

KATE BROWN  
SECRETARY OF STATE



ELECTIONS DIVISION  
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SALEM, OREGON 97310  
ELECTIONS — (503) 986-1518  
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December 12, 2011

Andy Duyck, County Chair  
Washington County Board of Commissioners  
155 N First Ave, Ste 300  
Hillsboro, OR 97124-3072

Jeff Cogen, County Chair  
Multnomah County Board of Commissioners  
501 SE Hawthorne Blvd, Ste 600  
Portland, OR 97214-3587

Re: Vacancy in Senate District 17 / Suzanne Bonamici

Dear Chair Duyck and Commissioners and Chair Cogen and Commissioners:

Effective November 21, 2011 at 11:59 p.m., there is a vacancy in Senate District 17 due to the resignation of Suzanne Bonamici.

Pursuant to ORS 171.060(1) and OAR 165-010-0060, you are hereby notified of the vacancy. The Democratic Party precinct committee persons of Senate District 17 met and chose nominees to fill the vacancy. The nominees chosen are:

1. **Chris Harker**
2. **Elizabeth Steiner Hayward**
3. **Paul Terdal**

The Washington County Board of Commissioners and Multnomah County Board of Commissioners are hereby directed to meet to appoint one person from the list of nominees. The Honorable Andy Duyck has been asked to chair the joint meeting of the two boards of commissioners because Washington County has the highest number of registered electors in Senate District 17.

The time and location of the meeting are as follows:

**Date:** December 21, 2011  
**Time:** 2 p.m.  
**Location:** Rock Creek Campus of Portland Community College  
17705 NW Springville Rd  
Room 122c in Building 9

This vacancy must be filled by the County Commissioners within thirty days of the vacancy occurrence (ORS 171.051 (2)), **no later than December 21, 2011 by 5:00 p.m.**

The total number of registered electors in Senate District 17 on December 12, 2011, is 55,532 in Washington County and 21,873 in Multnomah County. In accordance with ORS 171.062 when a vacancy occurs in a legislative district encompassing two or more counties, each county is entitled to one vote for each 1,000 of its electors or major fraction of 1,000 (more than 500 registered electors, but less than 1,000) and each county commissioner is allotted the following number of votes:

Washington County: 55,532 or 56 votes divided by 5 = 11.2 votes per commissioner.  
Multnomah County: 21,873 or 22 votes divided by 5 = 4.4 votes per commissioner.

These votes are apportioned to each county commissioner. If for any reason a county commissioner is unable to attend the meeting on December 21, 2011, that county commissioner's vote would not be cast. The votes are not reapportioned for the remaining county commissioners to cast.

Enclosed is a copy of the Administrative Rule outlining the procedures to conduct a meeting to fill a vacancy in the Legislative Assembly. Also enclosed is a Statement for use in notifying the Secretary of State of the appointment including a signature and vote tabulation sheets. You may produce and use your own version of these documents if you wish. Please complete and return the Statement, signature sheet and tabulation sheet immediately after the meeting. You can email it to [candy.l.broucek@state.or.us](mailto:candy.l.broucek@state.or.us).

Please contact me at (503) 986-1518 if you have any questions about this process.

Sincerely,



Candy Broucek  
Compliance Specialist

Attachments

cc: Washington County Elections  
Multnomah County Elections

## **165-010-0060 Procedure for Conduct of Meeting to Fill Vacancy in Legislative Assembly**

The following procedures govern the conduct of a meeting of a county court or board of commissioners (hereafter, county governing body(ies)) to fill a vacancy in the Legislative Assembly. These meeting procedures apply to appointments made under either ORS 171.060(1) (vacancy to be filled by nominee affiliated with a major political party) or ORS 171.060(2) (vacancy need not be filled by member of a particular major political party).

(1) A meeting of the members of the county governing body(ies) shall convene at the time designated by the Secretary of State. If the legislative district includes more than one county, the Secretary of State shall also name the temporary chairperson for the meeting and designate its location, which shall be within the legislative district. The Secretary of State shall also notify the county governing body(ies) of the nominees and of the number of votes apportioned to each member of the county governing body(ies) under ORS 171.062 and 171.064.

(2) The chairperson conducting the meeting shall open the meeting at the time designated by the Secretary of State. The chairperson shall announce that the purpose of the meeting is to appoint a person to fill the vacancy in the Legislative Assembly. If applicable, the appointment will be made from the list of nominees from the major political party as furnished by the Secretary of State.

(3) Members of the county governing body eligible to vote on the selection are those physically or electronically present at the meeting, who are currently holding office by election or appointment.

(4) The county governing body(ies), in making its determination, may allot time for interviewing nominees or applicants and for other pertinent deliberations prior to voting.

(5) The vote shall be taken in a manner specified by a majority of those present and eligible to vote on the selection. The person receiving the highest number of votes shall be the appointee. However, in any case, the vote of each member of the governing body(ies) shall be recorded and included in the written statement required by ORS 171.060(3).

(6) The Secretary of State hereby adopts forms SEL 145a, Statement of Democratic Nominee's Willingness to Serve, and SEL 145b, Statement of Republican Nominee's Willingness to Serve, as the forms to be used to accept a nomination to fill a legislative vacancy.

BEFORE THE BOARD OF COUNTY  
COMMISSIONERS FOR WASHINGTON COUNTY

In the matter of  
Filling the Vacancy in the Legislative Assembly,  
State Senator, District 17

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WHEREAS, pursuant to state law, the Democratic Party Precinct Committeepersons in State Senator District 17 made nominations to fill the vacancy; and

WHEREAS, in accord with procedures established by the Secretary of State, the Board of County Commissioners of Washington County considered the nominations at a public meeting on December 21, 2011; and

WHEREAS, at the conclusion of the public meeting the Commissioners voted to appoint (nominee) \_\_\_\_\_ to fill the vacancy, said nominee having received the highest number of votes as indicated on the vote tabulation attached as Exhibit A,

NOW, THEREFORE, \_\_\_\_\_ is selected as the appointee to fill the vacancy in the Legislative Assembly, State Senate, District 17;

This Statement shall promptly be forwarded to the Secretary of State as required by ORS 171.060(3).

ADOPTED this 21st day of December, 2011.

By: \_\_\_\_\_  
Andy Duyck, County Chair  
Washington County

\_\_\_\_\_  
Dick Schouten, District 1  
Washington County Commissioner

\_\_\_\_\_  
Greg Malinowski, District 2  
Washington County Commissioner

\_\_\_\_\_  
Roy Rogers, District 3  
Washington County Commissioner

\_\_\_\_\_  
Bob Terry, District 4  
Washington County Commissioner

EXHIBIT A

VOTE TABULATION

In the matter of filling the vacancy in the Legislative Assembly, State Senate, District 17, the following votes were cast at the public meeting held on December 21, 2011:

**Nominee**

Andy Duyck, County Chair  
Washington County

\_\_\_\_\_

Dick Schouten, Dist 1  
Washington County Commissioner

\_\_\_\_\_

Greg Malinowski, Dist 2  
Washington County Commissioner

\_\_\_\_\_

Roy Rogers, Dist 3  
Washington County Commissioner

\_\_\_\_\_

Bob Terry, Dist 4  
Washington County Commissioner

\_\_\_\_\_

BEFORE THE BOARD OF COUNTY  
COMMISSIONERS FOR MULTNOMAH COUNTY

In the matter of  
Filling the Vacancy in the Legislative Assembly,  
State Senator, District 17

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WHEREAS, pursuant to state law, the Democratic Party Precinct Committeepersons in State Senator District 17 made nominations to fill the vacancy; and

WHEREAS, in accord with procedures established by the Secretary of State, the Board of County Commissioners of Multnomah County considered the nominations at a public meeting on December 21, 2011; and

WHEREAS, at the conclusion of the public meeting the Commissioners voted to appoint (nominee) \_\_\_\_\_ to fill the vacancy, said nominee having received the highest number of votes as indicated on the vote tabulation attached as Exhibit A,  
NOW, THEREFORE, \_\_\_\_\_ is selected as the appointee to fill the vacancy in the Legislative Assembly, State Senator, District 17;

This Statement shall promptly be forwarded to the Secretary of State as required by ORS 171.060(3).

ADOPTED this 21st day of December, 2011.

By: \_\_\_\_\_  
Jeff Cogen, County Chair  
Multnomah County

\_\_\_\_\_  
Deborah Kafoury, District 1  
Multnomah County Commissioner

\_\_\_\_\_  
Loretta Smith, District 2  
Multnomah County Commissioner

\_\_\_\_\_  
Judy Shiprack, District 3  
Multnomah County Commissioner

\_\_\_\_\_  
Diane McKeel, District 4  
Multnomah County Commissioner

EXHIBIT A

VOTE TABULATION

In the matter of filling the vacancy in the Legislative Assembly, State Senator, District 17, the following votes were cast at the public meeting held on December 21, 2011:

**Nominee**

Jeff Cogen, County Chair  
Multnomah County

\_\_\_\_\_

Deborah Kafoury, Dist 1  
Multnomah County Commissioner

\_\_\_\_\_

Loretta Smith, Dist 2  
Multnomah County Commissioner

\_\_\_\_\_

Judy Shiprack, Dist 3  
Multnomah County Commissioner

\_\_\_\_\_

Diane McKeel, Dist 4  
Multnomah County Commissioner

\_\_\_\_\_