

OFFICE OF THE SECRETARY OF
STATE
KATE BROWN

SECRETARY OF STATE



RECEIVED

OCT 1 2009

ELECTIONS DIVISION

STEPHEN N TROUT

DIRECTOR

255 CAPITOL STREET NE, SUITE 501
SALEM, OREGON 97310

ELECTIONS — (503) 986-1518

September 29, 2009

The Honorable Meredith Wood Smith, Chairperson
Trent Lutz, Executive Director
Democratic Party of Oregon
232 NE 9th Ave
Portland, Oregon 97232

KC Hanson, Chair
Multnomah Co. Democratic Central Comm.
3127 NE 67th Ave
Portland, Oregon 97213

Re: Vacancy in House District 43

Dear Ms. Smith, Mr. Lutz and Ms. Hanson:

Effective 5:00 September 28, 2009, there is a vacancy in House District 43 due to the resignation of State Representative Chip Shields. The letter of resignation was received in our office on September 28, 2009.

Pursuant to ORS 171.060(1), you are hereby notified of the vacancy. ORS 171.051(2) requires each nominee to be a citizen qualified to hold the office, an elector of the 43rd house district and a member of the Democratic Party for 180 days prior to the date of the vacancy (04/02/2009). In addition, Article IV, section 3 of the Oregon Constitution requires that the appointee shall have been an inhabitant of the district for at least one year prior to the date of the appointment. It is the responsibility of the Democratic Party to ensure that all nominees meet these qualifications before the submission of the "Willingness to Serve" statements to the Secretary of State.

You are advised the same statute requires the party central committee within the district to nominate no fewer than three nor more than five qualified persons to fill the vacancy. The nominating convention shall be conducted according to party rules.

You are required by law to notify the Secretary of State of the persons nominated. The nominations must be made no later than **October 19, 2009**, 20 days after the vacancy occurred.

The notification to the Secretary of State shall be accompanied by the signed written statement of each nominee indicating that the nominee is willing to serve in the office of State Representative, District 43. Copies of the statement are enclosed (SEL Form 145a).

Subject to the time limits described above, the meeting of precinct committee persons may be scheduled and conducted according to party rules. Please notify this office of the date and time of the meeting when it is scheduled.

The Honorable Meredith Wood Smith, Chairperson
September 29 , 2009
Page 2

The Multnomah County Board of Commissioners will meet to appoint one person from the list of three to five nominees submitted by the precinct committee persons. The vacancy must be filled by appointment not later than **October 28, 2009**, thirty days after the vacancy occurred.

If further information is needed please contact me at (503) 986-1518. Thank you.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Lisa Ackerson', followed by a long horizontal flourish.

Lisa Ackerson
Compliance Specialist

Enclosures
c: Multnomah County Commissioners
c: Multnomah County Clerk