



# Oregon

Kate Brown, Governor

## *Citizens' Initiative Review Commission*

P.O. Box 9156

Portland, Oregon 97207-9156

Phone: (503) 725-5248

E-Mail: [info@circommission.org](mailto:info@circommission.org)

Web Site: [www.Oregon.gov/CIRC](http://www.Oregon.gov/CIRC)

WHO: Citizens' Initiative Review Commission

WHEN: June 7, 2016 – 10:30am – 12:00noon

WHERE: College of Urban & Public Affairs  
Portland State University  
506 S.W. Mill Street, Room 710  
Portland, OR 97201

Contact the CIRC Administrator for call in information

What is the purpose of the meeting?

The purpose of the meeting is to conduct regular commission business. Please use appropriate language, manners, and protocols when conducting commission business. A copy of the agenda is printed with this notice. Please visit <http://www.oregon.gov/CIRC/meetings.shtml> for current meeting information.

Is the public allowed to attend the meeting?

Yes. Members of the public are invited and encouraged to be in attendance at all commission meetings. All public audience members are asked to sign-in on the attendance roster prior to the meeting. Comments may be heard under public comment portion of the meeting as listed on the agenda. Please wait to be recognized by the Chairperson prior to commenting.

What if the board/council enters into executive session?

Prior to entering into executive session the commission chairperson will announce the nature of and the authority for holding executive session, at which time all audience members are asked to leave the room with the exception of news media and designated staff. Executive session would be held according to ORS 192.660.

No final actions or final decisions will be made in executive session. The commission will return to open session before taking any final action or making any final decisions.

Who do I contact if I have questions or need special accommodations?

The meeting location is accessible to persons with disabilities. A request for accommodations for persons with disabilities should be made at least 48 hours before the meeting. For questions or requests call 503-725-5248. All members are asked to please give at least 24-hour notice if they are unable to attend the meeting so arrangements may be made.



Citizens' Initiative Review Commission  
Commission Meeting

◆◆◆  
June 7, 2016

- Call to Order
- Approval of Minutes From March 29, 2016
- Election of Chair and Vice Chair
- Rulemaking – Proposed Rule on Identification of Independent Experts
  - o Report from public hearing – Sarah Giles, Rules Officer
  - o Discussion
  - o Vote on rule
- Preparation for 2016 CIR
  - o CIRC Responsibilities per ORS 250.139
    - ORS 250.139 (2)(a) and (b) - Ballot measure selection criteria
    - ORS 250.139 (2)(c) - Availability of funds - report from Healthy Democracy
    - ORS 250.139 (4) - Selection of citizen panelists – review demographic info from HD
    - ORS 250.139 (6)(b) - Public hearing – filming / taping policy
    - ORS 250.139 (9) - Contracting with moderators
  - o Potential initiatives collecting signatures
- Public Comment Period
- Other Business
  - o July CIRC meeting to select from ballot measures, pending qualification

**TIMELINE for 2016 CIRs**

2016

- July 8, 2016 – Signature Submission Deadline
- July – CIRC meeting: select 1-2 ballot measures for review, pending qualification
- Late July / Early August – Invite citizen panelists and potentially independent experts
- Early August – Panel selection (by CIRC)
- August 7, 2016 – Signature Verification Deadline
- August 8 or 9 – Tentative CIRC meeting / call in case measures do not qualify
- August 18 - 21– CIR held in Monmouth

2017

- By February 2017 – hold citizen panelist and moderator evaluations
- By December 2017 – make findings and recommendations on 2016 CIRs; post on website



# Oregon

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Citizens' Initiative Review Commission  
Commission Meeting



March 29, 2016

**MEMBERS PRESENT:**

Jerry Hudson, Chair  
Mary Forst  
Kay Ogden  
Marion Sharp  
Ernest Estes  
Debby Southworth

**MEMBERS ABSENT:**

James Huffman, Vice-Chair  
Ann Bakkensen  
Daniel Esqueda  
Robin Gumpert

**ADMINISTRATIVE SUPPORT PRESENT:**

Sarah Giles, Administrative Coordinator  
Roslyn Owen, Financial Coordinator  
Wendy Willis, Policy Consensus Initiative Executive Director

**GUESTS PRESENT:**

Robin Teater, Healthy Democracy  
Jessie Conover, Health Democracy

**Call to Order**

Jerry Hudson, Chair, called the meeting of the Citizens' Initiative Review Commission (CIRC) to order at 10:00 am., Tuesday, March 29, 2016, at the College of Urban & Public Affairs, Portland State University, 506 S.W. Mill Street, Room 720, Portland. Roll was called.

**Approval of Minutes from Commission Meeting January 25, 2016**

One typo and one correction to listing Commissioner Debby Southworth as absent were requested. Ernie Estes made a motion to approve the minutes from the CIRC Commission Meeting on January 25, 2016. Mary Forst seconded the motion. Commissioners voted unanimously to approve the motion. None opposed.

### **Commission Decisions on CIR 3.0 Concept**

Commissioners discussed a number of changes to the CIR process recommended by Healthy Democracy and the CIR 3.0 Concept team. In regards to the length of the CIRs for 2016, the Commission discussed their preference to start midweek and go into the weekend to allow for more participation from citizen panelists who may have jobs. Commissioners supported 3.75 days, with the first day beginning slightly later.

Next, the Commission discussed the number of panelists. Commissioners generally agreed that they favored panels of 24 to allow for more diversity within a panel. They recognized that a smaller panel would mean less cost but valued diversity. Healthy Democracy (HD) noted that available funding might mean only holding 1 CIR of 24 panelists. HD would have a clearer picture of funding by June but appreciated knowing what the Commission's goals were.

Debby Southworth made a motion to target for 24 panelists unless there is insufficient funds. The Commission would revisit and make another decision if funds are not sufficient. Marion Sharp seconded the motion. All Commissioners voted in favor of aiming for 24 panelists.

The Commission then discussed what role the CIRC might play in selecting independent experts who were not affiliated with a campaign either for or against a ballot measure to present on background on the first day and do Q and A with the citizen panelists the second day. Commissioners discussed how the CIRC might make those selections and asked if staff from Kitchen Table Democracy and Healthy Democracy would also assist in identifying who might serve as independent experts. Mary Forst noted that the timeline for making selections between the selection of ballot measures and the CIRs was very brief and that Commissioners would need to be available during that time to look over recommendations from staff and conduct any deliberations. Chair Hudson asked if Commissioners were in agreement to proceed with a rulemaking process on draft language stating, "The Commission will establish a panel of independent experts for the CIRs." Commissioner Forst moved to conduct the rulemaking process and Debby Southworth seconded the motion. All Commissioners present voted in favor.

Commissioner Hudson noted that while the CIR 3.0 Concept did not direct any changes to the vote count on a ballot measure during a CIR Commissioners could decide on whether panels conduct a vote for or against the measure and then publish it in the citizens' statement in the voters' pamphlet. Commissioners discussed the benefits of having a vote count in providing information to voters as well as confusion in pairing a vote count with findings and recommendations. Commissioner Forst noted that the panels often try their best to be objective in key findings whereas actually voting reveals what individual panelists believe. Commissioner Southworth noted that as a CIR panelist she had wanted the ability to abstain from voting and see any abstentions in the voters' pamphlet as well. Healthy Democracy recommended leaving the vote count as it is and stated that they need more information about the impact of changes to the vote count. HD has some data based on pilots in other places, but those have been in very different circumstances than in Oregon. Marion Sharp suggested that there may be a more clear way to explain what the CIR panelists' voting means in the statement.

Commissioners agreed that they were interested in having the research team to conduct research in the next cycle on how the vote count may or may not impact voters.

Commissioner Sharp motioned to maintain the status quo to have the vote count and publish it in the pamphlet and then review as there's more research data. Commissioner Estes seconded the motion. All commissioners voted in favor.

The Commission next discussed what amount to set the citizen panelists' daily stipends for 2016. Forst asked HD if there was any additional information on the amount. Conover responded that when asked, panelists generally say they are satisfied with the amount of the stipend, whether it was \$100 (2014) or \$150 (2012); however, when they accept the invitation to participate they already know the amount they will receive. Through written comment, Bakkensen suggested setting the stipend for 2016 at \$150 and give participants the option to waive the stipend.

Forst noted that the higher amount ties back to the Commission's value of diversity as it may make it more financially possible for people to participate. HD noted that they would know if funding was available by June. Commissioners also asked if the research team would consider looking at how an opt out option may affect participation.

Forst made a motion to set the stipend at \$150 with an opt out option. Ogden seconded the motion. All commissioners voted in favor with the awareness that the decision may be affected by availability of funding in June.

The Commission moved on to discuss contracting for program management of the 2016 CIRs. Hudson asked if HD was interested in renewing its previous contract to provide that service and Teater responded that they were. Debby Southworth moved to renew the contract and Estes seconded the motion. All commissioners voted in favor of renewing the contract with HD for 2016.

### **Timeline for 2016 CIRs**

Hudson asked CIRC Administrative Coordinator Sarah Giles to review the timeline for the 2016 CIRs. HD noted that staffing means holding any Oregon CIRs in early or mid August. The Secretary of State's Office would verify ballot measure signatures by August 8th. The Commission discussed how to best approach identifying independent experts given the short timeframe. Estes suggested a subcommittee of commissioners could meet with staff to work on identifying experts and creating a list of questions to ask of potential experts before bringing suggestions to the whole Commission. Commissioners would need to be able to be available in the first couple of weeks of August to identify the independent experts should they adopt that rule.

### **Commission terms and new commissioners**

Hudson noted that four commissioners' terms were ending in April, including his own, and thanked Jim Huffman, Ann Bakkensen, and Marion Sharpe for their participation. He also informed the Commission that he and Giles had met with Senate Republican Ted Ferrioli in February and discussed his recommendations for executive appointments. Giles shared that Ferrioli had made two recommendations who were both interested and would submit paperwork of their interest to the Governor's office. The Senate Democratic leadership had not yet made their recommendation. Giles would continue to follow up with them. Commissioners would also need to elect a new Chair and Vice Chair at the next meeting in early June.

Sharpe also stated her willingness to continue to support the Commission, particularly in giving any input the Commission asked of her as a past citizen panelist and past commissioner in planning for the 2016 CIRs. Giles would also ask Bakkensen if she might be willing to provide input if asked.

### **Approval of 2016 Commission Report to Legislature**

Hudson referred Commissioners to the draft 2016 Commission report to the state legislature and asked for any comments. Estes asked for two edits: spacing on page 1 and the ORS number specific on page 2 and moved to accept the report with those edits. Southworth seconded the motion. All Commissioners voted in favor. Ernie – 2 edits (page 1 – space and page 2 – ORS) with edits move – Debby – second

### **Public Comment Period**

No members of the public had comment to give

### **Other Business**

No other business was discussed

Hudson adjourned the meeting at 12:10pm.



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Web Site: [www.Oregon.gov/CIRC](http://www.Oregon.gov/CIRC)

**WHO:** Citizens' Initiative Review Commission

**WHEN:** Tuesday, June 7, 2016 – 9:00am – 10:30am

**WHERE:** College of Urban & Public Affairs  
Portland State University  
506 S.W. Mill Street, Room 710  
Portland, OR 97201

### **What is the purpose of the hearing?**

The purpose of the hearing is to gather public comment on a rule related to the Citizens' Initiative Review Commission establishing a panel of independent experts to provide testimony or information to a citizen panel reviewing a ballot measure. A Notice for Proposed Rulemaking Hearing was filed with the Secretary of State's Office. Please visit <http://www.oregon.gov/CIRC/meetings.shtml> for current meeting information.

### **Is the public allowed to attend the meeting?**

Yes. Members of the public are invited and encouraged to be in attendance to provide oral or written comments on the Rule language. The Commission will consider comments provided by the public. You can also submit written comments by mail or email (**by 10:00am June 7, 2016**). All public audience members are asked to sign-in on the attendance roster prior to the meeting.

### **What happens after the hearing?**

The Commission will meet following the hearing on June 7 to consider comments provided by the public and vote on passing a rule.

### **Who do I contact if I have questions or need special accommodations?**

The meeting location is accessible to persons with disabilities. A request for accommodations for persons with disabilities should be made at least 48 hours before the meeting. For questions or requests call 503-725-5248.

## **PROPOSED RULE**

710-015-0000

According to the duties defined in ORS 250.139(6)(e), the Commission shall establish a panel of experts independent of campaigns supporting or campaigns opposing the measure to provide testimony or other information to the citizen panel.

ORS 250.137(3)(a) & 250.139(6)(d) & (e) & 2014 OL Ch. 72, Sec. 2

Secretary of State  
**STATEMENT OF NEED AND FISCAL IMPACT**  
A Notice of Proposed Rulemaking Hearing accompanies this form.

**FILED**  
4-11-16 2:53 PM  
ARCHIVES DIVISION  
SECRETARY OF STATE

Citizens' Initiative Review Commission

710

Agency and Division

Administrative Rules Chapter Number

Independent Expert Panelists for Citizens' Initiative Reviews

Rule Caption (Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.)

In the Matter of:

Independent Expert Panelists for Citizens' Initiative Reviews

**Statutory Authority:**

ORS 250.139(6)(d) & (e)  
2014 OL Ch. 72, Sec. 2

**Other Authority:**

**Statutes Implemented:**

ORS 250.139(6)(d) & (e)  
2014 OL Ch. 72, Sec. 2

**Need for the Rule(s):**

The Citizens' Initiative Review Commission is tasked with convening a citizen panel to conduct public hearings on ballot measures and ensuring that the citizen panels are convened to review measures in a fair and impartial manner. Panels receive testimony or other information from both proponents and opponents of the measure. In order to ensure that the panels are convened in a fair and impartial manner, the CIRC will identify and establish a panel of experts who are independent of campaigns in support of or in opposition to the measure to provide testimony or information to the citizen panel. According to ORS 250.139(e), the Citizens' Initiative Review Commission may pass rules in regards to the public hearing.

**Documents Relied Upon, and where they are available:**

ORS 250.137(3)(a) & 250.139(6)(d) & (e) & 2014 OL Ch. 72, Sec. 2 can be found online at the Oregon State Legislature's website. The minutes Citizens' Initiative Review Commission from the Commission meetings discussing this topic on January 25, 2016 and March 29, 2016 are available on the Commission's website. In addition, evaluations from previous Citizens' Initiative Reviews are available on the Commission's website.

**Fiscal and Economic Impact:**

The Commission anticipates that the proposed rules will have no fiscal or economic impact on state agencies, units of local government, small businesses, or the public. There will be a minimal impact on the Commission itself as it carries out such procedures as the rule specifies, but such impact can be absorbed with existing agency resources. The Commission itself is funded entirely through charitable contributions.

**Statement of Cost of Compliance:**

**1. Impact on state agencies, units of local government and the public (ORS 183.335(2)(b)(E)):**

The proposed rules will have no fiscal or economic impact on state agencies, units of local government or the public. The Commission is funded entirely through charitable contributions.

**2. Cost of compliance effect on small business (ORS 183.336):**

**a. Estimate the number of small business and types of businesses and industries with small businesses subject to the rule:**

No small businesses will be subject to the proposed rules, although approximately ten small business owners from public relations and political consulting firms and legal offices, currently on the Citizens' Initiative Review Commission mailing list, will be provided notice of hearings and other administrative proceedings.

**b. Projected reporting, recordkeeping and other administrative activities required for compliance, including costs of professional services:**

The proposed rules require no projected administrative activities for any entities other than the Citizens' Initiative Review Commission itself. Such activities will include minimal administrative activities required of the Commission as it complies with fulfilling the Commission's role in convening citizen panels. The costs will be minimal and can be absorbed with existing agency resources.

**c. Equipment, supplies, labor and increased administration required for compliance:**

Adoption of this rules will not impact the Commission's need for equipment, and supplies. While a minimal increase in labor and administration will be required for carrying out activities, such costs will be minimal and can be absorbed with existing agency resources.

**How were small businesses involved in the development of this rule?**

Small businesses were not involved in the development of these proposed rules as no fiscal or economic impact is anticipated. However, the Commission invites public comment on whether other options should be considered for achieving the rule's substantive goals while reducing any unforeseen negative impact on businesses.

**Administrative Rule Advisory Committee consulted?: No  
If not, why?:**

An advisory committee was not consulted because the process of developing the proposed rule was based on evaluations received from citizen panelists and moderators of past Citizens' Initiative Reviews as well as data from an external and independent research team.

Nevertheless, input on the proposed rule will be sought through publication of the Notice of Proposed Rulemaking Hearing in the Oregon Bulletin, and by furnishing copies of the notice to legislators specified in ORS 183.335, to the Commission's mailing list, and to the Associated Press and the Capitol Press Room. Input on the draft rule may be provided to the Commission either in writing or at the scheduled public hearing.

<u>06-07-2016 10:00 a.m.</u>	<u>Sarah Giles</u>	<u>sarahgiles@pdx.edu</u>
Last Day (m/d/yyyy) and Time for public comment	Printed Name	Email Address

**Enrolled**  
**Senate Bill 1544**

Sponsored by Senator ROBLAN, Representative BERGER; Senators DEVLIN, EDWARDS, HANSELL, MONROE, OLSEN, ROSENBAUM, Representatives BARKER, BUCKLEY, FREDERICK, GALLEGOS, HARKER, KENY-GUYER, KOMP, MCKEOWN, NATHANSON, OLSON, PARRISH, WITT (Presession filed.)

CHAPTER .....

AN ACT

Relating to Citizens' Initiative Review Commission; creating new provisions; amending ORS 182.454, 250.137, 250.139 and 251.185; repealing sections 21 and 22, chapter 722, Oregon Laws 2013; and declaring an emergency.

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

**SECTION 1.** ORS 250.137 is amended to read:

250.137. (1) The Citizens' Initiative Review Commission is established as a semi-independent state agency subject to ORS 182.456 to 182.472. The commission shall consist of 11 members. The members shall be appointed in the following manner:

(a) The Governor shall appoint three members who have at some time been selected by the four appointed members of an explanatory statement committee under ORS 251.205 (5) to prepare an explanatory statement, as follows:

(A) One member recommended by the leadership of the Democratic party in the Senate and one member recommended by the leadership of the Republican party in the Senate.

(B) Except as provided in subparagraph (C) of this paragraph, one member recommended by the leadership of the political party with the largest representation in the Senate that is not the same party as the Governor.

(C) If more than two political parties are represented in the Senate, one member recommended by the leadership of a third political party with the largest representation in the Senate.

(b) [*Four*] **Two** former moderators shall be appointed as members as described in ORS 250.143.

(c) [*Four*] **Six** electors who have served on a citizen panel shall be appointed as members as described in ORS 250.143.

(2) The term of office of a member of the commission is four years, with the terms of no more than six members expiring every two years. Vacancies shall be filled by the Governor for the unexpired term, consistent with subsection (1) of this section.

(3) The commission shall:

(a) Ensure that the citizen panels are convened to review initiated measures in a fair and impartial manner.

(b) Adopt rules necessary to carry out the commission's duties under ORS 250.137 to 250.149.

**SECTION 2.** ORS 250.139 is amended to read:

250.139. (1) The Citizens' Initiative Review Commission shall select one or more state measures proposed by initiative petition to be voted on at a general election and convene a separate citizen panel to review each selected measure.

(2) In selecting a measure to be reviewed by a citizen panel, the commission shall consider the following criteria:

- (a) The fiscal impact of a measure.
- (b) Whether the measure amends the Oregon Constitution.
- (c) The availability of funds to conduct reviews.
- (d) Any other criteria established by the commission by rule.

(3) Each citizen panel shall evaluate and write statements for the measure considered by the panel.

(4)(a) The commission shall select citizens for each panel from a representative sample of anonymous electors, using survey sampling methods that, to the extent practicable, give every elector a similar chance of being selected. Each citizen panel shall consist of not fewer than 18 and not more than 24 electors.

(b) The commission shall ensure, to the extent practicable and legally permissible, that the demographic makeup of each panel fairly reflects the population of the electorate of this state as a whole, with respect to the following characteristics, prioritized in the following order:

- (A) The location of the elector's residence.
- (B) The elector's party affiliation, if any.
- (C) The elector's voting history.
- (D) The elector's age.

(c) In addition to the criteria described in paragraph (b) of this subsection, the commission may also consider:

- (A) The elector's gender.
- (B) The elector's ethnicity.
- (C) Any other criteria.

(5) The commission shall, from moneys in the account established under ORS 182.470:

(a) Compensate each elector for each day served on a panel in an amount [*calculated using the average weekly wage as defined in ORS 656.211*] **established by the commission by rule;**

(b) Reimburse each elector who serves on a panel for travel expenses in accordance with reimbursement policies determined by the commission by rule;

(c) Provide for costs required to convene and conduct a citizen panel; and

(d) Transfer to the Secretary of State all moneys necessary to pay the costs of printing any statements described in ORS 250.141 in the voters' pamphlet.

(6)(a) Each panel shall meet to review the measure on **not fewer than three and not more than** five consecutive days for a total of not less than [25] **24** hours unless otherwise provided by commission rule.

(b) Each panel shall conduct public hearings at which the panel shall receive testimony or other information from both proponents and opponents of the measure. Unless otherwise determined by a majority of the panelists, equal time shall be allotted to proponents and opponents of a measure.

(c) The chief petitioners of the measure shall designate two persons to provide information in favor of the measure to the citizen panel. If the chief petitioners fail to timely designate two persons to appear before the panel, the commission may designate two persons who support the measure to provide information in favor of the measure.

(d) The commission shall designate two persons who oppose the measure to provide information in opposition to the measure.

(e) The commission, by rule, may specify additional criteria regarding the public hearings.

(7) The commission shall provide each panel with any complaints regarding the panel not later than the [fourth] **third** day the panel convenes.

(8) The commission shall, by rule, establish qualifications for moderators for each citizen panel. A moderator must have experience in mediation and shall complete a training course established by the commission.

**(9) The commission shall contract with two moderators for each panel and shall compensate each moderator for service.**

**SECTION 3.** ORS 182.454, as amended by section 19, chapter 722, Oregon Laws 2013, is amended to read:

182.454. The following semi-independent state agencies are subject to ORS 182.456 to 182.472:

- (1) The Appraiser Certification and Licensure Board.
- (2) The State Board of Architect Examiners.
- (3) The State Board of Examiners for Engineering and Land Surveying.
- (4) The State Board of Geologist Examiners.
- (5) The State Landscape Architect Board.
- (6) The Oregon Board of Optometry.
- (7) The Oregon Patient Safety Commission.
- (8) The Oregon Wine Board.
- (9) The State Board of Massage Therapists.
- (10) The Physical Therapist Licensing Board.
- (11) The State Landscape Contractors Board.

**(12) The Citizens' Initiative Review Commission.**

**SECTION 4.** ORS 251.185, as amended by section 20, chapter 722, Oregon Laws 2013, is amended to read:

251.185. (1) The Secretary of State shall have printed in the voters' pamphlet for a general election or any special election a copy of the title and text of each state measure to be submitted to the people at the election for which the pamphlet was prepared. The pamphlet must include the procedures for filing a complaint under ORS 260.345. Each measure shall be printed in the pamphlet with:

- (a) The number and ballot title of the measure;
- (b) The financial estimates and any statement prepared for the measure under ORS 250.125;
- (c) The explanatory statement prepared for the measure;
- (d) Arguments relating to the measure and filed with the Secretary of State; *[and]*
- (e) Any racial and ethnic impact statement prepared for the measure under section 3, chapter 600, Oregon Laws 2013[.]; **and**

**(f) Any statement submitted for the measure by a citizen panel under ORS 250.141.**

(2) A county measure or measure of a metropolitan service district organized under ORS chapter 268, and ballot title, explanatory statement and arguments relating to the measure, filed by the county or metropolitan service district under ORS 251.285 shall be included in the voters' pamphlet described in subsection (1) of this section if required under ORS 251.067.

**SECTION 5.** ORS 251.185, as amended by section 8, chapter 600, Oregon Laws 2013, and section 20, chapter 722, Oregon Laws 2013, is amended to read:

251.185. (1) The Secretary of State shall have printed in the voters' pamphlet for a general election or any special election a copy of the title and text of each state measure to be submitted to the people at the election for which the pamphlet was prepared. The pamphlet must include the procedures for filing a complaint under ORS 260.345. Each measure shall be printed in the pamphlet with:

- (a) The number and ballot title of the measure;
- (b) The financial estimates and any statement prepared for the measure under ORS 250.125;
- (c) The explanatory statement prepared for the measure; *[and]*
- (d) Arguments relating to the measure and filed with the Secretary of State[.]; **and**
- (e) Any statement submitted for the measure by a citizen panel under ORS 250.141.**

(2) A county measure or measure of a metropolitan service district organized under ORS chapter 268, and ballot title, explanatory statement and arguments relating to the measure, filed by the

## REVENUE

## A. Beginning Balance

Ending Cash Balance 2013-15 Biennium	\$2,129.84	\$2,129.84
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<b>A. Total</b>	<b>\$ 2,129.84</b>	<b>\$ 2,129.84</b>
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## B. Donations

## Grants

Individual Contributions	\$ 201,000	\$ 25,000
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<b>B. Total</b>	<b>\$ 201,000</b>	<b>\$ 25,000</b>
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## C. Earned Income

	\$ -	
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<b>C. Total</b>	<b>\$ -</b>	
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<b>Total Revenues</b>	<b>\$ 203,130</b>	<b>\$27,129.84</b>
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## EXPENSES

## A. CIR Commission Services

Voters Pamphlet Publication (2 CIRs)	\$ 11,750	
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CIR Panelist Stipends (2 CIRs)	\$ 16,000	
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CIR Panelist Travel Reimbursements (2 CIRs)	\$ 5,000	
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CIR Panel Recruitment List/Mailing (2 CIRs)	\$ 6,250	
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<b>A. Total</b>	<b>\$ 39,000</b>	<b>\$ -</b>
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## B. CIR Commission Administrative Expenses

Administrative Staffing	\$ 40,000	\$ 20,000
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Liability Insurance	\$ 2,500	
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Commissioner Travel Reimbursements	\$ 1,000	\$ 210
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Banking Fees	\$ 650	338.45
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<b>B. Total</b>	<b>\$ 44,150</b>	<b>20548.45</b>
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## C. CIR Event Expenses (2 CIRs)

Project Management Staffing	\$ 15,000	
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Research	\$ 10,000	
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Event Staffing	\$ 12,000	
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Moderators and Facilitators	\$ 16,000	
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Moderator Training	\$ 2,000	
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Event Security	\$ 1,000	
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Venue Rental / Meals	\$ 12,500	
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Lodging	\$ 20,000	
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Staff Travel & Training	\$ 4,000	
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Office Supplies	\$ 500	
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Videography	\$ 2,000	
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Summary Report	\$ 2,500	
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Miscellaneous Event Expenses	\$ 1,000	
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<b>C. Total</b>	<b>\$ 98,500</b>	<b>\$ -</b>
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## D. Professional Services

State Government Service Charges	\$ 6,000	19.48
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Professional IT Services	\$ 2,500	
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Professional Services	\$ 7,500	
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<b>D. Total</b>	<b>\$ 16,000</b>	<b>19.48</b>
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## E. Other

Contingent Expenses	\$ 4,500	525.08
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<b>E. Total</b>	<b>\$ 4,500</b>	<b>525.08</b>
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<b>Total Expenses</b>	<b>\$ 202,150</b>	<b>21,093.01</b>
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<b>Total Revenue</b>	<b>\$ 203,130</b>	<b>27,129.84</b>
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<b>Total Expenses</b>	<b>\$ 202,150</b>	<b>21,093.01</b>
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<b>Balance</b>	<b>\$ 980</b>	<b>6,036.83</b>
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\*\*\*Budget for 2015 - 2017: based off assumption of 2 - 4 day CIRs, each with 20 panelists

## MAY 2016 Oregon Demographics

<b>Demographic Category</b>	<b>Population Percentage*</b> (rounded to whole percentages)	<b>Target Number of Panelists</b>	<b>Actual Number of Panelists</b>
<b>Age</b>			
18-24	12%	3	
25-34	17%	4	
35-44	17%	4	
45-54	17%	4	
55-64	17%	4	
65+	21%	5	
<b>Geography – Congressional District</b>			
First	20%	4-5	
Second	20%	4-5	
Third	20%	4-5	
Fourth	20%	4-5	
Fifth	20%	4-5	
<b>Party Affiliation</b>			
Democratic Party	42%	10	
Republican Party	30%	7	
Independent Party	5%	1	
Other Parties and Nonaffiliated Voters	24%	6	
<b>Voting History</b>			
Voted in two or more of the last four statewide elections	57%	13 or 14	
Voted in fewer than 2 of the last 4 statewide elections	43%	10 or 11	
<b>Gender</b>			
Female	51%	12 or 13	
Male	49%	11 or 12	
<b>Race/Ethnicity</b>			
American Indian, Alaska Native, Black, and all other race/ethnicity categories	6%	1 or 2	
Asian	5%	1 or 2	
Hispanic/Latino	12.5%	3	
White	77%	18 or 19	
<b>Educational Attainment</b>			
Less than HS diploma	11%	2 or 3	
HS grad or equivalent	25%	6	
Some college or Associates degree	36%	9	
Bachelors degree or higher	27%	6 or 7	

Target percentages were compiled from demographic data from the Portland State University Population Research Center, the US Census Bureau American Community Survey and the Oregon Secretary of State Elections Division. Prior to selection of the CIR citizen panelists, the demographics will need to be reviewed for any updates, particularly in regards to voting history as it was compiled prior to the May 2016 primary election.

## 2016 Potential Ballot Measures – as of May 26, 2016

### **#28 (Statutory) – Increases corporate minimum tax when sales exceed \$25 million; funds education, healthcare, senior services**

*Signatures Required* - 88,184

*Total signatures received* - 120,473 (05.20.16)

*Financial Impact* – Yes; Legislative Revenue Office report -

<https://olis.leg.state.or.us/liz/201511/Downloads/CommitteeMeetingDocument/90401>

*Result of “Yes” vote:* “Yes” vote increases corporate minimum tax when sales exceed \$25 million; removes tax limit; exempts “benefit companies”; increased revenue funds education, healthcare, senior services

*Result of “no” vote:* “No” vote retains existing corporate minimum tax rates based on Oregon sales; tax limited to \$100,000; revenue not dedicated to education, healthcare, senior services.

*Summary:* Current law requires each corporation or affiliated group of corporations filing a federal tax return to pay annual minimum tax; amount of tax is determined by tax bracket corresponding to amount of corporation’s Oregon sales; corporations with sales of \$100 million or more pay \$100,000. Measure increases annual minimum tax on corporations with Oregon sales of more than \$25 million; imposes minimum tax of \$30,001 plus 2.5% of amount of sales above \$25 million; eliminates tax cap; benefit companies (business entities that create public benefit) taxed under current law. Applies to tax years beginning on / after January 1, 2017. Revenue from tax increase goes to: public education (early childhood through grade 12); healthcare; services for senior citizens.

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### **#49 (Constitutional) – Requires two-thirds supermajority for legislature to declare emergency that accelerates law's effective date; exceptions**

*Signatures Required* - 117,578

*Total signatures received* - 70,204 (05.13.16)

*Financial Impact* – no Legislative Revenue Office report to date; does not appear to have direct revenue impacts

*Result of “Yes” vote:* “Yes” vote required two-thirds supermajority for legislative emergency declaration that makes law effective earlier than ninety days after legislative session ends; specific exceptions.

*Result of “no” vote:* “No” vote retains existing requirement of a simple majority for legislative emergency declaration that makes law effective earlier than ninety days after legislative session ends.

*Summary:* Currently, the Oregon Constitution provides that no law takes effect until ninety days from the end of the session at which it was passed, unless an emergency has been declared in the preamble or body of the law. The legislature may not declare an emergency in any act regulating taxation or tax exemptions. Laws, including budget appropriations, passed without an accompanying emergency declaration may be subject to voter referendum to affirm, revise or repeal. Currently, such emergency declarations may be adopted by majority vote of legislature. Measure would require two-thirds supermajority in both chambers of legislature to adopt

## 2016 Potential Ballot Measures – as of May 26, 2016

emergency declaration; exception in some circumstances for bills passed in direct response to “catastrophic disasters” under Article X-A of Constitution, and for certain appropriation bills.

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### **#50 (Statutory) – Prohibits release of specified voter information without voter's express written consent; changes election verification process**

*Signatures Required* - 88,184 Required

*Total signatures received* - 77,515 (05.13.16)

*Financial Impact* - no Legislative Revenue Office report to date; does not appear to have direct revenue impacts

*Result of “Yes” vote:* “Yes” vote prohibits public access to certain voter information, including contact information, status of voter’s ballot; limits participation of candidates, public in election verification process.

*Result of “no” vote:* “No” vote retains law allowing public, election observers, access to voter information, including ballot status, contact information unless voter demonstrated that disclosure would jeopardize safety.

*Summary:* Current state laws permit / require public officials to disclose voter registration records and, during voting period, whether a voter’s ballot was received; voters can prevent disclosure of home address, phone number, and email address by showing that disclosure would jeopardize personal safety. Measure prohibits disclosure of ballot status information and personal information without voter’s written consent; prohibition against disclosing ballot status will limit participation of candidates, public in election verification process. Elections Office must create waiver form, authenticate signature before processing waiver. Measure permits disclosure of voter participation in prior elections, disclosures to demonstrate compliance with federal law. Criminal penalties for officials violating measure, any person “who uses artifice attempting to gain unauthorized access of ballot status information for three or more voters.” Other provisions.

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### **#65 (Statutory) – Requires state funding for dropout-prevention, career and college readiness programs in Oregon high schools**

*Signatures Required* - 88,184 Required

*Total signatures received* - 45,593 (05.13.2016)

*Fiscal Impact* - no Legislative Revenue Office report to date; funding related to increase in General Fund revenues

*Result of “Yes” vote:* “Yes” vote requires state legislature to fund dropout-prevention, career and college readiness programs through grants to Oregon high schools; state monitors programs.

*Result of “no” vote:* “No” vote retains current law: legislature not required to commit funds to career-technical/college-level education/dropout-prevention programs, retains discretion to allocate funds.

## 2016 Potential Ballot Measures – as of May 26, 2016

*Summary:* Currently, the Oregon legislature provides General Fund revenues to the State School Fund based on constitutionally required quality goals; those funds are distributed directly to school districts under a specified formula. Measure requires legislature to separately provide at least \$800 per high school student—adjusted upward annually for inflation/population—to a Department of Education (ODE) administered account. ODE distributes those funds to school districts to establish or expand high school programs providing career-technical education, college-level courses, and dropout-prevention strategies. School districts must apply for grants, meet specified requirements. Districts may use limited portion of fund for administration costs but not unrelated activities. ODE monitors school district performance, ensures compliance, facilitates programs; Secretary of State audits biannually. Other provisions.

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### **#67 (Statutory) – Creates "Outdoor School Education Fund," continuously funded through Lottery, to provide outdoor school programs statewide**

*Signatures Required* - 88,184 Required

*Total signatures received* - 34,742 (05.13.2016)

*Fiscal Impact* - no Legislative Revenue Office report to date; impact on distribution of Oregon Lottery Economic Development fund

*Result of "Yes" vote:* "Yes" vote creates separate fund, financed through Oregon Lottery Economic Development Fund and administered by Oregon State University (OSU), to provide outdoor school programs statewide.

*Result of "no" vote:* "No" vote rejects creation of fund to provide outdoor school programs statewide; retains current law under which OSU administers outdoor school grants if funding available.

*Summary:* Presently, Oregon does not fund outdoor school programs statewide, but, under current law, OSU assists school districts by awarding grants according to specified criteria and providing program maintenance, conditioned on funding. Measure creates separate "Outdoor School Education Fund" (Fund) that is financed by Oregon State Lottery money distributed for economic development. Caps annual distributions of Lottery revenues to Fund. Specifies Fund's purpose to provide every Oregon fifth- or sixth-grade student week-long outdoor school program or equivalent. Continuously appropriates Fund to OSU to administer and fund outdoor school programs statewide consistent with current law's grant program criteria; may require Fund dispersal outside of grant program. Allocations to Fund shall not reduce lottery proceeds dedicated under Oregon Constitution to education, parks, beaches, watersheds, fish, wildlife.

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### **#68 (Statutory) – Prohibits purchase or sale of parts or products from certain wildlife species; exceptions; civil penalties**

*Signatures Required* - 88,184 Required

*Total signatures received* - 12,703 (05.12.2016)

## 2016 Potential Ballot Measures – as of May 26, 2016

*Fiscal Impact* - no Legislative Revenue Office report to date

*Result of "Yes" vote:* "Yes" vote prohibits purchase/ sale of parts/ products from certain wildlife species; exceptions for specified activities, gift/ inheritances, and certain antiques/ musical instruments; civil penalties.

*Result of "no" vote:* Maintains current Oregon law which does not prohibit purchase or sale of parts or products from species not native to Oregon, except for shark fins.

*Summary:* Existing Oregon law does not prohibit sale of wildlife parts/ products for non-native species, except shark fins. Existing federal law does not prohibit intrastate sales of wildlife parts, with exceptions. Measure amends ORS 498.022 to prohibit purchase, sale, or possession with intent to sell of parts/ products from elephant, rhinoceros, whale, tiger, lion, leopard, cheetah, jaguar, pangolin, sea turtle, shark, ray. Imposes civil penalties. Creates exceptions: law enforcement activities; activities authorized by federal law; fish managed under federal plan; certain antiques (over 100 years old) and musical instruments with less than 200 grams of parts; noncommercial transfers through estates, trusts, gifts; possession by tribal members. Other exceptions. Fish and Wildlife Commission may adopt rules, including prohibiting purchase/ sale of parts "closely" resembling listed species parts.

## 2016 CITIZENS' INITIATIVE REVIEW

### DAILY AGENDA

General start and end times are provided below. These times are subject to change on short notice. Lunch periods, for example, may fluctuate up to 30 minutes depending upon the needs of the panel.

Day 1 (Thursday, August 18)	Day 2 (Friday, August 19)
<p>Morning (10:30 am start)</p> <ul style="list-style-type: none"> <li>• Welcome and Introductions</li> <li>• Orientation</li> <li>• Introduction to the Initiative Process</li> </ul> <p><i>Lunch – 12:00 pm</i></p> <p>Afternoon</p> <ul style="list-style-type: none"> <li>• Training Exercise – Save the Courthouse Simulation</li> <li>• Official Measure Information</li> <li>• Initial Advocate Presentations</li> <li>• Daily Evaluation</li> </ul> <p><i>Adjourn – 5:00 pm</i></p>	<p>Morning (8:30 am start)</p> <ul style="list-style-type: none"> <li>• Welcome and Overnight Reflections</li> <li>• Evaluate Advocate Information using Voter Questions</li> <li>• Question Identification</li> </ul> <p><i>Lunch &amp; Question Prioritization – 11:30 am</i></p> <p>Afternoon</p> <ul style="list-style-type: none"> <li>• Advocate Q&amp;A Panel</li> <li>• Independent Expert Panel and Q&amp;A (up to 2 panels)</li> <li>• Debrief Panels</li> <li>• Daily Evaluation</li> </ul> <p><i>Adjourn – 5:00 pm</i></p>
Day 3 (Saturday, August 20)	Day 4 (Sunday, August 21)
<p>Morning (8:30 am start)</p> <ul style="list-style-type: none"> <li>• Welcome and Overnight Reflections</li> <li>• New Claims</li> <li>• Evaluate All Claims</li> </ul> <p><i>Lunch – 12:00 pm</i></p> <p>Afternoon</p> <ul style="list-style-type: none"> <li>• Final Advocate Statements</li> <li>• Reflection and Deliberation</li> <li>• Statement Drafting (Key Findings, Statements For and Against the Measure)</li> </ul> <p><i>Adjourn – 5:00 pm</i></p>	<p>Morning (8:30 am start)</p> <ul style="list-style-type: none"> <li>• Welcome and Overnight Reflections</li> <li>• Review Advocate Feedback</li> <li>• Finalize Key Findings</li> <li>• Statement Drafting (Statements For and Against the Measure)</li> </ul> <p><i>Lunch – 12:00 pm</i></p> <p>Afternoon</p> <ul style="list-style-type: none"> <li>• Groups Provide Feedback</li> <li>• Statement Revision and Finalization</li> <li>• Review Whole Statement</li> <li>• Personal Reflection and Voting</li> <li>• Reflect on CIR Experience</li> <li>• Closing</li> </ul> <p><i>Adjourn – 4:30 pm</i></p>



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## 2016 CITIZENS' INITIATIVE REVIEW

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### DAILY OBJECTIVES

#### DAY 1: Orientation, Training, and Introduction to Measure

##### Objectives

- Become familiar with the CIR process, purpose, and Citizens' Statement
- Gain familiarity with group deliberation and voting techniques
- Introduction to the measure under review
- Hear initial information from advocates for and against the measure

#### DAY 2: Information Gathering

##### Objectives

- Apply Voter Questions and begin to evaluate information
- Gather more information from advocates and independent experts
- Understand perspectives and values through deliberation
- Begin to identify new claims

#### DAY 3: Information Evaluation, Initial Statement Drafting

##### Objectives

- Synthesize new information into new claims
- Evaluate information for importance, strength, and reliability
- Edit claims to improve their strength and reliability, clarity, or importance
- Build a draft statement with important, strong, and reliable information

#### DAY 4: Statement Finalization and Reflection

##### Objectives

- Reflect on draft statement and provide feedback to drafting groups
- Finalize statement language
- Reflect on the information about the measure [and vote]
- Reflect on the CIR experience