

STATE VOTERS' PAMPHLET GENERALLY

251.005 Definitions. As used in this chapter:

(1) "Candidate" means an individual whose name is or is expected to be printed on the official ballot.

(2) "City office" means the office of mayor, city auditor, city councilman or municipal judge of a city having a population of 50,000 or more according to the most recent determination made under ORS 190.510 to 190.610.

(3) "County clerk" means the county clerk or the county official in charge of elections.

(4) "Elector" means an individual qualified to vote under section 2, Article II, Oregon Constitution.

(5) "Measure" includes any of the following submitted to the people for their approval or rejection at an election:

(a) A proposed law.

(b) An Act or part of an Act of the Legislative Assembly.

(c) A revision of or amendment to the Oregon Constitution.

(d) Local, special or municipal legislation.

(e) A proposition or question. [1979 c.190 §172; 1981 c.173 §28; 1983 c.123 §1; 1983 c.392 §4; 1987 c.432 §1]

251.010 [Repealed by 1957 c.217 §9]

251.015 [1957 c.217 §1; 1979 c.190 §314; renumbered 258.006]

251.016 Disposition of fee. The Secretary of State shall pay fees received under this chapter into the General Fund. [1979 c.190 §173]

251.020 [Repealed by 1957 c.217 §9]

251.025 [1957 c.217 §2; 1979 c.190 §315; renumbered 258.016]

251.026 Information statement in voters' pamphlets. (1) The Secretary of State shall prepare and have printed in the state voters' pamphlet a statement containing the following information:

(a) Requirements for a citizen to qualify as an elector.

(b) When an elector is required to reregister.

(c) How an elector may obtain and use an absentee ballot.

(d) How an elector may obtain and use a certificate of registration.

(e) In the voters' pamphlet for the primary election, a statement of the duties and responsibilities of a precinct committeeperson to be elected at the primary

election including a statement that the precinct committeepersons will elect the delegates to the national convention of the major political parties.

(2) The Secretary of State shall include a statement on the cover of the voters' pamphlet that the pamphlet may be used to assist electors at the polls.

(3) The Secretary of State may include in the voters' pamphlet the following information:

(a) Maps showing the boundaries of senatorial and representative districts.

(b) Elector instructions, including the right of an elector to request a second ballot if the first ballot is spoiled, the right of an elector to take into the voting booth a sample ballot marked in advance and the right of a physically disabled elector to seek assistance of the election board clerks or someone of the elector's own choosing in marking the ballot. [Formerly 255.025]

Note: The amendments to 251.026 by section 24, chapter 267, Oregon Laws 1987, are repealed January 1, 1994. See section 82, chapter 267, Oregon Laws 1987. The text is set forth for the user's convenience.

251.026. (1) The Secretary of State shall prepare and have printed in the state biennial primary and general election voters' pamphlet a statement containing the following information:

(a) Requirements for a citizen to qualify as an elector.

(b) When an elector is required to reregister.

(c) How an elector may obtain and use an absentee ballot.

(d) How an elector may obtain and use a certificate of registration.

(e) In the voters' pamphlet for the biennial primary election, a statement of the duties and responsibilities of a precinct committeeperson to be elected at the biennial primary election including a statement that the precinct committeepersons will elect the delegates to the national convention of the major political parties.

(2) The Secretary of State shall include a statement on the cover of the voters' pamphlet that the pamphlet may be used to assist electors at the polls.

(3) The Secretary of State may include in the voters' pamphlet the following information:

(a) Maps showing the boundaries of senatorial and representative districts.

(b) Elector instructions, including the right of an elector to request a second ballot if the first ballot is spoiled, the right of an elector to take into the voting booth a sample ballot marked in advance and the right of a physically disabled elector to seek assistance of the election board clerks or someone of the elector's own choosing in marking the ballot.

251.030 [Repealed by 1957 c.217 §9]

251.035 [1957 c.217 §3; 1979 c.190 §316; renumbered 258.026]

✓ **251.036 Map of metropolitan service district to be printed in certain pamphlets.** The Secretary of State shall include in each voters' pamphlet, in which material of a candidate for nomination or election to

the office of councilor or executive director of a metropolitan service district organized under ORS chapter 268 is printed, a map of the service district which illustrates the boundaries of each subdistrict. The map shall be printed immediately preceding the material of the candidates for councilor and executive director of the district. [1979 c.533 §6]

251.040 [Repealed by 1957 c.217 §9]

251.045 [1957 c.217 §4; 1975 c.675 §21; 1979 c.190 §317; renumbered 258.036]

251.046 Content of statements and arguments. Statements and arguments submitted for inclusion in a voters' pamphlet by a candidate, political party or assembly of electors, or a person supporting or opposing a measure shall consist only of words or numbers. [1979 c.190 §175]

251.049 Names of persons or organizations excluded from arguments and statements; exceptions. (1) Except as provided in subsection (2) of this section, the Secretary of State shall not print the name of any person or organization in any argument supporting or opposing any measure or any statement of any candidate, political party or assembly of electors filed for inclusion in the voters' pamphlet, if the name of the person or organization is cited as supporting or indorsing the argument or statement.

(2) The Secretary of State may print the name of a person or organization in an argument or statement submitted for inclusion in the voters' pamphlet as supporting or indorsing the argument or statement if:

(a) Not later than the fifth day following the deadline for filing an argument or statement with the Secretary of State, the secretary receives a notarized statement signed by the person, or by an authorized person on behalf of an organization, stating that the person consents to the use of the name of the person or organization; or

(b) The name of a person or organization is used with a quotation made by the person on behalf of the person or by an authorized person on behalf of an organization, the quotation was disseminated to the public prior to its inclusion in the argument or statement and the quotation is identified by its source and date. [1987 c.724 §2]

251.050 [Repealed by 1957 c.217 §9]

251.055 Type of material to be excluded from pamphlet; liability for libel.

(1) The Secretary of State shall reject any statement, argument or other matter offered for filing and printing in a voters' pamphlet which:

(a) Contains any obscene, profane, scandalous or defamatory language;

(b) Incites, promotes or advocates hatred, abuse, violence or hostility toward, or which tends to cast ridicule or shame upon any person or group by reason of race, color, religion or manner of worship; or

(c) Contains any language which may not legally be circulated through the mails.

(2) Nothing in this chapter shall make the author of any statement or argument exempt from any civil or criminal action because of any defamatory statements offered for printing or contained in the voters' pamphlet. The persons writing, signing or offering a statement or argument for filing shall be deemed its authors and publishers. [Formerly 255.040]

251.060 [1957 c.217 §5; 1979 c.190 §318; renumbered 258.046]

251.065 Filing portrait and statement by or for candidate. (1) Not later than the 68th day before the primary election and the 70th day before the general election, any candidate for nomination or election at the next primary or general election to the office of President or Vice President of the United States, United States Senator, Representative in Congress, any state office other than justice of the peace, county, any city or legislative office, or councilor or executive officer of a metropolitan service district organized under ORS chapter 268, or an agent on behalf of the candidate, may file with the Secretary of State a portrait of the candidate and a typewritten statement of the reasons the candidate should be nominated or elected.

(2) The Secretary of State by rule shall establish the format and length of the statement permitted under this section. [Formerly 255.031; 1981 c.375 §1; 1983 c.567 §13; 1985 c.808 §30]

Note: The amendments to 251.065 by section 25, chapter 267, Oregon Laws 1987, and section 9, chapter 503, Oregon Laws 1989, are repealed January 1, 1994. See section 82, chapter 267, Oregon Laws 1987. The text is set forth for the user's convenience.

251.065. (1) Not later than the 68th day before the biennial primary election, any candidate for nomination or election at the biennial primary election to the office of President or Vice President of the United States if a presidential primary election is not held as provided in section 81, chapter 267, Oregon Laws 1987, United States Senator, Representative in Congress, any state office other than justice of the peace, county, any city or legislative office, or councilor or executive officer of a metropolitan service district organized under ORS chapter 268, or an agent on behalf of the candidate, may file with the Secretary of State a portrait of the candidate and a typewritten statement of the reasons the candidate should be nominated or elected.

(2) Not later than the 70th day before the general election, any candidate for election at the general election to the office of President or Vice President of the United States, United States Senator, Representative in Congress, any state office other than justice of the peace, county, any city or legislative office, or councilor or executive officer of a metropolitan service district organized under ORS chapter 268, or an agent on behalf

VEHICLE REGISTRATION FEES

267.001 Authority of certain mass transit and transportation districts to impose vehicle registration fees. Subject to ORS 801.040 to 801.042, 801.237 and 803.445, for the purpose of exercising any power the district, as defined in ORS 801.237, is authorized to exercise, the district may impose registration fees on vehicles under ORS 803.445. [1989 c.864 §11]

Note: "District" as used in 267.001 has the meaning for that term in 801.237.

MASS TRANSIT DISTRICTS

(Generally)

267.010 Definitions for ORS 267.010 to 267.390. As used in ORS 267.010 to 267.390, unless the context requires otherwise:

(1) "District" means a mass transit district established under ORS 267.010 to 267.390.

(2) "District board" or "board" means the board of directors of a district.

(3) "Mass transit system" or "transit system" means the property, equipment and improvements of whatever nature owned, used, constructed, maintained, controlled or operated to provide mass transportation for passengers or to provide for the movement of people, including park-and-ride stations, transfer stations, parking lots, malls, and skyways, provided that nothing contained herein shall limit the power of a city to exercise its general powers over or provide such stations, lots, malls, or skyways.

(4) "Standard metropolitan statistical area" means an area designated and published by the United States Bureau of the Budget as a standard metropolitan statistical area. [1969 c.643 §1; 1973 c.116 §1]

✓ **267.020 Transfer of transit system to metropolitan service district; effect of transfer order.** When a metropolitan service district organized under the Metropolitan Service District Act of 1969, ORS chapter 268, functions in a mass transit district organized under ORS 267.010 to 267.390, the governing body of the metropolitan district may at any time order transfer of the transit system of the transit district to the metropolitan district, whereupon:

(1) The governing body of the transit district shall transfer title to, and possession of, the transit system and of all books, records, files, documents, and other property of the transit district to the metropolitan district.

(2) The metropolitan district shall be responsible for all the liabilities and obligations imposed upon or assumed by the transit district.

(3) For purposes of mass transit the metropolitan district shall have all the rights, powers, privileges, and immunities, and be subject to all the duties and obligations, of a mass transit district under ORS 267.010 to 267.390, in so far as they are consistent with ORS chapter 268.

(4) The boundaries of the metropolitan district shall, for purposes of mass transit, be extended to encompass all the territory of the transit district.

(5) The transit district shall be dissolved and the offices of its directors terminated. [1969 c.643 §40]

(Formation)

267.080 Creation of district; district jurisdiction. As provided by ORS 267.010 to 267.390, a mass transit district may be created in any standard metropolitan statistical area for the purpose of providing a mass transit system for the people of the district. Except as otherwise provided in ORS 267.107 (2)(c), the territorial jurisdiction of the district may include all territory within the geographic boundaries of every Oregon county in that standard metropolitan statistical area. [Formerly 267.100]

(Portland, Eugene Districts)

267.085 Resolution to form district; content; filing. (1) In addition to and not in lieu of other actions authorized for the initiation of proceedings to form a mass transit district, the governing body of the most populous city in a standard metropolitan statistical area may by resolution propose formation of a mass transit district, if that city has a local transit system and if the governing body finds that area-wide mass transit needs cannot be met by local transit operation. The resolution of the governing body shall be addressed to and filed with the county board of the principal county and proceedings conducted as provided by ORS 198.705 to 198.955.

(2) A certified copy of the order forming a mass transit district shall be filed with the Governor. [Formerly 267.105]

267.090 Directors; appointment; term; vacancies; Governor to fix time of first meeting. Except as provided in ORS 267.112:

(1) District board members shall not be elected at the time of formation, but if a district is formed, the Governor shall, within 60 days after receiving a certified copy of the formation order, appoint from subdistricts the members of the first board of directors of the district, designate one the temporary chairman, and fix the time and place of the organizational meeting. If the district has formed before October 4, 1977, the Governor,