

Sample Ballot - Lincoln County, Oregon | November 6, 2012

Official Ballot - Lincoln County, OR - November 6, 2012

A	B	C	D	E
<p>National</p> <p>United States President and Vice President</p> <p>Your vote for the candidates for United States President and Vice President shall be a vote for the electors supporting those candidates. Vote for one</p> <p><input type="radio"/> Democrat Barack Obama United States President Joe Biden United States Vice President</p> <p><input type="radio"/> Pacific Green Jill Stein United States President Cheri Honkala United States Vice President</p> <p><input type="radio"/> Progressive Ross C (Rocky) Anderson United States President Luis J Rodriguez United States Vice President</p> <p><input type="radio"/> Libertarian Gary Johnson United States President James P Gray United States Vice President</p> <p><input type="radio"/> Republican Mitt Romney United States President Paul Ryan United States Vice President</p> <p><input type="radio"/> Constitution Will Christensen United States President Kenneth L Gibbs United States Vice President</p> <p><input type="radio"/> Write-in</p> <p>Representative in Congress, 5th District Vote for one</p> <p><input type="radio"/> Kurt Schrader Democrat</p> <p><input type="radio"/> Fred Thompson Republican</p> <p><input type="radio"/> Raymond Baldwin Constitution</p> <p><input type="radio"/> Christina Jean Lugo Pacific Green</p> <p><input type="radio"/> Write-in</p>	<p>State</p> <p>State Treasurer Vote for one</p> <p><input type="radio"/> Ted Wheeler Democrat, Working Families</p> <p><input type="radio"/> Cameron Whitten Progressive</p> <p><input type="radio"/> John F Mahler Libertarian</p> <p><input type="radio"/> Michael Paul Marsh Constitution</p> <p><input type="radio"/> Tom Cox Republican</p> <p><input type="radio"/> Write-in</p> <p>Attorney General Vote for one</p> <p><input type="radio"/> Chris Henry Progressive</p> <p><input type="radio"/> James L Buchal Republican</p> <p><input type="radio"/> James E Leuenberger Constitution, Libertarian</p> <p><input type="radio"/> Elen Rosenblum Democrat</p> <p><input type="radio"/> Write-in</p> <p>State Senator, 5th District Vote for one</p> <p><input type="radio"/> Scott Roberts Republican</p> <p><input type="radio"/> Arnie Roblan Democrat, Independent, Working Families</p> <p><input type="radio"/> Write-in</p> <p>State Representative, 9th District Vote for one</p> <p><input type="radio"/> Caddy McKeown Democrat, Independent</p> <p><input type="radio"/> Nancy Brouhard Republican</p> <p><input type="radio"/> Guy Rosinbaum Libertarian</p> <p><input type="radio"/> Write-in</p>	<p>Nonpartisan State</p> <p>Commissioner of the Bureau of Labor and Industri (2 Year Term) Vote for one</p> <p><input type="radio"/> Bruce Starr</p> <p><input type="radio"/> Brad Avakian</p> <p><input type="radio"/> Write-in</p> <p>Nonpartisan State Judiciary</p> <p>Judge of the Supreme Court, Position 3 Vote for one</p> <p><input type="radio"/> Richard C Baldwin</p> <p><input type="radio"/> Nena Cook</p> <p><input type="radio"/> Write-in</p> <p>Nonpartisan State Judiciary</p> <p>Judge of the Court of Appeals, Position 6 Vote for one</p> <p><input type="radio"/> James C Egan</p> <p><input type="radio"/> Tim Volpert</p> <p><input type="radio"/> Write-in</p> <p>Nonpartisan County</p> <p>Lincoln County Sheriff Four Year Term Vote for one</p> <p><input type="radio"/> Dennis Dotson</p> <p><input type="radio"/> A Steven Frey</p> <p><input type="radio"/> Write-in</p> <p>Lincoln County Treasurer Four Year Term Vote for one</p> <p><input type="radio"/> Linda Pilson</p> <p><input type="radio"/> Write-in</p> <p>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)</p>	<p>Lincoln County Soil and Water Conservation District</p> <p>Director, Zone 2 Two Year Unexpired Term Vote for one</p> <p><input type="radio"/> Ryan N Gassner</p> <p><input type="radio"/> Write-in</p> <p>Director, Zone 3 Four Year Term Vote for one</p> <p><input type="radio"/> Sterling L Grant</p> <p><input type="radio"/> Write-in</p> <p>Director, Zone 4 Four Year Term Vote for one</p> <p><input type="radio"/> Wayne DeMoray</p> <p><input type="radio"/> Write-in</p> <p>Director, Zone 5 Four Year Term Vote for one</p> <p><input type="radio"/> W G (Rennie) Ferris</p> <p><input type="radio"/> Write-in</p> <p>Director At Large, Position 1 Four Year Term Vote for one</p> <p><input type="radio"/> Wayne Hoffman</p> <p><input type="radio"/> Write-in</p> <p>Central Lincoln People's Utility District</p> <p>Director, Subdivision 3 Four Year Term Vote for one</p> <p><input type="radio"/> Curt Abbott</p> <p><input type="radio"/> Write-in</p>	<p>City of Depoe Bay</p> <p>Mayor Two Year Term Vote for one</p> <p><input type="radio"/> A J (Jim) Mattila</p> <p><input type="radio"/> Carol Connors</p> <p><input type="radio"/> Write-in</p> <p>Council Member, Position 1 Four Year Term Vote for one</p> <p><input type="radio"/> Robert Gambino</p> <p><input type="radio"/> Write-in</p> <p>Council Member, Position 2 Four Year Term Vote for one</p> <p><input type="radio"/> Zeke Olsen</p> <p><input type="radio"/> Write-in</p> <p>Council Member, Position 3 Four Year Term Vote for one</p> <p><input type="radio"/> Carrie Wyckoff Philpott</p> <p><input type="radio"/> Skip Hoitink</p> <p><input type="radio"/> Write-in</p> <p>Council Member, Position 6 Two Year Unexpired Term Vote for one</p> <p><input type="radio"/> Brent Berry</p> <p><input type="radio"/> Ted G Lewis</p> <p><input type="radio"/> Write-in</p>
<p>State</p> <p>Secretary of State Vote for one</p> <p><input type="radio"/> Seth Woolley Pacific Green</p> <p><input type="radio"/> Robert Wolfe Progressive</p> <p><input type="radio"/> Bruce Alexander Knight Libertarian</p> <p><input type="radio"/> Kate Brown Democrat, Working Families</p> <p><input type="radio"/> Knute Buehler Republican, Independent</p> <p><input type="radio"/> Write-in</p>	<p>State Representative, 10th District Vote for one</p> <p><input type="radio"/> David Gomberg Democrat, Independent, Working Families</p> <p><input type="radio"/> Jerome Grant Republican</p> <p><input type="radio"/> Write-in</p> <p>County</p> <p>Lincoln County Commissioner, Position 2 Four Year Term Vote for one</p> <p><input type="radio"/> Bill Hall Democrat</p> <p><input type="radio"/> Tom Runions Republican</p> <p><input type="radio"/> Write-in</p>			<p>City of Lincoln City</p> <p>Council Member, Ward I Four Year Term Vote for one</p> <p><input type="radio"/> Wes Ryan</p> <p><input type="radio"/> Write-in</p> <p>Council Member, Ward II Four Year Term Vote for one</p> <p><input type="radio"/> Chester R Noreikis</p> <p><input type="radio"/> Write-in</p> <p>Council Member, Ward III Four Year Term Vote for one</p> <p><input type="radio"/> Roger Sprague</p> <p><input type="radio"/> Write-in</p>
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A	B	C	A	B
<p>City of Newport</p> <p>Mayor Two Year Term Vote for one</p> <p><input type="radio"/> Jeff Bertuleit</p> <p><input type="radio"/> Sandra Roumagoux</p> <p>Write-in</p> <p>Council Members Four Year Terms Vote for three</p> <p><input type="radio"/> Laura Swanson</p> <p><input type="radio"/> Dean Sawyer</p> <p><input type="radio"/> Randy Holman</p> <p><input type="radio"/> Bill Bain</p> <p><input type="radio"/> Ralph Busby</p> <p>Write-in</p> <p>Write-in</p> <p>Write-in</p> <p>City of Siletz</p> <p>Mayor Two Year Term Vote for one</p> <p>No Candidate Filed</p> <p>Write-in</p> <p>Council Member, Position 2 Four Year Term Vote for one</p> <p><input type="radio"/> Ron Hervey</p> <p>Write-in</p> <p>Council Member, Position 3 Four Year Term Vote for one</p> <p><input type="radio"/> Patrizia R Skauge</p> <p>Write-in</p> <p>City of Toledo</p> <p>Mayor Two Year Term Vote for one</p> <p><input type="radio"/> Ralph E Grutzmacher</p> <p>Write-in</p> <p>Council Members Four Year Terms Vote for three</p> <p><input type="radio"/> Jackie Kaufman</p> <p><input type="radio"/> Jill M Lyon</p> <p>Write-in</p> <p>Write-in</p> <p>Write-in</p>	<p>City of Waldport</p> <p>Mayor Two Year Term Vote for one</p> <p><input type="radio"/> Susan Woodruff</p> <p>Write-in</p> <p>Council Members Four Year Terms Vote for three</p> <p><input type="radio"/> Peter J Kelly</p> <p><input type="radio"/> Mark Campbell</p> <p><input type="radio"/> Pauline Gates</p> <p>Write-in</p> <p>Write-in</p> <p>Write-in</p> <p>City of Yachats</p> <p>Mayor Two Year Term Vote for one</p> <p><input type="radio"/> Larry L Nixon</p> <p><input type="radio"/> Ron Brean</p> <p>Write-in</p> <p>Council Members Four Year Terms Vote for two</p> <p><input type="radio"/> Lynne I Dimmick</p> <p><input type="radio"/> Sandy Dunn</p> <p>Write-in</p> <p>Write-in</p> <p>State Measures</p> <p>See Full Text of State and Local Measures on Separate Sheet</p> <p>Referred to the People by the Legislative Assembly</p> <p>77 Amends Constitution: Governor may declare "catastrophic disaster" (defined); requires legislative session; authorizes suspending specified constitutional spending restrictions</p> <p>Result of "yes" vote: "Yes" vote grants Governor constitutional authority to declare "catastrophic disaster" (defined); requires legislative session; legislature may suspend specified constitutional spending restrictions to aid response, recovery.</p> <p>Result of "no" vote: "No" vote retains Governor's statutory authority to declare state of emergency; retains constitutional spending restrictions and constitutional restrictions on legislative authority without exception for emergency.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p>	<p>State Measures</p> <p>78 Amends Constitution: Changes constitutional language describing governmental system of separation of powers; makes grammatical and spelling changes</p> <p>Result of "yes" vote: "Yes" vote changes constitutional language describing separation of powers to refer to three "branches" (instead of three "departments") of government; makes other grammatical, spelling changes.</p> <p>Result of "no" vote: "No" vote retains existing constitutional language describing separation of powers between three "departments" of government (rather than three "branches" of government); retains misspelled, other language.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p>Proposed by Initiative Petition</p> <p>79 Amends Constitution: Prohibits real estate transfer taxes, fees, other assessments, except those operative on December 31, 2009</p> <p>Result of "yes" vote: "Yes" vote prohibits state/local governments from imposing taxes, fees, assessments on transfer of any interest in real property, except those operative December 31, 2009.</p> <p>Result of "no" vote: "No" vote retains existing law prohibiting local governments from imposing real estate transfer taxes/fees (with exceptions), allowing state legislature to impose such taxes/fees.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p>80 Allows personal marijuana, hemp cultivation/use without license; commission to regulate commercial marijuana cultivation/sale</p> <p>Result of "yes" vote: "Yes" vote allows commercial marijuana (cannabis) cultivation/sale to adults through state-licensed stores; allows unlicensed adult personal cultivation/use; prohibits restrictions on hemp (defined).</p> <p>Result of "no" vote: "No" vote retains existing civil and criminal laws prohibiting cultivation, possession and delivery of marijuana; retains current statutes that permit regulated medical use of marijuana.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p>81 Prohibits commercial non-tribal fishing with gillnets in Oregon "inland waters," allows use of seine nets</p> <p>Result of "yes" vote: "Yes" vote changes commercial non-tribal fishing in Oregon "inland waters" (defined) by banning gillnets, adopting other regulatory changes; recreational salmon fishers ensured their recent share.</p> <p>Result of "no" vote: "No" vote continues current commercial fishing practices, retains laws allowing gillnets, leaves other current regulations in place; continues annual adjustment of recreational salmon harvest share.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p>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)</p>	<p>State Measures</p> <p>82 Amends Constitution: Authorizes establishment of privately-owned casinos; mandates percentage of revenues payable to dedicated state fund</p> <p>Result of "yes" vote: "Yes" vote amends state constitution to authorize privately-owned casinos; requires such casinos to give percentage of monthly revenue to State Lottery for specified purposes.</p> <p>Result of "no" vote: "No" vote maintains current state of the law, which does not authorize any privately-owned casino within state; tribal casinos authorized pursuant to gaming compacts.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p>83 Authorizes privately-owned Wood Village Casino; mandates percentage of revenues payable to dedicated state fund</p> <p>Result of "yes" vote: "Yes" vote authorizes a single privately-owned casino in Wood Village; requires casino to give percentage of monthly revenue to State Lottery for specified purposes.</p> <p>Result of "no" vote: "No" vote maintains current state of the law, which does not authorize any privately-owned casino within state; tribal casinos authorized pursuant to gaming compacts.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p>84 Phases out existing inheritance taxes on large estates, and all taxes on intra-family property transfers</p> <p>Result of "yes" vote: "Yes" vote phases out existing inheritance/estate taxes on large estates, death-related property transfers, and taxes on certain intra-family property transfers; reduces state revenue.</p> <p>Result of "no" vote: "No" vote retains existing estate/inheritance taxes on estates with value of at least \$1 million; tax on all income-producing intra-family property transfers.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p>85 Amends Constitution: Allocates corporate income/excise tax "kicker" refund to additionally fund K through 12 public education</p> <p>Result of "yes" vote: "Yes" vote allocates the corporate income and excise tax "kicker" refund to the General Fund to provide additional funding for K through 12 public education.</p> <p>Result of "no" vote: "No" vote retains existing corporate income and excise tax "kicker" that requires refund to corporations when revenue exceeds estimated collections by two percent or more.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p>	<p>Lincoln County Measures</p> <p>21-144 Children's Trust of Lincoln County: Investing in Our Children's Future</p> <p>Question: Shall County levy 35¢ per \$1000 assessed value for five years beginning in 2013-2014 to support children's programs and services?</p> <p>This measure may cause property taxes to increase more than three percent.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p>21-146 Advisory Vote/Amending Constitution Addressing Corporate/Union Political Speech</p> <p>Question: Should citizens urge Congress/Oregon Legislature to amend Constitution to clarify corporation/union political speech rights, allowing campaign finance regulation and limits?</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p>21-147 Formation of Animal Services District/Establishment of Permanent Rate Levy</p> <p>Question: Shall County form Animal Services District and adopt permanent rate levy of \$0.11 per \$1,000 assessed value beginning FY 2015-14?</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p>City of Yachats</p> <p>21-145 Charter Amendment Referred to the Voters by the City Council</p> <p>Question: Shall the Yachats City Charter be amended to remove certain restrictions on the City's purchase and sale of real property?</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p>Yachats Rural Fire Protection District</p> <p>21-148 Renewal of Local Option Tax for the Yachats Fire District</p> <p>Question: Shall Yachats Fire District renew its tax for operations of 61¢ per \$1,000 assessed value for five years beginning 2014-2015?</p> <p>This measure renews current local option taxes.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p>Seal Rock Rural Fire Protection District</p> <p>21-149 Continuation of Local Option Tax for Seal Rock RFPD</p> <p>Question: Shall the District levy a local option tax of \$0.20 per \$1,000 of assessed value for five years beginning 2014-2015?</p> <p>This measure renews current local option taxes.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p>

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STATE MEASURES

Referred to the People by the Legislative Assembly

77 Amends Constitution: Governor may declare “catastrophic disaster” (defined); requires legislative session; authorizes suspending specified constitutional spending restrictions

Result of “yes” vote: “Yes” vote grants Governor constitutional authority to declare “catastrophic disaster” (defined); requires legislative session; legislature may suspend specified constitutional spending restrictions to aid response, recovery.

Result of “no” vote: “No” vote retains Governor’s statutory authority to declare state of emergency; retains constitutional spending restrictions and constitutional restrictions on legislative authority without exception for emergency.

Summary: Amends Constitution. Currently, Governor has statutory, but not constitutional, authority to declare state of emergency and direct response to emergency. Measure grants Governor constitutional authority to declare and respond to natural or human-caused “catastrophic disaster” (defined). Authorizes Governor to redirect previously allocated General Fund and lottery monies to disaster response. Requires legislative session (under emergency conditions, if necessary) to enact implementing legislation; legislation may include temporarily suspending specified constitutional spending restrictions. Terminates Governor’s disaster spending authority upon enactment of law specifying purposes for which funds may be used. Limits disaster authority of Governor and legislature to 30 days unless legislature acts to shorten/lengthen period; such legislation may include any provision legislature deems necessary to provide “orderly transition” (undefined) to normal conditions. Other provisions.

Estimate of financial impact: Referral 401 allows for government action in the event of a catastrophic disaster. It grants the Governor temporary authority to redirect certain state monies from legislatively-approved purposes to disaster response. It requires the Governor to convene the legislature unless the Legislative Assembly is already in session or scheduled to convene within 30 days.

The financial effect of the measure is indeterminate.

78 Amends Constitution: Changes constitutional language describing governmental system of separation of powers; makes grammatical and spelling changes

Result of “yes” vote: “Yes” vote changes constitutional language describing separation of powers to refer to three “branches” (instead of three “departments”) of government; makes other grammatical, spelling changes.

Result of “no” vote: “No” vote retains existing constitutional language describing separation of powers between three “departments” of government (rather than three “branches” of government); retains misspelled, other language.

Summary: Amends constitution. Measure makes nonsubstantive changes to wording now contained in the Oregon constitution. Current state constitutional language describes the governmental separation of powers to be divided into three separate “departments”: Legislative, Executive (including Administrative), and Judicial. Measure revises this constitutional phrasing by changing it to refer to three separate “branches” of government, which conforms to more contemporary, commonly-used designations for these separate divisions of government. Measure changes the description of the two houses of the Legislature to two “chambers” of the Legislature (rather than two “branches” of the Legislature), which also reflects more modern designations for them. Measure additionally modernizes spelling and makes grammatical changes to replace existing references to the Secretary of State as “he,” “him,” and “his” with gender-neutral wording.

Estimate of financial impact: The measure will have no financial impact on state or local government revenues or expenditures.

Proposed by Initiative Petition

79 Amends Constitution: Prohibits real estate transfer taxes, fees, other assessments, except those operative on December 31, 2009

Result of “yes” vote: “Yes” vote prohibits state/local governments from imposing taxes, fees, assessments on transfer of any interest in real property, except those operative December 31, 2009.

Result of “no” vote: “No” vote retains existing law prohibiting local governments from imposing real estate transfer taxes/fees (with exceptions), allowing state legislature to impose such taxes/fees.

Summary: Amends constitution. Current statutory law prohibits a city, county, district, or other political subdivision or municipal corporation from imposing taxes or fees on the transfer of real estate (with certain exceptions). However, the state legislature has the authority, subject to Governor approval, to impose such taxes and fees or to change current statutory law. Measure prohibits the state and any city, county, district, or other political subdivision or municipal corporation from imposing taxes, fees, or other assessments based upon the transfer of any interest in real property or measured by the consideration paid or received upon the transfer of any interest in real property. Measure exempts from the prohibition any taxes, fees, or other assessments in effect and operative on December 31, 2009. Other provisions.

Estimate of financial impact: There is no financial impact on state or local government expenditures or revenues.

80 Allows personal marijuana, hemp cultivation/use without license; commission to regulate commercial marijuana cultivation/sale

Result of “yes” vote: “Yes” vote allows commercial marijuana (cannabis) cultivation/sale to adults through state-licensed stores; allows unlicensed adult personal cultivation/use; prohibits restrictions on hemp (defined).

Result of “no” vote: “No” vote retains existing civil and criminal laws prohibiting cultivation, possession and delivery of marijuana; retains current statutes that permit regulated medical use of marijuana.

Summary: Currently, marijuana cultivation, possession and delivery are prohibited; regulated medical marijuana use permitted. Measure replaces state, local marijuana laws except medical marijuana and driving under the influence laws; distinguishes “hemp” from “marijuana”; prohibits regulation of hemp. Creates commission to license marijuana cultivation by qualified persons and to purchase entire crop. Commission sells marijuana at cost to pharmacies, medical

research facilities and to qualified adults for profit through state-licensed stores. Ninety percent of net proceeds goes to state general fund, remainder to drug education, treatment, hemp promotion. Bans sales to, possession by minors. Bans public consumption except where signs permit, minors barred. Commission regulates use, sets prices, other duties; Attorney General to defend against federal challenges/prosecutions. Provides penalties. Effective January 1, 2013; other provisions.

Estimate of financial impact: This measure legalizes the private manufacture, possession and use of cannabis in Oregon. Investigations and prosecutions for related offenses would no longer take place after the effective date of this measure. State and local expenditures and revenues will be impacted by passage of this measure.

The measure creates the Oregon Cannabis Commission, appointed by the Governor, to carry out the provisions of the measure. The state’s Chief Financial Office believes the appointment of the commission will not add noteworthy cost to state expenditures.

The cost of operating the Commission may be similar to the cost of operating the existing Oregon Liquor Control Commission, which is about \$22 million per year, excluding the variable expenses related to compensating liquor store owners and paying bank card fees. Total additional revenues to state government are indeterminate, but revenues are likely to be sufficient to offset the expenditures of the Commission.

The measure requires the Oregon Cannabis Commission to consult with the Board of Pharmacy on various issues and, if practicable, to establish certain rules. As the Commission is not granted rule-making authority, the Board of Pharmacy may be called upon to establish those rules. The Board of Pharmacy estimates the need for one half-time pharmacist, at a cost of approximately \$75,000 per year, to carry out these additional duties.

State expenditures would be reduced by the amount that the state pays for felony offenders with related convictions in prison and on probation. The savings to the state as a result of the passage of this measure is estimated to be between \$1.4 million and \$2.4 million a year.

The measure prohibits the disclosure of names and addresses of applicants, licensees, and purchasers of cannabis except upon the person’s request. The Oregon Judicial Department estimates additional expenditures of between \$1.6 million and \$3.3 million per year to ensure court case files do not contain such names or addresses prior to allowing them to be viewed by parties to a case, the public, or the media.

The amount of the impact for local law enforcement, district attorneys, and the courts is indeterminate.

Operation of the Commission

Impact on Expenditures: May increase \$22 million per year

Impact on Revenue: Indeterminate, but likely sufficient to cover expenditures

Board of Pharmacy

Impact on Expenditures: Increase \$75,000 per year

Impact on Revenue: None

Felony convictions

Impact on Expenditures: Decrease of \$1.4 - \$2.4 million per year

Impact on Revenue: None

State Courts

Impact on Expenditures: Increase of \$1.6 - \$3.3 million per year

Impact on Revenue: None

Total Impact to the State:

Impact on Expenditures: May increase \$22.3 - \$23 million per year

Impact on Revenue: Indeterminate, but likely sufficient to cover expenditures

Impact to Local Government:

Impact on Expenditures: Indeterminate

Impact on Revenue: Indeterminate

81 Prohibits commercial non-tribal fishing with gillnets in Oregon “inland waters,” allows use of seine nets

Result of “yes” vote: “Yes” vote changes commercial non-tribal fishing in Oregon “inland waters” (defined) by banning gillnets, adopting other regulatory changes; recreational salmon fishers ensured their recent share.

Result of “no” vote: “No” vote continues current commercial fishing practices, retains laws allowing gillnets, leaves other current

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regulations in place; continues annual adjustment of recreational salmon harvest share.

Summary: Current law allows commercial salmon fishing in Columbia River only with gillnets; requires recreational salmon fishers' percentage share of overall salmon catch to be readjusted annually; allows issuing of gillnet permits within limit of 200; recognizes gillnet licenses as valid in Columbia River in both Oregon and Washington waters. Measure bans commercial gillnet fishing by non-tribal fishers in Oregon "inland waters" (defined); requires Oregon Fish and Wildlife Commission to permit use of "seine nets" (defined) instead; ensures that recreational salmon fishers' percentage of overall salmon catch remains at 2007-2011 levels; prohibits purchase of salmon caught by gillnet by non-tribal fishers in Oregon inland waters; prohibits issuing of additional gillnet permits; repeals statute recognizing validity of gillnet licenses in Oregon and Washington waters. Other provisions.

Estimate of financial impact: This measure eliminates commercial non-tribal gillnet fishing, establishes the legal use of seine fishing, and may allow fixed fishing gear on the Columbia River. The measure requires the state to evaluate mortality associated with seine and fixed fishing gear as it relates to endangered salmon, steelhead, and other species. The measure will increase state government expenditures by \$150,000 per year for staff and supplies to perform ongoing required research and monitoring, and will decrease state government revenues by \$551,654 to \$749,144 per year from state income taxes, permits, licenses, and surcharges received from the current non-tribal gillnet and tangle net fisheries, boats and licensees. The amount of state government revenue that will result in the future from the transition to seine net fishing and commercial harvest and resultant state income taxes, permits, licenses and surcharges on a seine net based fishing industry on the Columbia River or other inland waters is indeterminate.

This measure does not affect local government.

82 Amends Constitution: Authorizes establishment of privately-owned casinos; mandates percentage of revenues payable to dedicated state fund

Result of "yes" vote: "Yes" vote amends state constitution to authorize privately-owned casinos; requires such casinos to give percentage of monthly revenue to State Lottery for specified purposes.

Result of "no" vote: "No" vote maintains current state of the law, which does not authorize any privately-owned casino within state; tribal casinos authorized pursuant to gaming compacts.

Summary: Amends constitution. Currently, Oregon Constitution prohibits the operation of privately-owned, non-tribal casinos within the state. Under measure, State Lottery shall permit the operation of privately-owned casinos within the state, provided that the particular operation is approved through an initiative law. Privately-owned casinos must be located within an incorporated city, and city electors must also approve casino location. The privately-owned casino shall pay 25% of adjusted gross revenues each month to a dedicated state fund for the purposes of fostering job growth, educational achievement, vibrant local communities, protecting and improving natural environment, and supporting all federally recognized Indian tribes in Oregon. Amendment prohibits the operation of privately-owned casino within 60-mile radius of existing tribal casino operating on reservation land.

Estimate of financial impact: This measure has an indeterminate financial impact. Currently the Constitution prohibits casinos in Oregon, and this measure amends the Constitution to allow casinos. However, if the measure is adopted, there may be a financial impact to certain local government entities that receive revenue derived from tribal gaming operations, because tribal gaming revenues may decline.

83 Authorizes privately-owned Wood Village casino; mandates percentage of revenues payable to dedicated state fund

Result of "yes" vote: "Yes" vote authorizes a single privately-owned casino in Wood Village; requires casino to give percentage of monthly revenue to State Lottery for specified purposes.

Result of "no" vote: "No"

vote maintains current state of the law, which does not authorize any privately-owned casino within state; tribal casinos authorized pursuant to gaming compacts.

Summary: Currently, Oregon Constitution prohibits privately-owned casinos within state. Under measure, State Lottery shall issue renewable 15-year lease permitting owner of former Multnomah Kennel Club in Wood Village to operate gaming devices, table games, keno, and other games of chance at that site. Measure would become operative only if constitution is amended to permit privately-owned casinos within state. Casino operator shall pay 25% of adjusted gross revenues monthly to State Lottery. Lottery shall deposit 20% of adjusted gross revenues into Job Growth, Education and Communities Fund (separate from general fund), and 80% in State Lottery Fund. Moneys in the Job Growth fund are apportioned to the incorporated cities adjoining casino, Indian tribes, law enforcement, and gambling treatment services. Other provisions.

Estimate of financial impact: The financial impact of the measure is indeterminate. This measure authorizes a single privately owned casino in Multnomah County. The measure requires a minimum investment of \$250 million in the casino property. The measure sets limits on the number of slot machines and table games at 3,500 and 150, respectively.

If the casino is built, the following direct financial impacts on state and local government will result (millions of dollars):

25% Casino revenue transferred to State and local governments

Low estimate of impact \$83

High estimate of impact \$94

Reduction in State Video Lottery earnings

Low estimate of impact -\$51

High estimate of impact -\$40

Net Revenue to State and local governments

Low estimate of impact \$32

High estimate of impact \$54

The impacts listed above depend on initial assumptions, including a \$300 million investment in the casino property, as well as 2,200 slot machines and 100 table games. To the extent that actual investment and

build differ significantly from these assumptions, the impact to state and local governments would also vary. Thus the overall impact of this measure on state and local government revenue is indeterminate.

84 Phases out existing inheritance taxes on large estates, and all taxes on intra-family property transfers

Result of "yes" vote: "Yes" vote phases out existing inheritance/estate taxes on large estates, death-related property transfers, and taxes on certain intra-family property transfers; reduces state revenue.

Result of "no" vote: "No" vote retains existing estate/inheritance taxes on estates with value of at least \$1 million; tax on all income-producing intra-family property transfers.

Summary: Current state law imposes one-time tax on estate of person dying on/after January 1, 2012, if estate's gross value—determined by federal law as of December 31, 2010—is at least \$1,000,000. Current law taxes income-producing property sales, regardless of parties' relationship. Measure incrementally phases out estate/inheritance tax, tax on property transfers between "family members" (defined), and tax on property transferred in connection with person's death; prohibits imposition of such taxes on property of person dying on/after January 1, 2016. Allows state to cooperate with other states and federal government in administering those entities' estate/inheritance taxes; permits fees on probate and other transactions that may occur following person's death. Measure reduces state revenues; provides no replacement. Other provisions.

Estimate of financial impact: This measure phases out existing estate taxes, which will reduce state revenue by approximately \$17 million in fiscal year 2013-14, approximately \$43 million in 2014-15, and approximately \$72 million in 2015-16 as Oregon's existing estate tax is phased out. Thereafter the measure will reduce state revenue by approximately \$120 million per year, depending upon growth in estate values.

This measure also prohibits all taxes on transfers of property between family members, and phases out existing taxes on those

transfers. The current amount of those transfers, and the changes that might occur given elimination of taxes on those transfers are unknown, therefore the impact of this part of the measure is indeterminate.

85 Amends Constitution: Allocates corporate income/excise tax "kicker" refund to additionally fund K through 12 public education

Result of "yes" vote: "Yes" vote allocates the corporate income and excise tax "kicker" refund to the General Fund to provide additional funding for K through 12 public education.

Result of "no" vote: "No" vote retains existing corporate income and excise tax "kicker" that requires refund to corporations when revenue exceeds estimated collections by two percent or more.

Summary: Amends constitution. Before each biennium, the governor must prepare an estimate of revenues expected to be received by the General Fund for the next biennium. The General Fund is the primary funding source for schools, prisons, social services other state-funded programs/services. Current law requires an automatic "kicker" refund to taxpayers of corporate income and excise tax revenue that exceeds estimated collections by two percent or more. Measure allocates the corporate income and excise tax "kicker" refund to the General Fund to provide additional funding for K through 12 public education. Measure does not change the constitutional personal income tax "kicker" provision that requires a refund to individual taxpayers when personal income tax revenue exceeds estimated revenue by two percent or more. Other provisions.

Estimate of financial impact: The financial impact of this measure is indeterminate because it is affected by unknown future events. If corporation tax receipts exceed the state forecast by two percent or more for a two-year budget period beginning July 2013 or later, this measure will increase the amount retained in the state General Fund relative to current law. In addition, state expenditures will increase by the same amount. If this measure had been in place for the past ten budget periods, the increases would have ranged from \$101 million to \$203 million in each of three of those periods.

Sample Ballot-Lincoln County, Oregon | November 6, 2012

COUNTY MEASURES

21-144 Children's Trust of Lincoln County: Investing in Our Children's Future

QUESTION: Shall County levy 35¢ per \$1000 assessed value for five years beginning in 2013-2014 to support children's programs and services?

This measure may cause property taxes to increase more than three percent.

SUMMARY: Measure would finance County establishment of dedicated funds for a Children's Trust providing grants for children's programs and services. Approval of this measure would allow Lincoln County to provide funding for children's programs and services for all areas of Lincoln County, including all cities.

Funds will be focused on but not limited to programs for:

- **Child Abuse Prevention and Intervention:** assistance to abused children and abuse prevention programs for parents and related programs and services.
- **Early Childhood Education and Childcare:** preparing children for success and providing affordable quality childcare and related programs and services.
- **Outside-of-School Child Development:** helping children achieve, stay safe, and develop positive behaviors for community membership. Includes tutoring, mentoring, the arts, athletics, nutrition, homeless youth services, and mental health and substance abuse services and related programs and services.

Accountability:

- Cost effective programs with proven records of success
- Citizen Allocation Committee representing all parts of the County
- Funds awarded through competitive process
- County fiscal agent for funds

A home valued at \$200,000 pays \$70 per year, or less.

It is estimated that this measure would raise approximately \$2.40 million in tax revenues for 2013-2014, \$2.44 million in tax revenues for 2014-2015, \$2.50 million in tax revenues for 2015-2016, \$2.54 million in tax revenues for 2016-2017, and \$2.59 million in tax revenues for 2017-2018. The estimated tax cost for this

measure is an ESTIMATE only based on the best information available from the county assessor at the time of estimate.

21-146 Advisory Vote/ Amending Constitution Addressing Corporate/ Union Political Speech

QUESTION: Should citizens urge Congress/Oregon Legislature to amend Constitution to clarify corporation/ union political speech rights, allowing campaign finance regulation and limits?

SUMMARY: This is a non-binding advisory vote submitted by the Lincoln County Board of Commissioners to the citizens of Lincoln County. It asks voters if they desire to urge the Oregon State Legislature and United States Congress to overturn recent United States Supreme Court decisions in *Citizens United v. The Federal Elections Commission* and *American Tradition Partnership, Inc. v. Bullock and the State of Montana* (holding that under the United States Constitution's First Amendment corporations and unions are "persons" who should be treated the same as individuals in political speech, thereby striking down campaign finance restrictions on corporate and union spending to influence elections, candidate selection and votes in both federal and state elections). Yes vote expresses the desire to amend the Federal Constitution to allow the regulation, limitation, or prohibition of contributions and expenditures of corporations and unions in political election campaigns. No vote indicates the desire to maintain the current law as interpreted by the Supreme Court and to treat corporations and unions as persons with the same political speech rights as individuals.

21-147 Formation of Animal Services District/Establishment of Permanent Rate Levy

QUESTION: Shall County form Animal Services District and adopt permanent rate levy of \$0.11 per \$1,000 assessed value beginning FY 2013-14?

SUMMARY: Lincoln County initiated formation of a countywide Animal Services District and adoption of a permanent rate levy, both subject to voter approval. The intent of this measure is to replace the existing voter approved five year local option tax with a permanent rate levy to stabilize future funding for animal shelter and animal control services.

The District formation was approved by all the cities in Lincoln County.

Approval of this measure authorizes formation of the Lincoln County Animal Services District and adopts a permanent rate levy of \$0.11 (11 cents) per \$1,000 of assessed value beginning Fiscal Year (FY) 2013-14 as the annual maximum rate of operating taxes for the District to continue to provide stable funding for animal shelter and animal control services for all areas of Lincoln County, including all cities. The permanent rate levy will replace the existing voter approved \$0.11 (11 cents) per \$1,000 local option tax for animal services beginning Fiscal Year 2013-14. The County will cease collecting the local option tax if this measure is approved.

CITY OF YACHATS

21-145 Charter Amendment Referred to the Voters by the City Council

QUESTION: Shall the Yachats City Charter be amended to remove certain restrictions on the City's purchase and sale of real property?

SUMMARY: The City Council of Yachats reviewed the current City Charter and voted to place this proposed Charter amendment on the November 6, 2012 ballot. If approved by the voters, the amended Charter would go into effect January 1, 2013. The proposed Charter amendment would eliminate the requirement for voter pre-approval of the City's purchase or sale of real property. The proposed Charter amendment would allow the City Council to make decisions on the purchase or sale of real property without first presenting the issue to City voters. All other requirements for final City Council action would remain in effect, including public meeting requirements and voter approval of general obligation bonds that might be sought to finance the purchase of real property. The City Council determined that the City of Yachats is the only Oregon city with a charter requiring voter pre-approval of real property transactions.

YACHATS RURAL FIRE PROTECTION DISTRICT

21-148 Renewal of Local Option Tax for the Yachats Fire District

QUESTION: Shall Yachats Fire District renew its tax for operations of 61¢ per \$1000 assessed value for five years beginning 2014-2015?

This measure renews current local option taxes.

SUMMARY: Approval of this measure would renew the current five year local option tax set to expire in tax year 2013-2014, at the same rate now in effect, for an additional five years.

It is estimated that this measure would raise approximately \$308,409.00 in tax revenues for 2014-2015, \$317,661.00 in tax revenues for 2015-2016, \$327,191.00 in tax revenues for 2016-2017, \$337,007.00 in tax revenues for 2017-2018, and \$347,117.00 in tax revenues for 2018-2019.

Revenues would be used by the Yachats Rural Fire Protection District to continue to staff Emergency Medical Services, pay the operating costs of the District, replace older vehicles, continue expanded training, and purchase protective equipment, hose and other small equipment.

SEAL ROCK RURAL FIRE PROTECTION DISTRICT

21-149 Continuation of Local Option Tax for Seal Rock RFPD

QUESTION: Shall the District levy a local option tax of \$0.20 per \$1,000 of assessed value for five years beginning 2014-2015?

This measure renews current local option taxes.

SUMMARY: Approval of this measure would allow the District to retain a full time fire chief and pay expenses related to that position.

The District has only one full time employee, the chief. The chief is responsible for effectively managing the District and its resources, recruiting and training volunteer firefighters, complying with governmental regulations, adhering to industry standards, applying for grants and other responsibilities designated by the Board of Directors of the District.

This levy is a continuation of the levy approved by the voters in 2008. The rate of the levy remains the same as previously approved at \$0.20 per \$1,000 of assessed valuation. The proposed rate will raise approximately \$91,582 in 2014-2015; \$94,330 in 2015-2016; \$97,160 in 2016-2017; \$100,075 in 2017-2018; and \$103,077 in 2018-2019. The estimated cost for this measure is an ESTIMATE ONLY based on the best information available from the County Assessor at the time of the estimate.