

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AMENDING) ORDINANCE NO. 00-849A
THE METRO CODE REGARDING)
CAMPAIGN FINANCE AND)
DISCLOSURE) Introduced by Councilor David Bragdon

WHEREAS, it is important to strengthen the public's confidence in democracy and to ensure that any qualified citizen can run for office; and

WHEREAS, the public's continuing concern for open and honest elections and for maximum citizen participation in the political process is acknowledged; and

WHEREAS, it is reaffirmed that in 1997, the Oregon Supreme Court ruled that money and freedom of speech were related, and that campaign contributions could not be limited; and

WHEREAS, the U.S. Supreme Court recently ruled that the states have the right to set their own campaign financing laws; and

WHEREAS, full and timely disclosure of all campaign contributions, in accordance with ORS 260 , contributes to public confidence in elected officials; and

WHEREAS, the goal to provide achievable campaign reforms by encouraging broad-based contributions from the public and voluntary campaign spending limits is laudable; now, therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. That the following Chapter 2.18 "Campaign Finance Regulation" is hereby added to the Metro Code:

Chapter 2.18

CAMPAIGN FINANCE REGULATION

SECTIONS	TITLE	
Section 2.18.010	Purpose and Intent.....	2
Section 2.18.020	Definitions.....	2
Section 2.18.030	Additional Campaign Finance Reporting Requirements	2
Section 2.18.040	Public Dissemination of Campaign Finance Reports	3

Section 2.18.010 Purpose and Intent. The purpose and intent of this chapter is to provide additional campaign finance reporting disclosure to the public that is consistent with the current campaign finance disclosure requirements in Oregon and Federal laws. It is the intent of this chapter that it be construed as being a supplement to existing campaign finance regulations.

Section 2.18.020 Definitions. As used in this chapter, the following terms shall have the following meanings. Any word not specifically defined herein shall have the meaning defined in ORS 260.005.

- (a) “Candidate” means a candidate for a Metro elected office.
- (b) “Legislative or administrative interest” has the meaning defined in ORS 244.020.
- (c) “Metro Elected Official” means any person elected or appointed as a member of the Metro Council, the Metro Executive Officer and the Metro Auditor.
- (d) “Metro Elected Office” means the seven (7) Metro Council positions, the Metro Executive Officer and the Metro Auditor.

Section 2.18.030 Additional Campaign Finance Reporting Requirements.

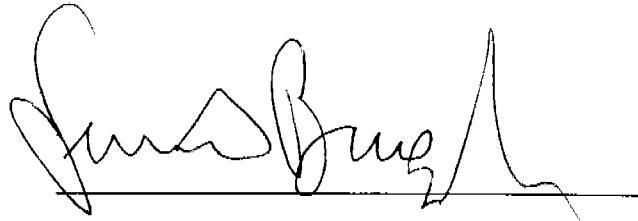
- (a) Every Candidate and every Metro Elected Official who is a candidate for any public office shall file with the Metro Council Clerk an original copy of any campaign finance report required to be filed pursuant to ORS 260 or any applicable federal law. Such campaign finance reports shall include all required reports of contributions and expenditures. The report shall be delivered to the Clerk within two (2) days after it is filed with the filing officer provided for under Oregon or federal law.
- (b) In addition to the reports required by subsection (a) above, every Candidate and every Metro Elected Official who is a candidate for any

public office shall file reports with the Metro Council Clerk disclosing all contributions required to be reported under Oregon or Federal law no less frequently than every 90 days. The first report shall be filed with the Clerk no later than 90 days after the date the Metro Elected Official declares their candidacy or first organizes a political committee.

- (c) Prior to taking any action or voting on any matter in which any person who has a legislative or administrative interest has made a campaign contribution of \$500 or more in the aggregate to the Metro Elected Official, the Metro elected official shall disclose the existence of the contribution on the public record, if the contribution has not been previously reported on any financial report required to be filed with the Metro Council Clerk pursuant to (a) or (b) above.
- (d) A Metro Councilor shall make the disclosure of such contributions on the record required by (c) above immediately prior to voting or abstaining from voting on the matter. The Metro Executive Officer and Metro Auditor shall disclose such contributions by filing a written notice with the Clerk or the Council prior to taking action on any such matter. In all cases, the disclosure shall include the name of the donor, the amount of the contribution and the nature of the donor's legislative or administrative interest in Metro.

Section 2.18.040 Public Dissemination of Campaign Finance Reports. The Metro Council Clerk shall maintain a file of all campaign finance reports received and shall provide public access to the file at no charge. The Clerk shall also provide such access by including the reports on Metro's world-wide web information "page."

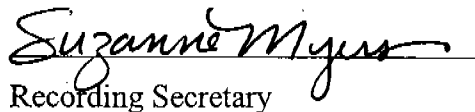
ADOPTED by the Metro Council this 30th day of March 2000.



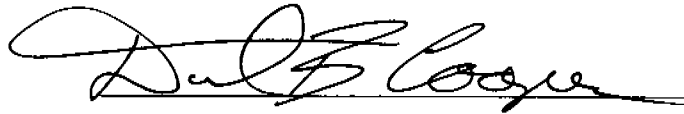
David Bragdon, Presiding Officer

ATTEST:

Approved as to Form:



Recording Secretary



Daniel B. Cooper, General Counsel

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AMENDING) ORDINANCE NO. 00-849
THE METRO CODE REGARDING)
CAMPAIGN FINANCE AND)
DISCLOSURE) Introduced by Councilor David Bragdon

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Section 2.18.020 Definitions. As used in this chapter, the following terms shall have the following meanings. Any word not specifically defined herein shall have the meaning defined in ORS 260.005.

- (a) “Candidate” means a candidate for a Metro elected office.
- (b) “Metro Elected Official” means any person elected or appointed as a member of the Metro Council, the Metro Executive Officer and the Metro Auditor.
- (c) “Metro Elected Office” means the seven (7) Metro Council positions, the Metro Executive Officer and the Metro Auditor.

Section 2.18.030 Additional Campaign Finance Reporting Requirements.

- (a) Every candidate for a Metro Elected Office and every Metro Elected Official who is a candidate for any public office shall file with the Metro Council Clerk an original copy of any campaign finance report required to be filed pursuant to ORS 260 or any applicable federal law. Such campaign finance reports shall include all required reports of contributions and expenditures. The report shall be delivered to the Clerk on the same day that it is filed with the filing officer provided for under Oregon or federal law.
- (b) In addition to the reports required by subsection (a) above, every Metro Elected Official who is a candidate for any public office shall file reports with the Metro Council Clerk containing all financial disclosures required to be reported under Oregon or Federal law no less frequently than every

90 days. The first report shall be filed with the Clerk 90 days after the date the Metro Elected Official declares their candidacy or first organizes a political committee.

- (c) Prior to taking any action or voting on any matter in which any person who has a legislative or administrative interest has made a campaign contribution of \$500 or more in the aggregate to the Metro Elected Official or to a political committee supporting the election of the Metro Elected Official to a public office, the Metro elected official shall disclose the existence of the contribution on the public record, if the contribution has not been previously reported on any financial report required to be filed with the Metro Council Clerk pursuant to (a) or (b) above.
- (d) Metro Councilor shall make the disclosure of such contributions on the record required by (c) above immediately prior to voting or abstaining from voting on the matter. The Metro Executive Officer and Metro Auditor shall disclose such contributions by filing a written notice with the Clerk or the Council prior to taking action on any such matter. In all cases, the disclosure shall include the name of the donor, the amount of the contribution and the nature of the donor's legislative or administrative interest in Metro.

Section 2.18.040 Public Dissemination of Campaign Finance Reports. The Metro Council Clerk shall maintain a file of all campaign finance reports received and shall provide public access to the file at no charge. The Clerk shall also provide such access by including the reports on Metro's world-wide web information "page."

ADOPTED by the Metro Council this _____ day of _____ 2000.

David Bragdon, Presiding Officer

ATTEST:

Approved as to Form:

Recording Secretary

Daniel B. Cooper, General Counsel

STAFF REPORT

CONSIDERATION OF ORDINANCE NO. 00-849, FOR THE PURPOSE OF AMENDING THE METRO CODE REGARDING CAMPAIGN FINANCE AND DISCLOSURE

Date: February 28, 2000

Prepared by: Michael Morrissey

Proposed Action: Ordinance No. 00-849 amends Metro code by adding a new chapter, number 2.18 Campaign Finance Regulation, to Title II of the code, Administration and Procedures. This chapter provides additional campaign finance reporting disclosure to the public, consistent with current state and federal disclosure requirements.

Current Law: State election statutes in Oregon Revised Statutes (ORS) Chapter 260, call for the disclosure of campaign contributions over 50\$. This disclosure takes the form of Contribution and Expenditure (C&E) reports that are filed on a regular basis with county elections officials.

Budget Impact: A small expense could be incurred by the Clerk of the council for compiling records and making them available to the public.

Factual Background and Analysis: The new code chapter calls for filing with the Clerk of the Council reports that currently required by state law ORS 260 and any applicable federal law. The effect of this action is to make required campaign reports and disclosures, for candidates for a metro elected office or for Metro officials who are candidates for other elected positions, more immediately available to the public. Currently this information is available at County elections offices.

The Clerk of the Metro Council shall be responsible for compiling the reports and disclosures detailed in this ordinance and making them available to the public.

M E M O R A N D U M

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TEL 503 797 1700 | FAX 503 797 1797



METRO

TO: Councilor David Bragdon, Presiding Officer

FROM: Dan Cooper, General Counsel

A handwritten signature in black ink, appearing to read 'Dan Cooper', written over the printed name.

DATE: February 22, 2000

RE: Campaign Finance Regulations

At your request, I have prepared the attached draft Ordinance providing for additional Metro regulations regarding campaign finance disclosure.

The Ordinance would adopt a new Metro Code Chapter (Chapter 2.18) providing for additional campaign finance disclosures that are consistent with current Oregon and federal campaign finance disclosures.

Metro Code Chapter 2.18 would have three (3) substantive requirements:

- First, all candidates running for any Metro Office will be required to file copies of all campaign finance reports that they are currently required filed to file with the Multnomah County Elections Officer. These reports would be filed with the Metro Council Clerk on the same day they are filed with Multnomah County.
- Secondly, every Metro Elected Official (the seven Councilors, Executive Officer and the Auditor) who is a candidate for any public office, whether that is a reelection to a Metro Office, being a candidate for different Metro Office or running for any State or Federal office, would be required to file campaign finance reports with the Metro Council Clerk every 90 days during the time period they are a candidate. This would result in more frequent disclosure by Metro Elected Officials than is currently required for a candidates in general under State or Federal law.
- Thirdly, prior to taking any action on any matter, a Metro Elected Officer who is a candidate for any office, would be required to disclose on the record, any campaign contributions of more than \$500 that have not yet been disclosed on any financial disclosure reports filed with the Metro Council Clerk. Metro Councilors would make such disclosure on the record immediately prior to voting or abstaining on any matter and the Metro Executive Officer and the Metro Auditor would be required to make the disclosure by filing a written notice with the Clerk of the Metro Council before taking any action. These disclosures would include the name of the donor, the amount of contribution and the nature of the donor's legislative or administrative interest in Metro.

M E M O R A N D U M

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METRO

TO: Councilor David Bragdon, Presiding Officer
FROM: Dan Cooper, General Counsel
DATE: February 22, 2000
RE: Campaign Finance Regulations

Finally, as a procedural matter, the code chapter would require the Metro Council Clerk to maintain a file open to public access at no charge of all reports filed with the Clerk. In addition, the Clerk would be directed to include the reports on Metro's world-wide web information page in order to promote greater public access to the information.

DBC/sm
Enclosure (Ordinance No. 00-849)