

**SAMPLE BALLOT - GENERAL ELECTION
LINCOLN COUNTY, OREGON — NOVEMBER 3, 1998**

ONLY THE APPROPRIATE CANDIDATES AND MEASURES FOR EACH PRECINCT WILL APPEAR ON THAT PRECINCT'S BALLOT

VOTING INSTRUCTIONS: BLACKEN THE OVAL (○) TO THE LEFT OF YOUR CHOICE. TO WRITE-IN A NAME, YOU MUST BLACKEN THE OVAL (○) TO THE LEFT OF THE DOTTED LINE, AND WRITE THE NAME ON THAT DOTTED LINE. USE A PENCIL ONLY.

NATIONAL

**UNITED STATES SENATOR
VOTE FOR ONE**

- JIM BREWSTER
Libertarian
- DEAN M. BRAA
Socialist
- RON WYDEN
Democrat
- MICHAEL A. CAMPBELL
Natural Law
- KARYN MOSKOWITZ
Pacific
- JOHN LIM
Republican

**UNITED STATES REPRESENTATIVE
IN CONGRESS, 5TH DISTRICT
VOTE FOR ONE**

- JIM BURNS
Natural Law
- BLAINE THALLHEIMER
Libertarian
- MARYLIN SHANNON
Republican
- ED DOVER
Socialist
- MICHAEL DONNELLY
Pacific
- DARLENE HOOLEY
Democrat

STATE

**GOVERNOR
VOTE FOR ONE**

- RICHARD P. BURKE
Libertarian
- BLAIR BOBIER
Pacific
- ROGER G. WEIDNER
Reform
- BILL SIZEMORE
Republican
- PATTI STEURER
Natural Law
- TREY SMITH
Socialist
- JOHN KITZHABER
Democrat

**STATE REPRESENTATIVE, 4TH DISTRICT
VOTE FOR ONE**

- ALAN BROWN
Republican
- TERRY THOMPSON
Democrat

COUNTY

**LINCOLN COUNTY COMMISSIONER,
POSITION NO. 1, 4 YEAR TERM
VOTE FOR ONE**

- JOHN PUNG
Independent
- EDWARD JOHNSTON
Independent
- MARGARET J. BRUNETTE
Republican
- DON LINDLY
Democrat

**LINCOLN COUNTY COMMISSIONER,
POSITION NO. 3, 4 YEAR TERM
VOTE FOR ONE**

- VALERIE PAYNE
Democrat
- KAREN L. GERTTULA
Republican

NONPARTISAN

SUPERINTENDENT OF PUBLIC INSTRUCTION

VOTE FOR ONE

- STAN BUNN
- MARGARET CARTER

STATE JUDICIARY

JUDGE OF THE SUPREME COURT, POSITION NO. 7

VOTE FOR ONE

- BOB TIERNAN
- WILLIAM RIGGS

JUDGE OF THE SUPREME COURT, POSITION NO. 4

VOTE FOR ONE

- SUSAN M. LEESON
Incumbent

**JUDGE OF THE COURT OF APPEALS,
POSITION NO. 4**

VOTE FOR ONE

- VIRGINIA L. LINDER
Incumbent

**JUDGE OF THE COURT OF APPEALS,
POSITION NO. 7**

VOTE FOR ONE

- ROBERT WOLLHEIM
Incumbent

COUNTY

**LINCOLN COUNTY SHERIFF
4 YEAR TERM
VOTE FOR ONE**

- JOHN O'BRIEN
- CHARLES (CHUCK) BERGMAN

**LINCOLN COUNTY CLERK
4 YEAR TERM
VOTE FOR ONE**

- DANA W. JENKINS

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**LINCOLN COUNTY SOIL AND WATER
CONSERVATION DISTRICT**

DIRECTOR-ZONE 1 - 4 YEAR TERM-Vote for One
NO CANDIDATE FILED

○ -----

DIRECTOR-ZONE 2 - 4 YEAR TERM-Vote for One
NO CANDIDATE FILED

○ -----

DIRECTOR-ZONE 5 - 2 YEAR TERM-Vote for One
NO CANDIDATE FILED

○ -----

DIRECTOR-AT LARGE-4 YEAR TERM-Vote for One
○ JOSEPH J. STEENKOLK

○ -----

DIRECTOR-AT LARGE-2 YEAR TERM-Vote for One.
NO CANDIDATE FILED

○ -----

**CENTRAL LINCOLN PEOPLE'S
UTILITY DISTRICT**

DIRECTOR-SUBDIVISION NO. 1 - 4 YEAR TERM
VOTE FOR ONE

○ RON BENFIELD

○ -----

**CENTRAL LINCOLN PEOPLE'S
UTILITY DISTRICT**

DIRECTOR-SUBDIVISION NO. 2 - 4 YEAR TERM
VOTE FOR ONE

○ GEORGE F. BROWNING

○ THERESA SHIVERS-WISNER

○ LARKIN KALIHAR

○ -----

CITY OF DEPOE BAY

MAYOR - 2-YEAR TERM
VOTE FOR ONE

○ RON NOWARK

○ GARY HOAGLAND

○ -----

COUNCIL MEMBER - POSITION NO. 4
4 YEAR TERM - VOTE FOR ONE

○ BRUCE SILVER

○ DENO MARTINEAU

○ -----

COUNCIL MEMBER - POSITION NO. 5
4 YEAR TERM - VOTE FOR ONE

○ SARA MACH

○ MIKE LAVERTY

○ -----

COUNCIL MEMBER - POSITION NO. 6
4 YEAR TERM - VOTE FOR ONE

○ BILL DURST

○ -----

CITY OF LINCOLN CITY

MAYOR - 4 YEAR TERM
VOTE FOR ONE

○ MICHAEL E. HOLDEN

○ -----

COUNCIL MEMBER - WARD I
4 YEAR TERM - VOTE FOR ONE

○ WES RYAN

○ -----

COUNCIL MEMBER - WARD II
4 YEAR TERM - VOTE FOR ONE

○ PEGGY PREISZ

○ -----

COUNCIL MEMBER - WARD III
4 YEAR TERM - VOTE FOR ONE

○ MARCIA BURDETTE

○ -----

CITY OF NEWPORT

MAYOR - 2 YEAR TERM
VOTE FOR ONE

○ MARK D. JONES

○ -----

COUNCIL MEMBERS - 4 YEAR TERMS
VOTE FOR THREE

○ DOUG UPDENKELDER

○ RICH BELLONI

○ JOHN REHFUSS

○ BRADFORD WILLIAM NUDD

○ STEPHEN R. HAMMOND

○ -----

○ -----

○ -----

○ -----

CITY OF SILETZ

MAYOR - 2 YEAR TERM
VOTE FOR ONE

○ DANIEL E. RILATOS

○ -----

COUNCIL MEMBER - POSITION NO. 1
4 YEAR TERM - VOTE FOR ONE

○ DANIEL A. SMITH

○ -----

COUNCIL MEMBER - POSITION NO. 4
4 YEAR TERM - VOTE FOR ONE

○ RAYMOND L. GOODELL

○ -----

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CITY OF TOLEDO

**MAYOR - 2 YEAR TERM
VOTE FOR ONE**

○ SHARON BRANSTITER

CITY OF WALDPART

**MAYOR - 2 YEAR TERM
VOTE FOR ONE**

○ PHYLLIS BOEHME

○ KIM D. LEHMANN

**COUNCIL MEMBERS - 4 YEAR TERMS
VOTE FOR THREE**

○ HERMAN WELCH

○ SUSAN SWANDER

○ GENE MOORE

**COUNCIL MEMBERS - 2 YEAR TERMS
VOTE FOR TWO**

○ (ED) EDWARD C. PETERSON

○ GEORGE D. MACGREGOR

CITY OF YACHATS

**MAYOR - 2 YEAR TERM
VOTE FOR ONE**

○ BERT JOHNSTONE

○ ARTHUR ROBERTS

**COUNCIL MEMBERS - 4 YEAR TERMS
VOTE FOR TWO**

○ PAUL D. PLUNK

○ DANIEL A. SERBU

○ ANDREA M. SCHARF

○ SUSANNE S. SMITH

STATE MEASURES

SEE TEXT OF MEASURES ON SEPARATE SHEET OR POSTED IN VOTING BOOTH

REFERRED TO THE PEOPLE BY THE LEGISLATIVE ASSEMBLY

54 AMENDS CONSTITUTION: AUTHORIZES STATE TO GUARANTEE BONDED INDEBTEDNESS OF CERTAIN EDUCATION DISTRICTS

○ YES RESULT OF "YES" VOTE: "Yes" vote authorizes state to guarantee general obligation bonds issued by certain education districts.

○ NO RESULT OF "NO" VOTE: "No" vote retains prohibition against state guarantee of general obligation bonds issued by education districts.

55 AMENDS CONSTITUTION: PERMITS STATE TO GUARANTEE EARNINGS ON PREPAID TUITION TRUST FUND

○ YES RESULT OF "YES" VOTE: Vote "Yes" to authorize state to guarantee earnings under tuition trust fund program.

○ NO RESULT OF "NO" VOTE: Vote "No" to refuse authorization to guarantee earnings under tuition trust fund program.

56 EXPANDS NOTICE TO LANDOWNERS REGARDING CHANGES TO LAND USE LAWS

○ YES RESULT OF "YES" VOTE: "Yes" vote requires governments to mail notice to landowners regarding changes to land use laws.

○ NO RESULT OF "NO" VOTE: "No" vote retains current notice requirements, which do not require mailed notice to landowners.

REFERRED TO THE PEOPLE BY REFERENDUM PETITION

57 MAKES POSSESSION OF LIMITED AMOUNT OF MARIJUANA CLASS C MISDEMEANOR

○ YES RESULT OF "YES" VOTE: "Yes" vote makes possession of less than one ounce of marijuana a Class C misdemeanor.

○ NO RESULT OF "NO" VOTE: "No" vote retains statute making possession of less than one ounce of marijuana a violation.

PROPOSED BY INITIATIVE PETITION

58 REQUIRES ISSUING COPY OF ORIGINAL OREGON BIRTH CERTIFICATE TO ADOPTEES

○ YES RESULT OF "YES" VOTE: "Yes" vote requires issuing copy of original Oregon birth certificate to adult adoptees upon request.

○ NO RESULT OF "NO" VOTE: "No" vote retains confidentiality of original Oregon birth certificate of adoptees unless court orders disclosure.

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59 AMENDS CONSTITUTION: PROHIBITS USING PUBLIC RESOURCES TO COLLECT MONEY FOR POLITICAL PURPOSES

- YES **RESULT OF "YES" VOTE:** "Yes" vote prohibits using public resources to collect or help collect political funds.
- NO **RESULT OF "NO" VOTE:** "No" vote rejects prohibition on using public resources to collect or help collect political funds.

60 REQUIRES VOTE BY MAIL IN BIENNIAL PRIMARY, GENERAL ELECTIONS

- YES **RESULT OF "YES" VOTE:** "Yes" vote amends existing law to require vote by mail in biennial primary, general elections.
- NO **RESULT OF "NO" VOTE:** "No" vote retains current law prohibiting vote by mail in biennial primary or general elections.

61 CHANGES MINIMUM SENTENCES FOR LISTED CRIMES, INCLUDING CERTAIN REPEAT OFFENSES

- YES **RESULT OF "YES" VOTE:** "Yes" vote changes minimum sentences for listed crimes, including certain repeat offenses.
- NO **RESULT OF "NO" VOTE:** "No" vote retains present sentencing statutes and guidelines for listed crimes, including repeat offenses.

62 AMENDS CONSTITUTION: REQUIRES CAMPAIGN FINANCE DISCLOSURES; REGULATES SIGNATURE GATHERING; GUARANTEES CONTRIBUTION METHODS

- YES **RESULT OF "YES" VOTE:** "Yes" vote requires additional campaign finance disclosures; regulates signature gathering; guarantees certain contribution methods.
- NO **RESULT OF "NO" VOTE:** "No" vote rejects requiring additional campaign finance disclosures, regulating signature gathering, guaranteeing certain contribution methods.

63 AMENDS CONSTITUTION: MEASURES PROPOSING SUPERMAJORITY VOTING REQUIREMENTS REQUIRE SAME SUPERMAJORITY FOR PASSAGE

- YES **RESULT OF "YES" VOTE:** "Yes" vote allows passage of greater-than-majority voting requirements only by equally large majority.
- NO **RESULT OF "NO" VOTE:** "No" vote allows simple majority to pass measures that impose greater-than-majority voting requirements.

64 PROHIBITS MANY PRESENT TIMBER HARVEST PRACTICES, IMPOSES MORE RESTRICTIVE REGULATIONS

- YES **RESULT OF "YES" VOTE:** "Yes" vote adopts restrictions on timber harvest practices, including federal regulation, allows citizen-suit enforcement.
- NO **RESULT OF "NO" VOTE:** "No" vote retains current regulations concerning timber harvest practices.

65 AMENDS CONSTITUTION: CREATES PROCESS FOR REQUIRING LEGISLATURE TO REVIEW ADMINISTRATIVE RULES

- YES **RESULT OF "YES" VOTE:** "Yes" vote creates process for petitioning legislature to require its review of administrative rules.
- NO **RESULT OF "NO" VOTE:** "No" vote keeps system not requiring legislative approval for administrative rules to remain in effect.

66 AMENDS CONSTITUTION: DEDICATES SOME LOTTERY FUNDING TO PARKS, BEACHES; HABITAT, WATERSHED PROTECTION

- YES **RESULT OF "YES" VOTE:** "Yes" vote dedicates 15 percent lottery funding to parks, beaches; salmon, wildlife habitat, watershed protection.
- NO **RESULT OF "NO" VOTE:** "No" vote retains system restricting state lottery funding to job creation, economic development, public education.

67 ALLOWS MEDICAL USE OF MARIJUANA WITHIN LIMITS; ESTABLISHES PERMIT SYSTEM

- YES **RESULT OF "YES" VOTE:** "Yes" vote allows medical use of marijuana within specified limits; establishes state-controlled permit system.
- NO **RESULT OF "NO" VOTE:** "No" vote retains Oregon criminal, civil forfeiture laws prohibiting possession, delivery and production of marijuana.

COUNTY

LINCOLN COUNTY LIBRARY DISTRICT

21-57 LOCAL OPTION TAX FOR LINCOLN COUNTY LIBRARY DISTRICT

- YES **QUESTION:** Shall a local option tax of 12 cents per \$1,000 of assessed value for 5 years be approved?
- NO

This measure would impose a five year local option tax.

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

SUMMARY: The Lincoln County Library District provides services to all unincorporated area residents of Lincoln County and residents of Depoe Bay, Siletz and Waldport. District residents have fee-free access to the libraries in Lincoln City, Newport, Siletz, Toledo and Waldport. Approval of this measure would fund additional library services. Approximately 2/3 of the revenue would be used to increase funding for these libraries. The remaining funds would be used for Library District programs that would include expanding the inter-library book loan program, increasing access to magazines and reference materials, and providing outreach services to homebound patrons and rural children.

The levy proposed is a local option tax of 12 cents per \$1,000 of assessed value.

It is estimated that this measure would raise approximately \$234,119 in tax revenues for 1999-2000, \$241,143 in tax revenues for 2000-2001, \$248,377 in tax revenues for 2001-2002, \$255,829 in tax revenues for 2002-2003, and \$263,503 in tax revenues for 2003-2004, for Library District services.

PROPOSED BEAR VALLEY SPECIAL ROAD DISTRICT

21-59 FORMATION OF BEAR VALLEY SPECIAL ROAD DISTRICT

- YES **QUESTION:** Shall this road district be formed with a permanent operating tax rate limit of \$1.50 per \$1000 assessed property value?
- NO

SUMMARY: Approval of this measure would form Bear Valley Special Road District, a special road district in the Otis area of Lincoln County.

Approval of this measure would also approve a permanent rate limit for the district of \$1.50 per \$1,000 assessed property value as the maximum rate of operating taxes for the district.

The boundaries of the proposed district consist of the entirety of N Deer Drive, the entirety of N Alder Court, and all parcels of property which directly abut on either of those two public roads, except for tax lot 2701 on Assessor's Map 6-10-34-C, tax lot 2901 on Assessor's map 6-10-34-D, and tax lots 103 and 700 on Assessor's map 7-10-3-BA.

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**PROPOSED CALIFORNIA STREET
SPECIAL ROAD DISTRICT**

**21-58 FORMATION OF CALIFORNIA STREET
SPECIAL ROAD DISTRICT**

- YES **QUESTION:** Shall this road district be formed with a permanent operating tax rate limit of 85¢ per \$1000 assessed property value?
- NO

SUMMARY: Approval of this measure would form California Street Special Road District in an unincorporated area of Lincoln County adjacent to Highway 101 between Waldport and Yachats.

Approval of this measure would also approve a permanent rate limit for the district of 85 cents per \$1,000 assessed property value as the maximum rate of operating taxes for the district.

The boundaries of the proposed district consist of the entirety of Blocks 5, 6, 7, 8, 17, 18, 19 (except lots 14 through 16), and 20 (except lots 4 through 13) all property in the South half of Blocks 4, 9, and 16, and Lots 20, 21, and 22 of Block 21, San Marine subdivision; plus all lots in Partition Plat 1995-24; plus all lots in the Broad View subdivision which abut on Tunahaff Avenue NE, Mason Avenue NE, Colfax Avenue NE, and Utah Street NE; plus all of the public roads adjacent to those properties (which includes the above described roads, plus portions of Oregon Street NE, California Street NE, Nevada Street NE, Beaver Avenue NE, Mason Avenue NE, Colfax Avenue NE, and Arizona Street NE).

CITY OF LINCOLN CITY

**21-60 BONDS TO ACQUIRE AND PRESERVE
OPEN SPACE.**

- YES **QUESTION:** To preserve open space, protect forested areas, wildlife habitat, water quality, shall City issue \$3 million in general obligation bonds? If the bonds are approved, they will be payable from taxes on property and property ownership that are not subject to the limits of sections 11 and 11b, Article XI of the Oregon Constitution.
- NO

SUMMARY: Preserves specified open space in Lincoln City and the urban growth boundary. Approved bonds will:

- Preserve open space for future generations.
- Maintain water quality in lakes and streams.
- Protect and enhance wetlands.
- Enhance the City's scenic beauty.

Preserving open spaces provide a balance to development within the Lincoln City urban area: Bond proceeds will be used to:

- Buy property, or rights, to keep land as open space.
- Pursue other ways, such as grants, to achieve the same purpose.

Provide improvements, only if consistent with the primary purposes of preserving open space, for protecting water quality, preventing erosion, retaining forested areas, and providing wildlife habitat.

Pay bond issuance, open space acquisition and related expenses.

Bond proceeds will not be used for operating expenses. Acquisitions will be only from willing sellers. The use of funds will be governed by the City Council's August 24, 1998 Policy Regarding Use of Bond Funds for Open Space Acquisition.

Bonds will mature in up to 20 years. Average estimated bond cost is 48 cents per \$1,000 of assessed value per year.

CITY OF NEWPORT

**21-56 CITY OF NEWPORT GENERAL
OBLIGATION BOND AUTHORIZATION**

- YES **QUESTION:** Shall the City issue general obligation bonds to finance wastewater system improvements in an amount not exceeding \$11,600,000? If the bonds are approved, they will be payable from taxes on property or property ownership that are not subject to the limits of Section 11 or 11b, Article XI of the Oregon Constitution.
- NO

SUMMARY: If this measure is approved, it will finance a portion of the costs to:

- acquire land for, and construct and equip a new wastewater treatment plant;
- construct, repair and improve the existing wastewater system; and
- pay bond issuance costs.

Bonds will not exceed \$11,600,000 and will mature in not to exceed 20 years.

CITY OF TOLEDO

**21-61 REVISE CITY CHARTER TO ELECT
COUNCILORS BY NUMBERED POSITIONS**

- YES **QUESTION:** Should the city charter be changed to elect city councilors by numbered council positions?
- NO

SUMMARY: This measure, if approved, would change the city charter, section 27, how councilors are elected from the present at-large method to elected by numbered council positions. With either election method the city council would consist of the mayor and six councilors. Three councilors are elected to four year terms every two years at the November general election. With the at-large method the three candidates who receive the highest vote total are elected. The numbered councilor positions method would number each of the six council seats and the candidate with the highest vote total for each specific numbered seat would be elected. Thus council candidates must choose (run for) a specific seat and the candidate with the highest vote total for each specific seat would be elected. If this measure is approved, the new election process would begin with the general election in November, 2000.

YACHATS RURAL FIRE PROTECTION DISTRICT

**21-55 FIVE YEAR LOCAL OPTION TAX FOR
THE YACHATS FIRE DISTRICT**

- YES **QUESTION:** Shall the Yachats Rural Fire Protection District levy a property tax of 61 cents per \$1000 assessed value?
- NO

This measure would impose a five year local option tax.

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

SUMMARY: Approval of this measure would subject tax assessable property in the Yachats Rural Fire Protection District to additional property taxation for five years in the amount of 61 cents per \$1000 assessed property value (tax years 1999-2000 through 2003-2004).

It is estimated that this measure would raise approximately \$144,993 in tax revenues for 1999-2000, \$149,343 in tax revenues for 2000-2001, \$153,823 in tax revenues for 2001-2002, \$159,358 in tax revenues for 2002-2003, and \$163,191 in tax revenues for 2003-2004.

Revenues would be used by the Yachats Rural Fire Protection District to fund district operations, expand training and small equipment purchases, make repairs to existing fire engines, and establish reserve funds for fire engine replacement.

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FULL TEXT OF MEASURES

OFFICIAL BALLOTS WILL CONTAIN ONLY THE MEASURE NUMBER, CAPTION, QUESTION AND YES NO

**REFERRED TO THE PEOPLE
BY THE LEGISLATIVE ASSEMBLY**

**54 AMENDS CONSTITUTION:
AUTHORIZES STATE TO
GUARANTEE BONDED INDEBTEDNESS OF
CERTAIN EDUCATION DISTRICTS**

RESULT OF "YES" VOTE: "Yes" vote authorizes state to guarantee general obligation bonds issued by certain education districts.

RESULT OF "NO" VOTE: "No" vote retains prohibition against state guarantee of general obligation bonds issued by education districts.

SUMMARY: Constitution now generally prohibits state from creating debt over \$50,000 or lending its credit. Measure amends constitution permitting state to guarantee general obligation bonded indebtedness of school districts, education service districts, community college districts. Limits amount state can guarantee to 1/2 of one percent of true cash value of taxable property in state. State may issue bonds, borrow from Common School Fund to satisfy obligation. Legislature must enact statutes authorizing state to recover from district payments made to satisfy state's guarantee of district debt.

ESTIMATE OF FINANCIAL IMPACT: Reduced interest and issuance costs on indebtedness by participating school districts, education service districts and community college districts are estimated to be \$70 million over the next 20 years under this measure. This estimate is based on current levels of bond issuance. There is no financial effect on state government revenues or expenditures.

**55 AMENDS CONSTITUTION:
PERMITS STATE TO GUARANTEE
EARNINGS ON PREPAID TUITION TRUST
FUND**

RESULT OF "YES" VOTE: Vote "Yes" to authorize state to guarantee earnings under tuition trust fund program.

RESULT OF "NO" VOTE: Vote "No" to refuse authorization to guarantee earnings under tuition trust fund program.

SUMMARY: Amends Constitution. Measure approval makes effective the Post-secondary Education Expense Program adopted by 1997 Legislature. Program allows payment of undergraduate tuition before enrollment at lower than highest prevailing rate at time of enrollment; establishes trust fund. Measure permits state to exceed constitutional debt limit to authorize indebtedness at 1/2 of one percent of true cash value of all property in state to guarantee minimum benefits on contributions to prepaid tuition trust fund. State may issue bonds; may borrow from Common School Fund, if necessary.

ESTIMATE OF FINANCIAL IMPACT: It is estimated that this measure will require approximately \$1,200,000 in total start up costs, in state funds, over the first four years of its operation.

**56 EXPANDS NOTICE TO
LANDOWNERS
REGARDING CHANGES TO LAND USE LAWS**

RESULT OF "YES" VOTE: "Yes" vote requires governments to mail notice to landowners regarding changes to land use laws.

RESULT OF "NO" VOTE: "No" vote retains current notice requirements, which do not require mailed notice to landowners.

SUMMARY: Requires counties and cities to mail notices to landowners regarding changes to state, local, or metropolitan service district land use laws and regulations that limit or prohibit uses currently allowed on the landowners' property. Requires state government to reimburse counties and cities for costs of mailing notice resulting from changes to state statutes or administrative rules. Requires metropolitan service districts to reimburse counties and cities for costs of mailing notice resulting from changes in district land use regulations. Prescribes form of each notice.

ESTIMATE OF FINANCIAL IMPACT: State government expenditures are estimated to be \$2,040,000 annually in notice costs. Local government expenditures, including those of the Metropolitan Service District, are estimated to be \$1,547,000 a year.

This estimate is based on 7,000 land use actions per year, of which 3,900 would require some notice under this measure. Actual expenditures may vary based on such variables as the total number of land use actions, the number of actions included in each notice and the costs per notice.

**REFERRED TO THE PEOPLE
BY REFERENDUM PETITION**

**57 MAKES POSSESSION OF LIMITED
AMOUNT OF MARIJUANA CLASS C
MISDEMEANOR**

RESULT OF "YES" VOTE: "Yes" vote makes possession of less than one ounce of marijuana a Class C misdemeanor.

RESULT OF "NO" VOTE: "No" vote retains statute making possession of less than one ounce of marijuana a violation.

SUMMARY: Under current Oregon law, possession of less than one ounce of marijuana is a violation, punishable by 500 to 1000 dollar fine; charges against first-time offenders may be dismissed upon completion of marijuana diversion agreement. Measure makes possession of less than one ounce of marijuana a Class C misdemeanor, punishable by up to 30 days imprisonment, plus 500 to 1000 dollar fine. Measure also makes failure to complete diversion agreement ground for six-month suspension of offender's driving privileges. Allocates \$600,000 for enforcement.

ESTIMATE OF FINANCIAL IMPACT: Direct state expenditures for law enforcement, indigent defense, court operation, and jury payments are estimated at \$586,000 annually. A one-time cost of \$50,000 would be required for Driver and Motor Vehicle Services computer programming. State expenditures could increase or decrease depending on the number of cases prosecuted, the number of individuals entering diversion agreements, and the number of defendants eligible for court-appointed counsel.

Direct county expenditures for local jail beds are estimated at \$229,000 annually. Local expenditures could increase or decrease depending on the length of sentences imposed by the courts, population management decisions of jail commanders, and management of offenders on probation or post-release supervision.

State fine revenues are estimated to be reduced by \$638,000 annually.

Major assumptions for these estimates include:

- 6,000 arrests per year.
- 50 percent of arrests will be prosecuted as misdemeanors, 40 percent will be prosecuted as violations, and 10 percent will result in a diversion agreement.
- 50 percent of all arrests will result in an average of one day of county jail time.
- 54 percent of arrests prosecuted as violations and 40 percent of arrests prosecuted as misdemeanors will result in convictions.
- The minimum fine of \$500 will be assessed for all misdemeanor convictions and maximum fine of \$250 will be assessed for all violations convictions.
- 40 percent of fines assessed for misdemeanor convictions and 78 percent of fines assessed for violation convictions will be collected.

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PROPOSED BY INITIATIVE PETITION

58 REQUIRES ISSUING COPY OF ORIGINAL OREGON BIRTH CERTIFICATE TO ADOPTEES

RESULT OF "YES" VOTE: "Yes" vote requires issuing copy of original Oregon birth certificate to adult adoptees upon request.

RESULT OF "NO" VOTE: "No" vote retains confidentiality of original Oregon birth certificate of adoptees unless court orders disclosure.

SUMMARY: Current Oregon law provides that upon decree of adoption, a new birth certificate generally will be substituted for the original birth certificate, and the original certificate showing birth parent information will not be subject to inspection, unless a court orders disclosure. Measure would require state registrar to issue certified copy of original birth certificate to any Oregon born adopted person 21 years old or older. Establishes same procedures, filing fees and waiting periods for obtaining birth certificate copies for adopted persons as for non-adopted persons.

ESTIMATE OF FINANCIAL IMPACT: No financial effect on state or local government expenditures or revenues.

59 AMENDS CONSTITUTION: PROHIBITS USING PUBLIC RESOURCES TO COLLECT MONEY FOR POLITICAL PURPOSES

RESULT OF "YES" VOTE: "Yes" vote prohibits using public resources to collect or help collect political funds.

RESULT OF "NO" VOTE: "No" vote rejects prohibition on using public resources to collect or help collect political funds.

SUMMARY: Amends constitution. Prohibits using "public funds" to collect or assist in collecting "political funds." "Public funds" defined to include public employee time, public property or equipment and supplies. "Political funds" defined to include any expenditure supporting or opposing a candidate, ballot measure or initiative petition. Prohibition applies even if public entities are reimbursed for use of public funds for collection. Measure would prohibit public employee payroll deduction for any entity that uses any funds deducted for political purposes or that commingles political and non-political funds.

ESTIMATE OF FINANCIAL IMPACT: This measure is estimated to reduce state expenditures for voters' pamphlet publication by \$1,800,000 in the year 2000 and in subsequent even-numbered years. State revenues from filing fees are estimated to decrease by \$400,000 in the year 2000 and in subsequent even-numbered years.

These reductions result from eliminating candidates' statements and measure arguments in the State Voters' Pamphlet.

The measure will have no financial effect on local government expenditures or revenues.

60 REQUIRES VOTE BY MAIL IN BIENNIAL PRIMARY, GENERAL ELECTIONS

RESULT OF "YES" VOTE: "Yes" vote amends existing law to require vote by mail in biennial primary, general elections.

RESULT OF "NO" VOTE: "No" vote retains current law prohibiting vote by mail in biennial primary or general elections.

SUMMARY: Current law prohibits vote by mail for biennial primary or general elections. This proposal eliminates the prohibition and requires vote by mail for biennial primary or general elections. The proposal does not affect existing law permitting the Secretary of State and county clerk to conduct other elections either at the polls or by mail.

ESTIMATE OF FINANCIAL IMPACT: County government expenditures are estimated to be reduced each Primary and General Election year by \$3,021,709.

61 CHANGES MINIMUM SENTENCES FOR LISTED CRIMES, INCLUDING CERTAIN REPEAT OFFENSES

RESULT OF "YES" VOTE: "Yes" vote changes minimum sentences for listed crimes, including certain repeat offenses.

RESULT OF "NO" VOTE: "No" vote retains present sentencing statutes and guidelines for listed crimes, including repeat offenses.

SUMMARY: Establishes minimum sentences for crimes listed as "major crimes." Provides one to three year proportionally increased sentences for major crimes, aggravated murder or murder if person has one to three prior convictions for major crime within past 10 years. Prior juvenile court adjudications involving major crimes apply to increase sentence. Treats prior conviction for driving under influence of intoxicants as major crime if current conviction is for criminally negligent homicide using vehicle. Prohibits temporary leave or other reduction in additional prison time imposed under measure.

ESTIMATE OF FINANCIAL IMPACT: The mandatory and presumptive sentences imposed under this measure are estimated to require 4,300 new prison beds by 2006, with direct state expenditures for prison construction and start-up of \$470 million by 2006.

Direct state expenditures for prison operating costs and debt service are estimated at \$21 million in 1999-2000 and \$40 million in 2000-2001, growing to \$125 million in 2005-2006. Community corrections payments from the state to counties for probation and post-prison supervision are estimated to be reduced by \$800,000 in 1999-2000, \$1.9 million in 2000-2001, and \$1.4 million in 2005-2006.

Under this measure, direct state expenditures for court operations are estimated at \$100,000 in 1998-1999 and \$175,000 in each of the next two years. State expenditures for indigent defense are estimated at \$350,000 in 1998-1999 and \$900,000 in each of the next two years.

Major factors affecting this estimate include:

- Plea bargaining practices of prosecuting attorneys;
- Prior criminal history of offenders;
- Sentencing practices of judges;
- Numbers of arrests; and
- Type of prison bed, minimum or medium security.

62 AMENDS CONSTITUTION: REQUIRES CAMPAIGN FINANCE DISCLOSURES; REGULATES SIGNATURE GATHERING; GUARANTEES CONTRIBUTION METHODS

RESULT OF "YES" VOTE: "Yes" vote requires additional campaign finance disclosures; regulates signature gathering; guarantees certain contribution methods.

RESULT OF "NO" VOTE: "No" vote rejects requiring additional campaign finance disclosures, regulating signature gathering, guaranteeing certain contribution methods.

SUMMARY: Amends constitution. Existing statutes require disclosing certain campaign finances. Measure adds constitutional requirements for prompter disclosure of contributions \$500 or more; more frequent disclosure of contributions/expenditures for referendum/initiative petitions. Requires disclosing entity authorizing/paying for political advertising. Legislature may regulate, prohibit paying signature gatherers if it finds practice has caused fraud, other abuses. Guarantees individuals' right to make campaign contributions using certain methods. Secretary of State must promptly publish finance reports. Prohibits payments for signing/not signing petitions. Specifies penalties. Other provisions.

ESTIMATE OF FINANCIAL IMPACT: This measure is estimated to increase state expenditures by \$248,000 a year, with an additional one-time-only start up cost to the state of \$104,000. Expenditures by county and city elections filing officers cannot be calculated, due to insufficient data.

63 AMENDS CONSTITUTION: MEASURES PROPOSING SUPERMAJORITY VOTING REQUIREMENTS REQUIRE SAME SUPERMAJORITY FOR PASSAGE

RESULT OF "YES" VOTE: "Yes" vote allows passage of greater-than-majority voting requirements only by equally large majority.

RESULT OF "NO" VOTE: "No" vote allows simple majority to pass measures that impose greater-than-majority voting requirements.

SUMMARY: Amends constitution. Measures including a requirement for more than a majority of votes cast by the electorate to approve any change in law or government action would become effective only if approved by at least the same percentage of voters specified in that proposed voting requirement. For example, a measure imposing a 2/3 majority voting requirement to change law would require a 2/3 majority to pass. Applies to initiated, referred measures presented to voters on or after November 3, 1998, including measures on same ballot.

ESTIMATE OF FINANCIAL IMPACT: No financial effect on state or local government expenditures or revenues.

**SAMPLE BALLOT - GENERAL ELECTION
LINCOLN COUNTY, OREGON — NOVEMBER 3, 1998**

ONLY THE APPROPRIATE CANDIDATES AND MEASURES FOR EACH PRECINCT WILL APPEAR ON THAT PRECINCT'S BALLOT

VOTING INSTRUCTIONS: BLACKEN THE OVAL (○) TO THE LEFT OF YOUR CHOICE. TO WRITE-IN A NAME, YOU MUST BLACKEN THE OVAL (○) TO THE LEFT OF THE DOTTED LINE, AND WRITE THE NAME ON THAT DOTTED LINE. USE A PENCIL ONLY.

**64 PROHIBITS MANY PRESENT
TIMBER HARVEST PRACTICES,
IMPOSES MORE RESTRICTIVE
REGULATIONS**

RESULT OF "YES" VOTE: "Yes" vote adopts restrictions on timber harvest practices, including federal regulation, allows citizen-suit enforcement.

RESULT OF "NO" VOTE: "No" vote retains current regulations concerning timber harvest practices.

SUMMARY: Prohibits many present timber harvest practices, chemical herbicides, pesticides in forest. Limits size of trees that can be harvested. Covers private, state, federal forestlands. Imposes new harvest regulations including federal regulation by classifying forestland waters as "navigable." State Board of Forestry must adopt new timber harvest methods and regulations to meet new requirements. Requires state to submit new forestland water quality plan to federal Environmental Protection Agency, seek approval before permitting logging. Authorizes citizens suits to enforce new harvest restrictions or other provisions of measure.

ESTIMATE OF FINANCIAL IMPACT: State revenues are estimated to decrease \$25,000,000 per year. This estimate assumes a 60% harvest reduction in western Oregon and a 65% harvest reduction in eastern Oregon. These estimated decreases apply to private, local and state lands.

Current state expenditures are estimated to decrease by \$25,000,000 because of the revenue loss. Major annual state expenditure reductions would occur in forest management, fire protection, and regulation, timber tax revenue and administration, and Common School Fund forest land management.

Also, added regulations required by this measure would increase the need for ongoing state government expenditures above current requirements by \$5,000,000 per year. One-time state expenditures of \$1,400,000 would be required.

Revenues to schools are estimated to decrease by \$33,200,000 a year. County and special district revenues are estimated to decrease by \$7,800,000 per year.

Revenues that contribute to the Common School Fund will be reduced by \$8,700,000 primarily due to an estimated 84% decrease in harvest on Common School Fund Trust lands. This, in turn, will mean reduced earnings on the Common School Fund principal for distribution to schools.

**65 AMENDS CONSTITUTION: CREATES
PROCESS FOR REQUIRING
LEGISLATURE TO REVIEW ADMINISTRATIVE
RULES**

RESULT OF "YES" VOTE: "Yes" vote creates process for petitioning legislature to require its review of administrative rules.

RESULT OF "NO" VOTE: "No" vote keeps system not requiring legislative approval for administrative rules to remain in effect.

SUMMARY: Amends constitution. Current law does not require legislative review of administrative rules. Measure allows voters to require legislative review of administrative rules at next regular session when petition, signed by specified number of voters, is filed listing affected rules. Rule remains effective until reviewed by legislature, but rule ceases to be in effect unless approved. If governor vetoes bill, rule is disapproved unless legislature overrides veto. If rule is not approved, state agency may adopt new rule on same issue, but legislative review is required.

ESTIMATE OF FINANCIAL IMPACT: No financial effect on state or local government expenditures or revenues.

**66 AMENDS CONSTITUTION:
DEDICATES SOME LOTTERY
FUNDING TO PARKS, BEACHES; HABITAT,
WATERSHED PROTECTION**

RESULT OF "YES" VOTE: "Yes" vote dedicates 15 percent lottery funding to parks, beaches; salmon, wildlife habitat, watershed protection.

RESULT OF "NO" VOTE: "No" vote retains system restricting state lottery funding to job creation, economic development, public education.

SUMMARY: Amends constitution. State lottery proceeds currently limited to job creation, economic development, public education. Measure dedicates 15 percent of net lottery proceeds to new fund for parks, beaches; salmon, wildlife habitat, watershed protection. Dedicates half of fund to create, maintain state parks, ocean shores, public beach access areas, historic sites, recreation areas. Dedicates other half for single agency to administer funds to protect native salmon, wildlife habitat, watersheds, using at least 65 percent for capital expenditures. Requires biennial audits, voter renewal in 2014. Other provisions.

ESTIMATE OF FINANCIAL IMPACT: An estimated \$46.2 million of state lottery proceeds will be directed each year to parks and natural resources until the year 2014, when there is an automatic revote. Currently the Oregon legislature allocates those funds to a variety of programs including, but not limited to, education, economic and community development, natural resources and transportation. This estimate is based on 1999-2001 projections of lottery proceeds.

**67 ALLOWS MEDICAL USE OF
MARIJUANA WITHIN LIMITS;
ESTABLISHES PERMIT SYSTEM**

RESULT OF "YES" VOTE: "Yes" vote allows medical use of marijuana within specified limits; establishes state-controlled permit system.

RESULT OF "NO" VOTE: "No" vote retains Oregon criminal, civil forfeiture laws prohibiting possession, delivery and production of marijuana.

SUMMARY: Oregon statutes currently prohibit possession, delivery, production of marijuana. Measure allows engaging in, assisting medical use of marijuana, within specified limits.

Requires medical use be necessary to mitigate symptoms, effects of debilitating medical condition, including cancer, glaucoma, AIDS, HIV, multiple sclerosis, others. Establishes state permit system requiring physician's written proof. Within specified limitations, exempts permit holder or applicant from marijuana criminal statutes; authorizes criminal charge defense for medical use without permit.

Limits amounts of usable marijuana, number of plants that may be possessed. Other provisions.

ESTIMATE OF FINANCIAL IMPACT: Direct annual state expenditures are estimated at \$147,000, based on the assumption that 500 applicants will register with the Oregon Health Division per year. Some or all of these costs may be offset by fees to be established by the Health Division as provided in the measure.