



ARA 13.02 DEFINITIONS

For purposes of this rule, the definitions set forth in [Charter Section 3-308](#) and [City Code Section 2.10.080](#) apply, and:

- A.** “Complainant” means any person who has filed a complaint with the Auditor’s Office alleging a violation of the City’s campaign finance regulations.

- B.** “Complaint” means a written statement, filed with the Auditor’s Office in accordance with this rule, alleging one or more violations of the City’s campaign finance regulations, provided that the alleged violation(s) were subject to investigation and enforcement by the Auditor’s Office at the time of the alleged violation(s). Alleged violations are subject to investigation and enforcement by the Auditor’s Office as of the following dates:
 - a. Registration violations ([City Code Section 2.10.020 B.](#)): September 1, 2019.

 - b. Payroll deduction violations ([City Code Section 2.10.010 C.](#)): September 1, 2019.

 - c. Disclosure violations ([City Code Section 2.10.030.](#)): September 1, 2019.

 - d. Campaign contribution limit violations ([City Code Section 2.10.010](#)): May 4, 2020.

Any statement filed with the Auditor’s Office alleging campaign finance violation(s) that occurred prior to the dates listed in this Section is not a “complaint” and will not be investigated.

- C.** “Election cycle” disregards any intervening nominating or special election(s) and means from the earliest of the following:

- a. For an incumbent candidate, the period starting from the day the Auditor’s Office certifies the official election results for an election to the next time the Auditor’s Office certifies the official election results for the same seat;
or
 - b. For a candidate who is not a City incumbent for the same seat, the period starting from the day:
 - i. An individual qualifies as a candidate under ORS 260.005(1);
 - ii. An individual publicly declares that they are a candidate; or
 - iii. An individual expresses consent to be named for nomination or election to a City office.
- D.** “Good faith effort” means what a reasonable person would determine is a diligent attempt to comply with the City campaign finance regulations under the same set of facts or circumstances.
- E.** “Interested parties” means the subject(s) of the complaint, the complainant, anyone who has previously requested notice of the complaint outcome, or any individual or entity that the Auditor’s Office has deemed relevant to the complaint.
- F.** “Social media” is an online platform through which users create or share content such as photos, videos, and text-based communications to and with various audiences. Examples include, but are not limited to, the following: Facebook, Twitter, YouTube, Reddit, and Instagram.

Auditor’s Office Administrative Rule Information and History

Questions about this administrative rule may be directed to the [City Elections Office](#).

Adopted by the City Auditor on April 6, 2020 as an interim rule effective for not more than 180 days.

Adopted by the City Auditor on October 3, 2020, following a notice and comment period of at least 30 days.