

BEFORE THE BOARD OF COMMISSIONERS
FOR THE COUNTY OF MULTNOMAH

ORDINANCE NO. 611

An ordinance relating to candidate information for Multnomah County Commissioner, Position 4 and Multnomah County Sheriff at the election on May 16, 1989, and declaring an emergency.

Multnomah County ordains as follows:

SECTION I. DEFINITIONS

1. "Candidate" means an individual whose name is to be printed on the official ballot for Multnomah County Commissioner, Position 4 (East District) or Multnomah County Sheriff at the May 16, 1989 special election.
2. "County Clerk" means the Multnomah County Director of Elections.

SECTION II. CONTENT OF STATEMENTS

Statements submitted by a candidate for inclusion in the publication referred to in Section X shall consist only of words or numbers.

SECTION III. TYPE OF MATERIAL TO BE EXCLUDED FROM PUBLICATION; LIABILITY FOR LIBEL

1. The County Clerk shall reject any statement or other matter offered for filing and printing in the publication which:
 - a. contains any obscene, profane, scandalous or defamatory language;
 - b. incites, promotes or advocates hatred, abuse, violence or hostility toward, or which tends to cast ridicule or shame upon any person or group by reason of race, color, religion or manner of worship; or
 - c. contains any language which may not legally be circulated through the mails.
2. Nothing in this ordinance shall make the author of any statement exempt from any civil or criminal action because of any defamatory statements offered for printing or contained in the publication. The persons writing, signing or offering a statement for filing shall be deemed its authors and publishers.

SECTION IV. FILING PORTRAIT AND STATEMENT BY OR FOR CANDIDATE

1. Not later than 5:00 p.m. on April 13, 1989, any candidate for election to the office of Multnomah County Commissioner, Position 4 or Multnomah County Sheriff at the May 16, 1989 special election, or an agent on behalf of the candidate, may file with the county clerk a portrait of the candidate and a typewritten statement of the reasons the candidate should be elected.
2. The county clerk shall establish the format of the statement permitted under this section. The statement, including required background summary, shall not exceed 325 words. The clerk shall cut off the copy after 325 words.

SECTION V. PORTRAIT REQUIREMENTS

1. A candidate shall not submit for inclusion in the publication a portrait that was taken more than one year before the date the portrait is filed with the county clerk.
2. A portrait submitted for inclusion in the publication shall:
 - a. be a conventional photograph with a plain background;
 - b. show the face of the head, neck and shoulders of the candidate; and
 - c. be prepared and processed for printing as prescribed by the county clerk.
3. A portrait submitted for inclusion in the publication shall not:
 - a. include the hands or anything held in the hands of the candidate;
 - b. show the candidate wearing a judicial robe, a hat, or a military, police or fraternal uniform; nor
 - c. show the uniform or insignia of any organization.

SECTION VI. FORMAT OF CANDIDATE'S STATEMENT

The candidate's statement shall begin with a summary of the following: occupation, educational and occupational background, and prior governmental experience. The statement shall be signed by the candidate and the person filing the statement.

SECTION VII. FEE FOR SPACE IN PUBLICATION

At the time of filing materials under this ordinance, each candidate shall pay to the county clerk a fee of \$100 for space in the publication.

SECTION VIII. IDENTIFICATION OF PORTRAIT OR STATEMENT

On each allotted space of the publication containing a portrait or statement filed by a candidate, the county clerk shall indicate who furnished the portrait or statement.

SECTION IX. REFUND OF FILING FEE

Not later than the last day for filing material for inclusion in the publication, the person who paid the filing fee may receive a refund from the county clerk. When a refund is made, the material for which the fee was paid shall not be included in the publication.

SECTION X. DISTRIBUTION OF PUBLICATION

Not later than May 12, 1989, the county clerk shall cause the publication to be published in one edition of the newspaper designated by the Multnomah County Board of County Commissioners.

The Board designates The Oregonian, The Skanner, The Portland Observer, and The Gresham Outlook as the newspapers in which the candidate material will be printed for Multnomah County Sheriff.

The Board designates The Oregonian and The Gresham Outlook as the newspapers in which the candidate material will be printed for Multnomah County Commissioner, Position 4.

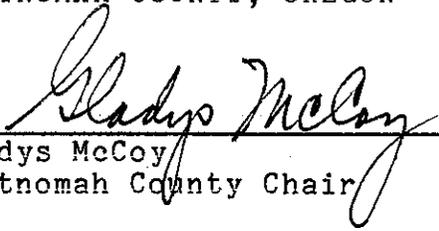
SECTION XI: ADOPTION

This ordinance being necessary for the health, safety and general welfare of the people of Multnomah County an emergency is declared and shall take effect upon its execution by the County Chair pursuant to Section 5.50 of the Charter of Multnomah County, Oregon.

ADOPTED this 30th day of March, 1989 being the date of its 1st reading before the Board of County Commissioners of Multnomah County.

MULTNOMAH COUNTY, OREGON

(S E A L)



Gladys McCoy
Multnomah County Chair

APPROVED BY:



Laurence Kressel, County Counsel