate with the greatest number of votes is nominated or elected and the tallying of ballots is complete for that office.

(B) If no active candidate has a majority of votes in a round:

(i) The active candidate with the fewest votes is defeated and is no longer an active candidate;

(ii) Votes that had been counted for the defeated candidate are transferred to each ballot's next highest-ranked active candidate; and

(iii) A new round of vote tallying begins with ballots retallied in the manner described in this subparagraph.

(3) Notwithstanding subsection (2) of this section and except as otherwise expressly provided by law, when an election to an office is determined by ranked choice voting, and more than one person is to be elected to a single office, the people elected to the office shall be determined by a proportional methodology adopted by rule by the Secretary of State. Any rules adopted under this subsection shall provide that candidates are elected to office by:

(a) Receiving more votes than a threshold determined by dividing the total votes counted for active candidates in the first round of tabulation by the sum of the number of people to be elected plus one, with all votes that are received by a candidate that are in excess of the minimum number of votes required to be elected to office being transferred to lower-ranked active candidates in the manner set forth in the proportional methodology adopted by the secretary under this subsection; or

(b) If the number of active candidates is less than or equal to the number of seats remaining to be filled, by being one of the active candidates.

(4) This section may not be interpreted to limit, restrict or preempt a major political party from selecting delegates for President of the United States according to party rules that are not inconsistent with ORS chapter 248.

(5)(a) The Secretary of State, in consultation with county clerks and elections officers as defined in ORS 255.005, shall adopt rules necessary for the implementation of this section, including, but not limited to:

(A) Determining the number of qualified candidates and qualified write-in candidates that are practicable to be ranked on the ballot for the purposes of subsection (2)(a) of this section;

(B) The tally processes for ranked choice voting; and

(C) Clearly defining any processes and terms needed for effectively implementing ranked choice voting.

(b) Prior to adopting rules relating to the nomination of candidates for President of the United States, the secretary shall also consult with, and receive input from, the Oregon chairperson from each major political party.

(6) As used in this section:

(a) "Active candidate" means a candidate who has not, for the election at which ballots are being tallied:

(A) Withdrawn;

(B) Been defeated; or

(C) Been nominated or elected.

(b) "Highest-ranked active candidate" means the active candidate assigned to a higher ranking on a ballot than any other active candidate.

(c) "Ranking" means the number available to be assigned by an elector to a candidate to express the elector's choice for that candidate, with the number 1 being the highest ranking, followed by the number 2, then the number 3, with any additional rankings authorized under this section following sequentially.

(d) "Round" means an instance of the sequence of voting tabulation:

(A) In the manner described in subsection (2)(b) of this section for elections in which no more than one person is to be elected to a single office;

(B) Adopted under subsection (3) of this section for elections in which more than one person is to be elected to a single office; or

(C) Established in conformity with subsection (4) of this section for the presidential primary election of a major political party.

SECTION 5. (1) The Secretary of State shall by rule establish a program to educate electors about how ranked choice voting will be conducted in elections held in this state.

(2) The program established under this section shall:

(a) Involve community-based organizations;

(b) Be culturally appropriate; and

(c) Be available to electors in English and in the five most commonly spoken languages in this state, other than English, that have been identified by the secretary under ORS 251.167.

SECTION 6. Section 7 of this 2023 Act is added to and made a part of ORS chapter 249.

SECTION 7. (1) Notwithstanding ORS 249.016 or any other provision of law:

(a) There may not be a nominating election for the office of Commissioner of the Bureau of Labor and Industries; and

(b) The office of Commissioner of the Bureau of Labor and Industries shall be elected at the primary election by ranked choice voting conducted in the manner set forth in section 4 of this 2023 Act.

(2) Except as otherwise expressly provided by this section or other law, the requirements of ORS 249.016 to 249.205 apply to candidates for the office of Commissioner of the Bureau of Labor and Industries.

SECTION 8. ORS 246.200 is amended to read:

246.200. (1)(a) Except as otherwise provided by law, the county clerk is the only elections officer who may conduct an election in this state.

(b) For purposes of this section, the conduct of an election includes, but is not limited to, establishing precincts, preparing ballots and sample ballots, and receiving and processing votes.

(2) Notwithstanding subsection (1) of this section:

(a) The county clerk is not the only elections officer who may accept and verify a filing for nomination or filing of a petition, prepare a voters' pamphlet or ballot title, or prepare or publish an election notice; [and]

(b) The Secretary of State may receive ballots as provided in ORS 253.585[.]; and

(c) The Secretary of State, in a manner determined by the secretary by rule, may tally ballots cast for the nomination for or election to an office that is determined by ranked choice voting as provided in section 4 of this 2023 Act.

SECTION 9. ORS 254.065 is amended to read:

254.065. (1)(a) Except as provided in paragraph (b) of this subsection, when one person is to be nominated for or elected to an office, the person receiving the highest number of votes shall be nominated or elected. Except as provided in paragraph (c) of this subsection, when more than one person is to be nominated for or elected to a single office, the persons receiving the higher number of votes shall be nominated or elected. This subsection does not apply to a candidate for election to an office at a general election if the election for the office must be held at a special election as described in ORS 254.650.

(b)(A) Except as otherwise provided in this paragraph, when a nomination for or election to an office is determined by ranked choice voting, a determination of which person has received the highest number of votes shall be done:

(i) In the manner set forth in section 4 of this 2023 Act; or

(ii) In the manner adopted, amended or revised by a local jurisdiction in conformity with section 3 (4)(b) of this 2023 Act.

(B) If the National Popular Vote interstate compact set forth in section 1, chapter 356, Oregon Laws 2019, governs the appointment of presidential electors and the election of presidential electors in this state is determined by ranked choice voting:

(i) The determination of which candidates for the position of presidential elector shall be declared elected in this state shall be made in accordance with the provisions of the National Popular Vote interstate compact; and

(ii) The "final determination" of the presidential vote count reported and certified to the member states of the compact and to the federal government shall be the votes received in the final round of statewide tabulation by each slate of candidates for the offices of President and Vice President of the United States that received votes in the final round of statewide tabulation.

(c) **When more than one person is to be nominated for or elected to a single office by ranked choice voting, a determination of which persons have received the highest number of votes shall be done in the manner established under section 4 (3) of this 2023 Act.**

(2) No measure shall be adopted unless it receives an affirmative majority of the total votes cast on the measure. If two or more conflicting laws, or amendments to the Constitution or charter, are approved at the same election, the law, or amendment, receiving the greatest number of affirmative votes shall be paramount regarding each conflict, even though the law, or amendment, may not have received the greatest majority of affirmative votes.

SECTION 10. ORS 254.145 is amended to read:

254.145. (1)(a) Except as provided in paragraph (b) of this subsection, the names of candidates for nomination for or election to each office shall be arranged on the ballot in the order determined under ORS 254.155.

(b) The names of candidates for the offices of President and Vice President of the United States shall be arranged in groups.

(2) Except as provided in ORS 254.125 and 254.135 and this section, no information about the candidate, including any title or designation, other than the candidate's name, may appear on the ballot.

(3) Spaces shall be provided for any offices appearing on the ballot in which the elector may write the name of any person not printed on the ballot. If a voting machine is used, spaces shall be provided on the ballot, or on separate material delivered to the elector with the ballot, in which the elector may write or enter the names of persons for any offices appearing on the ballot.

(4) On the left margin of the ballot, the name of each group or candidate may be numbered. The blank spaces may not be numbered. A particular number may not be used to designate more than one candidate at any election.

(5) The names of all candidates for the same office shall be listed in the same column on the ballot. If more than one column is needed to list names of all candidates for that office, the names may be arranged in one or more columns in block form. The block shall be set apart by rulings under the title of the office. If a blank space follows the list of candidates, the space shall be in the same column as the names of candidates for that office. If blocks of columns are used, blank spaces shall be included within the ruled block.

(6) The ballot shall be clearly marked to indicate when names of candidates for the office are continued on the following page.

(7) When a measure is submitted to the people, the number, ballot title and financial estimates under ORS 250.125 of each measure shall be printed after the list of candidates. A measure referred by the Legislative Assembly shall be designated "Referred to the People by the Legislative Assembly." A state measure referred by petition shall be designated "Referendum Order by Petition of the People." A state measure proposed by initiative petition shall be designated "Proposed by Initiative Petition."

(8) The ballot shall be printed to give the elector a clear opportunity to designate the elector's choice **or choices** for candidates and approval or rejection of measures submitted.

(9) **When an elector is allowed to make only one choice or answer and** if a voting machine is not used, the elector shall indicate a preference by making a cross or check mark inside a voting square corresponding to the candidate or answer for which the elector wishes to vote. A voting square may be printed on the blank, write-in vote spaces. However, the elector is not required to place a mark in the voting square corresponding to a name written in a blank space. Words shall be printed on the ballot to aid the elector, such as "Vote for one," "Vote for three," and regarding measures, "Yes" and "No."

(10) **When a nomination for or an election to an office is determined by ranked choice voting as provided in section 4 of this 2023 Act, the ballot shall provide the elector with the ability to rank, by choice, write-in candidates and candidates appearing on the ballot for the office. The Secretary of State by rule shall establish a statement to be printed on the ballot**

describing how to mark choices in an election determined by ranked choice voting consistent with section 4 of this 2023 Act.

SECTION 11. ORS 254.485 is amended to read:

254.485. (1) Ballots may be tallied by a vote tally system, [or] by a counting board **or in the manner determined by the Secretary of State under ORS 246.200.** A counting board may tally ballots at the precinct or in the office of the county clerk. [In any event,] **Except as otherwise determined by the secretary under ORS 246.200,** the ballots shall be tallied and returned by precinct.

(2) If a vote tally system is used, the county clerk shall repeat the public certification test described under ORS 254.235 (1). The test shall be conducted immediately prior to scanning any ballots. The test may be observed by persons described in ORS 254.235 (2). The county clerk shall certify the results of the test.

(3) If a counting board has been appointed, the tally of ballots may begin on the date of the election.

(4)(a) If ballots are tallied by a counting board, after the tally has begun it shall continue until completed. Except as provided in paragraph (b) of this subsection, a counting board shall tally without adjournment and in the presence of the clerks and persons authorized to attend.

(b) A counting board may be relieved by another board if the tally is not completed after 12 hours.

(5) A counting board shall audibly announce the tally as it proceeds. The board shall use only pen and ink to tally.

(6) For ballots cast using a voting machine, the county clerk shall:

(a) Enter the ballots cast using the machine into the vote tally system; and

(b) In the event of a recount, provide the paper record copy recorded by the machine to the counting board.

(7) A person other than the **Secretary of State**, county clerk, a member of a counting board or any other elections official designated by the **secretary or** county clerk may not tally ballots under this chapter.

(8) The Secretary of State shall by rule establish a procedure for announcing the status of the tally of the ballots received after the date of the election. Rules adopted under this subsection must:

(a) Consider the number of ballots being released in relation to the size of the district;

(b) Prioritize voter anonymity; and

(c) After prioritizing voter anonymity under paragraph (b) of this subsection, prioritize the importance of timely reporting election results.

SECTION 12. ORS 244.050, as amended by section 1, chapter 66, Oregon Laws 2022, is amended to read:

244.050. (1) On or before April 15 of each year the following persons shall file with the Oregon Government Ethics Commission a verified statement of economic interest as required under this chapter:

(a) The Governor, Secretary of State, State Treasurer, Attorney General, Commissioner of the Bureau of Labor and Industries, district attorneys and members of the Legislative Assembly.

(b) Any judicial officer, including justices of the peace and municipal judges, except any pro tem judicial officer who does not otherwise serve as a judicial officer.

(c) Any candidate for a public office designated in paragraph (a) or (b) of this subsection.

(d) The Deputy Attorney General.

(e) The Deputy Secretary of State.

(f) The Legislative Administrator, the Legislative Counsel, the Legislative Fiscal Officer, the Legislative Policy and Research Director, the Secretary of the Senate, the Chief Clerk of the House of Representatives and the Legislative Equity Officer.

(g) The president and vice presidents, or their administrative equivalents, in each public university listed in ORS 352.002.

(h) The following state officers:

- (A) Adjutant General.
- (B) Director of Agriculture.
- (C) Manager of State Accident Insurance Fund Corporation.
- (D) Water Resources Director.
- (E) Director of the Department of Environmental Quality.
- (F) Director of the Oregon Department of Administrative Services.
- (G) State Fish and Wildlife Director.
- (H) State Forester.
- (I) State Geologist.
- (J) Director of Human Services.
- (K) Director of the Department of Consumer and Business Services.
- (L) Director of the Department of State Lands.
- (M) State Librarian.
- (N) Administrator of the Oregon Liquor and Cannabis Commission.
- (O) Superintendent of State Police.
- (P) Director of the Public Employees Retirement System.
- (Q) Director of Department of Revenue.
- (R) Director of Transportation.
- (S) Public Utility Commissioner.
- (T) Director of Veterans' Affairs.
- (U) Executive director of Oregon Government Ethics Commission.
- (V) Director of the State Department of Energy.
- (W) Director and each assistant director of the Oregon State Lottery.
- (X) Director of the Department of Corrections.
- (Y) Director of the Oregon Department of Aviation.
- (Z) Executive director of the Oregon Criminal Justice Commission.
- (AA) Director of the Oregon Business Development Department.
- (BB) Director of the Oregon Department of Emergency Management.
- (CC) Director of the Employment Department.
- (DD) State Fire Marshal.
- (EE) Chief of staff for the Governor.
- (FF) Director of the Housing and Community Services Department.
- (GG) State Court Administrator.
- (HH) Director of the Department of Land Conservation and Development.
- (II) Board chairperson of the Land Use Board of Appeals.
- (JJ) State Marine Director.
- (KK) Executive director of the Oregon Racing Commission.
- (LL) State Parks and Recreation Director.
- (MM) Public defense services executive director.
- (NN) Chairperson of the Public Employees' Benefit Board.
- (OO) Director of the Department of Public Safety Standards and Training.
- (PP) Executive director of the Higher Education Coordinating Commission.
- (QQ) Executive director of the Oregon Watershed Enhancement Board.
- (RR) Director of the Oregon Youth Authority.
- (SS) Director of the Oregon Health Authority.
- (TT) Deputy Superintendent of Public Instruction.
- (i) The First Partner, the legal counsel, the deputy legal counsel and all policy advisors within the Governor's office.
- (j) Every elected city or county official.
- (k) Every member of a city or county planning, zoning or development commission.
- (L) The chief executive officer of a city or county who performs the duties of manager or principal administrator of the city or county.

- (m) Members of local government boundary commissions formed under ORS 199.410 to 199.519.
- (n) Every member of a governing body of a metropolitan service district and the auditor and executive officer thereof.
- (o) Each member of the board of directors of the State Accident Insurance Fund Corporation.
- (p) The chief administrative officer and the financial officer of each common and union high school district, education service district and community college district.
- (q) Every member of the following state boards, commissions and councils:
 - (A) Governing board of the State Department of Geology and Mineral Industries.
 - (B) Oregon Business Development Commission.
 - (C) State Board of Education.
 - (D) Environmental Quality Commission.
 - (E) Fish and Wildlife Commission of the State of Oregon.
 - (F) State Board of Forestry.
 - (G) Oregon Government Ethics Commission.
 - (H) Oregon Health Policy Board.
 - (I) Oregon Investment Council.
 - (J) Land Conservation and Development Commission.
 - (K) Oregon Liquor and Cannabis Commission.
 - (L) Oregon Short Term Fund Board.
 - (M) State Marine Board.
 - (N) Mass transit district boards.
 - (O) Energy Facility Siting Council.
 - (P) Board of Commissioners of the Port of Portland.
 - (Q) Employment Relations Board.
 - (R) Public Employees Retirement Board.
 - (S) Oregon Racing Commission.
 - (T) Oregon Transportation Commission.
 - (U) Water Resources Commission.
 - (V) Workers' Compensation Board.
 - (W) Oregon Facilities Authority.
 - (X) Oregon State Lottery Commission.
 - (Y) Pacific Northwest Electric Power and Conservation Planning Council.
 - (Z) Columbia River Gorge Commission.
 - (AA) Oregon Health and Science University Board of Directors.
 - (BB) Capitol Planning Commission.
 - (CC) Higher Education Coordinating Commission.
 - (DD) Oregon Growth Board.
 - (EE) Early Learning Council.
 - (FF) The Oversight and Accountability Council.
- (r) The following officers of the State Treasurer:
 - (A) Deputy State Treasurer.
 - (B) Chief of staff for the office of the State Treasurer.
 - (C) Director of the Investment Division.
- (s) Every member of the board of commissioners of a port governed by ORS 777.005 to 777.725 or 777.915 to 777.953.
- (t) Every member of the board of directors of an authority created under ORS 441.525 to 441.595.
- (u) Every member of a governing board of a public university listed in ORS 352.002.
- (v) Every member of the district school board of a common school district or union high school district.
- (w) Every member of the board of directors of an authority created under ORS 465.600 to 465.621.

(2) By April 15 next after the date an appointment takes effect, every appointed public official on a board or commission listed in subsection (1) of this section shall file with the Oregon Government Ethics Commission a statement of economic interest as required under ORS 244.060, 244.070 and 244.090.

(3) By April 15 next after the filing deadline for the primary election, each candidate described in subsection (1) of this section **who will appear on a primary election ballot** shall file with the commission a statement of economic interest as required under ORS 244.060, 244.070 and 244.090.

(4) Not later than the 40th day before the date of the statewide general election, each candidate described in subsection (1) of this section who will appear on the statewide general election ballot and who was not required to file a statement of economic interest under subsections (1) to (3) of this section shall file with the commission a statement of economic interest as required under ORS 244.060, 244.070 and 244.090.

(5) Subsections (1) to (3) of this section apply only to persons who are incumbent, elected or appointed public officials as of April 15 and to persons who are candidates on April 15.

(6) If a statement required to be filed under this section has not been received by the commission within five days after the date the statement is due, the commission shall notify the public official or candidate and give the public official or candidate not less than 15 days to comply with the requirements of this section. If the public official or candidate fails to comply by the date set by the commission, the commission may impose a civil penalty as provided in ORS 244.350.

SECTION 13. ORS 249.088 is amended to read:

249.088. (1) Except as provided in ORS 249.091, at the nominating election held on the date of the primary election:

(a) Unless a candidate for nonpartisan office receives a majority of the votes cast for the office, the two candidates who receive the highest number of votes are nominated.

(b) If a candidate for nonpartisan office receives a majority of votes cast for the office, that candidate is elected.

(2) The application of this section is subject to the provisions of a home rule charter.

(3) This section does not apply to any election to nonpartisan office for which ranked choice voting as conducted in the manner set forth in section 4 of this 2023 Act is used to determine election to the office.

SECTION 14. ORS 249.091 is amended to read:

249.091. (1) If a nominating petition or declaration of candidacy is filed by no more than two candidates for the office of sheriff, county treasurer or county clerk or by no more than two candidates to fill a vacancy in a nonpartisan office:

(a) The candidate or candidates are nominated; and

(b) The name or names of the candidate or candidates may not be printed on the ballot at the nominating election.

(2) If a nominating petition or declaration of candidacy is filed by more than two candidates for the office of sheriff, county treasurer or county clerk or by more than two candidates to fill a vacancy in a nonpartisan office:

(a) Unless a candidate receives a majority of the votes cast for the office, the two candidates who receive the highest number of votes are nominated.

(b) If a candidate receives a majority of the votes cast for the office, that candidate alone is nominated.

(3) The application of this section is subject to the provisions of a home rule charter.

(4) This section does not apply to any election for the office of sheriff, county treasurer or county clerk, or to fill a vacancy in nonpartisan office, for which ranked choice voting as conducted in the manner set forth in section 4 of this 2023 Act is used to determine election to the office.

SECTION 15. ORS 258.280 is amended to read:

258.280. (1)(a) **Except as provided in paragraph (b) of this subsection,** the Secretary of State shall order a full recount of the votes cast for nomination or election to a public office for which

the Secretary of State is the filing officer, and the county clerk who conducted the election shall order a full recount of the votes cast for nomination or election to any other public office if the canvass of votes of the election reveals that:

[(a)] (A) Two or more candidates for that nomination or office have an equal and the highest number of votes; or

[(b)] (B) The difference in the number of votes cast for a candidate apparently nominated or elected to the office and the votes cast for the closest apparently defeated opponent is not more than one-fifth of one percent of the total votes for both candidates.

(b) The Secretary of State by rule shall establish when a full recount of the votes cast for nomination or election to a public office is required for an election in which ranked choice voting is conducted in the manner set forth in section 4 of this 2023 Act and the secretary is the filing officer. Any rules adopted under this paragraph shall, to the extent practicable, comply with the requirements set forth in paragraph (a) of this subsection.

(2)(a) Unless otherwise provided by a home rule charter, at an election described in ORS 249.088, the Secretary of State shall order a full recount of the votes cast for nomination or election to a nonpartisan office for which the Secretary of State is the filing officer, and the county clerk who conducted the election shall order a full recount of the votes cast for nomination or election to any other nonpartisan office, if the canvass of votes of the election reveals that the number of votes cast for a candidate differs from a majority of votes cast for the office by not more than one-fifth of one percent of the total votes cast for the office.

(b) This subsection does not apply to the office of sheriff, the office of county clerk, the office of county treasurer or a candidate to fill a vacancy, as described in ORS 249.091.

(3) The cost of a full recount conducted under this section shall be paid by the county for a county office, by the city for a city office, by the special district for a special district office or by the state for any other office.

SECTION 16. (1) The Secretary of State, in consultation with the county clerks, shall analyze the election laws of this state to determine whether existing laws are inconsistent with the effective and efficient implementation of ranked choice voting elections.

(2) The Secretary of State and county clerks shall jointly submit two reports in the manner provided by ORS 192.245, and may include recommendations for legislation, to the interim committees of the Legislative Assembly related to elections:

(a) Setting forth the results of the analysis conducted under subsection (1) of this section; and

(b) Detailing, to the degree practicable, each expenditure, and the associated cost of each expenditure, that the secretary and county clerks have determined is necessary to make in order to successfully implement this 2023 Act by the operative date specified in section 18 of this 2023 Act, including but not limited to expenditures related to:

(A) Staff training;

(B) Purchasing or updating new equipment;

(C) Voter education;

(D) Purchasing or updating new software; and

(E) Hiring additional staff.

(3) The Secretary of State and the county clerks shall submit:

(a) The first report required under subsection (2) of this section no later than March 15, 2025.

(b) The final report required under subsection (2) of this section no later than September 15, 2026.

SECTION 17. Section 16 of this 2023 Act is repealed on January 2, 2027.

SECTION 18. (1) Sections 2 to 5 and 7 of this 2023 Act and the amendments to ORS 244.050, 246.200, 249.088, 249.091, 254.065, 254.145, 254.485 and 258.280 by sections 8 to 15 of this 2023 Act become operative on January 1, 2028.

(2) The Secretary of State and county clerks may take any action before the operative date specified in subsection (1) of this section that is necessary to enable the secretary and county clerks to exercise, on and after the operative date specified in subsection (1) of this section, all the duties, functions and powers conferred on the secretary and county clerks by sections 2 to 5 and 7 of this 2023 Act and the amendments to ORS 244.050, 246.200, 249.088, 249.091, 254.065, 254.145, 254.485 and 258.280 by sections 8 to 15 of this 2023 Act.

SECTION 19. Sections 2 to 5 and 7 of this 2023 Act and the amendments to ORS 244.050, 246.200, 249.088, 249.091, 254.065, 254.145, 254.485 and 258.280 by sections 8 to 15 of this 2023 Act apply to elections and nominations occurring on or after January 1, 2028.

SECTION 20. This 2023 Act shall be submitted to the people for their approval or rejection at the next regular general election held throughout this state.

Passed by House May 23, 2023

Referred to People

Repassed by House June 25, 2023

Filed in Office of Secretary of State:

.....
Timothy G. Sekerak, Chief Clerk of House

.....M.,....., 2023

.....
Dan Rayfield, Speaker of House

.....
Secretary of State

Passed by Senate June 25, 2023

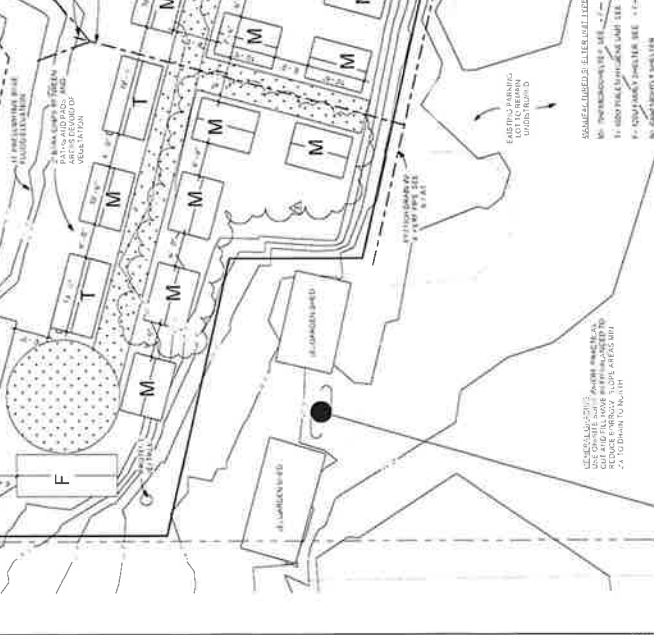
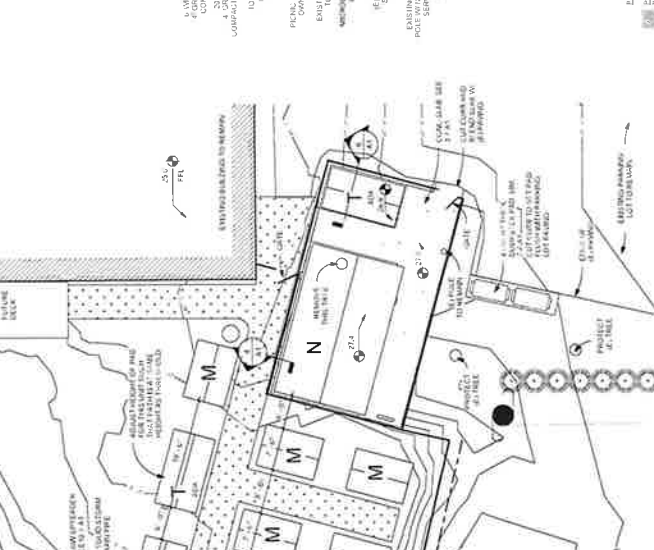
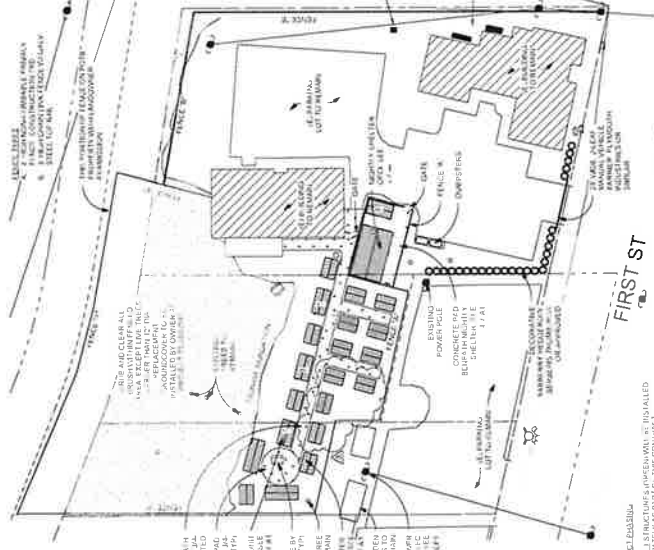
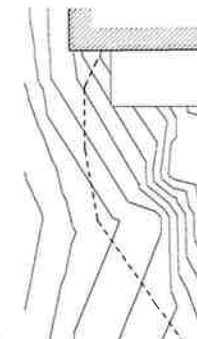
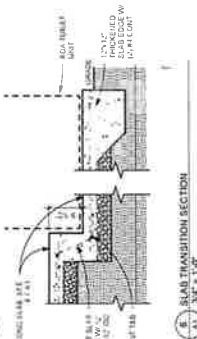
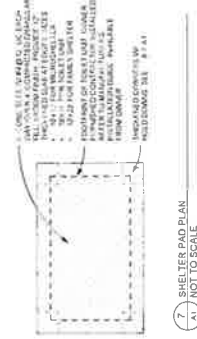
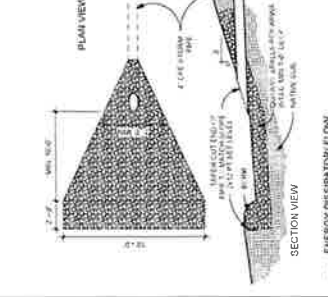
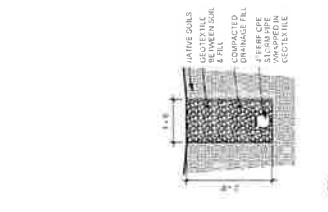
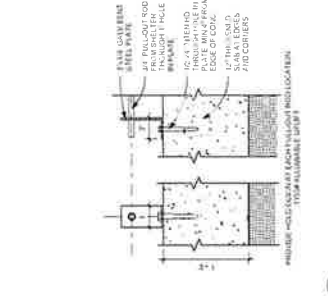
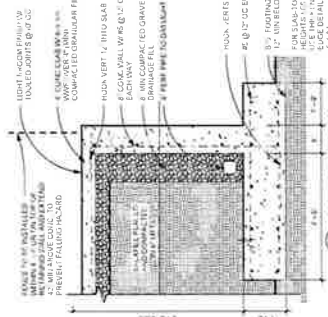
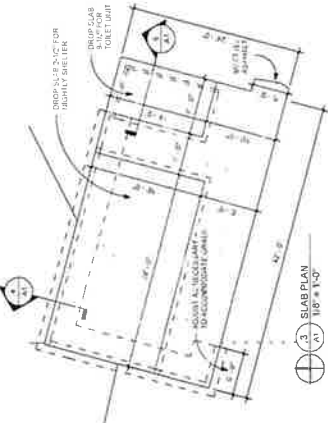
.....
Rob Wagner, President of Senate

NO.	DESCRIPTION	DATE
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5	REVISION	
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7	REVISION	
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9	REVISION	
10	REVISION	



A1

SITE PLANS & DETAILS



1. SITE PLAN 1/8\"/>

2. DRAINAGE PLAN 1/8\"/>

3. SHELTER PAD PLAN NOT TO SCALE

4. RETAINING WALL DETAIL 3/4\"/>

5. SHELTER HOLD-DOWN 1/12\"/>

6. FRENCH DRAIN SECTION 3/4\"/>

7. ENERGY RESORPTION FLOW SPREADER 1/12\"/>

8. SHELTER PAD PLAN NOT TO SCALE

9. SLAB TRANSITION SECTION 3/4\"/>

10. DRAINAGE PLAN 1/8\"/>

11. SITE PLAN 1/8\"/>

PROJECT LOCATION
PHASE 1 STRUCTURES (PERMANENT) TO BE INSTALLED
IMMEDIATELY AS PART OF THE CONTRACT
PHASE 2 STRUCTURES (PERMANENT) TO BE INSTALLED
AS PART OF THE PROJECT

PHASE 1 STRUCTURES (PERMANENT) TO BE INSTALLED
IMMEDIATELY AS PART OF THE CONTRACT
PHASE 2 STRUCTURES (PERMANENT) TO BE INSTALLED
AS PART OF THE PROJECT

PHASE 1 STRUCTURES (PERMANENT) TO BE INSTALLED
IMMEDIATELY AS PART OF THE CONTRACT
PHASE 2 STRUCTURES (PERMANENT) TO BE INSTALLED
AS PART OF THE PROJECT

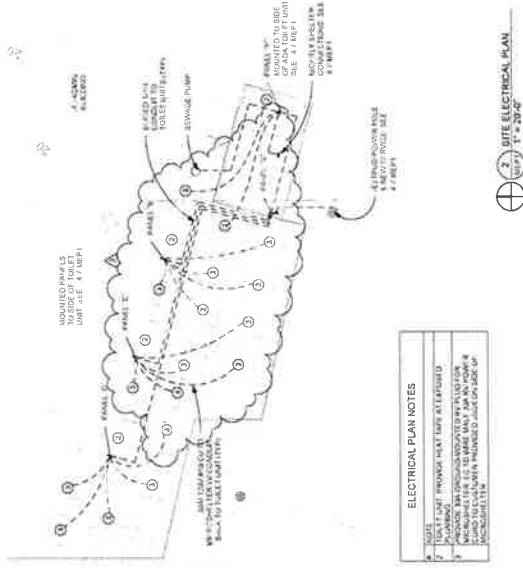
PHASE 1 STRUCTURES (PERMANENT) TO BE INSTALLED
IMMEDIATELY AS PART OF THE CONTRACT
PHASE 2 STRUCTURES (PERMANENT) TO BE INSTALLED
AS PART OF THE PROJECT

NO.	DESCRIPTION	DATE	BY	CHKD
1	ISSUED FOR PERMIT	10/1/2020	MM	MM
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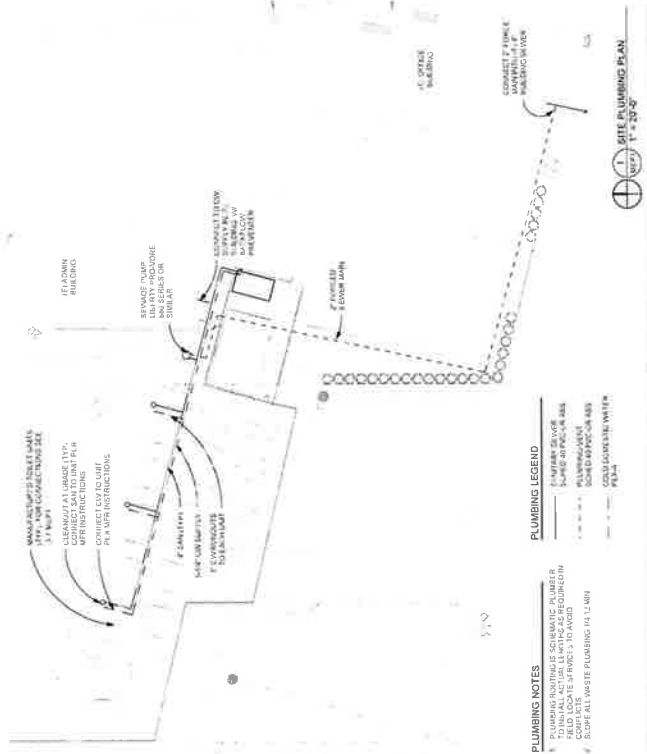
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MEP SYSTEMS



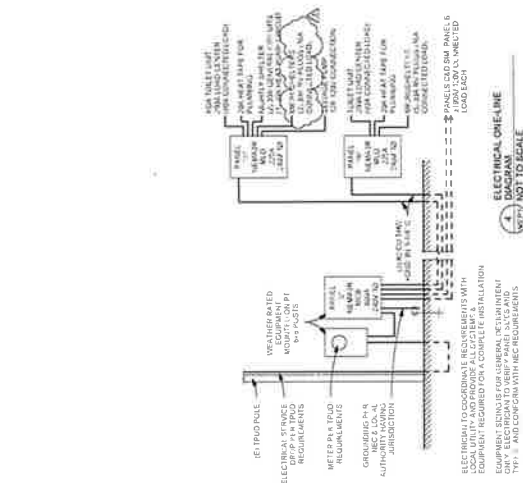
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2. SITE ELECTRICAL PLAN
SCALE: 1" = 20'-0"

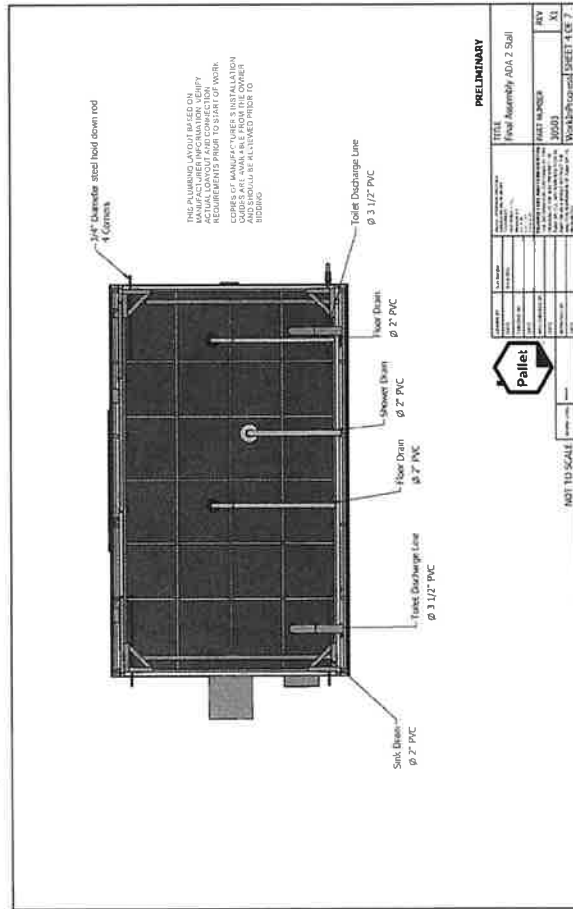


NO.	DESCRIPTION	DATE	BY	CHKD
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8	REVISION			
9	REVISION			
10	REVISION			

3. TOILET UNIT CONNECTIONS
SCALE: 1" = 20'-0"



4. ELECTRICAL ONE-LINE
SCALE: NOT TO SCALE



NO.	DESCRIPTION	DATE	BY	CHKD
1	ISSUED FOR PERMIT	10/1/2020	MM	MM
2	REVISION			
3	REVISION			
4	REVISION			
5	REVISION			
6	REVISION			
7	REVISION			
8	REVISION			
9	REVISION			
10	REVISION			

5. TOILET UNIT CONNECTIONS
SCALE: NOT TO SCALE



TILLAMOOK COUNTY

Board of County Commissioners
201 Laurel Ave
Tillamook, OR 97141

June 28th, 2024

RE: Corrective Action Plan for Financial Statement Finding 2023-001

Tillamook County's contracted auditing firm, SingerLewak, LLC, notified the County of a financial statement finding relating to effective internal controls for ensuring that payments from custodial funds are properly evaluated in a timely manner.

The County agrees with the finding and has developed a corrective action plan to implement more effective internal controls for ensuring timely review of custodial funds payments.

Corrective Action Plan:

Tillamook County Treasurer's Office has budgeted for the distribution of specific custodial funds from the General Fund non-departmental department and has updated related spreadsheets and import files that generate the transactions to reflect this change. The budgeted to actual for this line item in the financial statements will be reviewed semi-annually in November and June to ensure that custodial payments are paid from the proper account.

Sincerely,

A handwritten signature in blue ink that reads "MF Bell".

Mary Faith Bell
Chair, Commissioner





PERMISSION TO BURN STRUCTURE

Tillamook County hereby states that it owns the buildings located at 6010 Pacific Avenue and 6030 Pacific Avenue in Pacific City, Oregon.

Having no further use for the buildings, Tillamook County hereby authorizes Nestucca Rural Fire Protection District to destroy this building by fire and or other training methods.

Any contents left in the building, as of June 26, 2024 are also authorized to be destroyed in a like manner. Tillamook County hereby certifies that there are no rented appliances or equipment at this time. Tillamook County further acknowledges that it has removed all fire insurance from the buildings to be destroyed and that it is not designated as a historic structure.

Tillamook County will acquire a demolition permit from the Tillamook County Department of Community Development prior to the buildings being burned.

In agreeing to this contract, Tillamook County understands that when a structure above is burned, a certain amount of unburned debris, such as wood, piping, fixtures, and other materials, will remain after the fire is completely out, and Tillamook County is responsible for its disposal.

Nestucca Rural Fire Protection District may have full use of said property for the purposes stated above from June 26, 2024 until October 31, 2024.

Tillamook County understands that Nestucca Rural Fire Protection District in no way assumes the obligation for any rented devices, liens, or encumbrances on the building being burned or its contents.

Tillamook County understand that Nestucca Rural Fire Protection District agrees to indemnify, defend and hold harmless Tillamook County and its officers, agents and employees, against all liability, loss and costs arising from actions, suits, claims or demands for the acts or omissions of Nestucca Rural Fire Protection District, and its officers, agents and employees, in performance of any activities at the listed location, including but not limited to preparation, training, and firefighting.

Tillamook County Board of Commissioners

MFBell
Mary Faith Bell, Chair

7/3/24
Date

Received by: Janes Oedon Date: 6-25-24

Authorized by: [Signature] Date: 6-25-24

