

**ELECTIONS DIVISION**

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| <b>Directive of the Secretary of State</b> | <b>Subject:</b><br>Newberg City Council Races and Special Election Following November 8, 2022 General Election | <b>Directive Issued at the Request of:</b><br><br>Secretary of State | <b>Date:</b><br>October 21, 2022 | <b>Number:</b><br>2022-08 |
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The Secretary of State in carrying out the duties of the office shall issue detailed directives necessary to maintain uniformity in the application, operation, and interpretation of Oregon election laws. (ORS 246.110 & 120). The information provided here is an official directive of the Secretary of State.

The Elections Division has become aware of an error on ballots mailed to residents of the City of Newberg for the November 8, 2022 election. The error concerns the races for three Newberg City Council positions, in Districts 2, 4, and 6. Those positions are elected at large, so every district should appear on the ballot for every Newberg voter. However, the races for Districts 2, 4, and 6 are printed only on the ballots sent to registered voters in each district, respectively. For example, the race in District 2 appears only on the ballots of voters who are registered in District 2.

Upon receiving notification from Yamhill County, the Elections Division promptly met with officials from the City and County to explore solutions that limit voter confusion and meet state, City and County requirements for elections of those offices.

Therefore, this directive instructs Yamhill County to conduct a new election for the three Newberg City Council positions on or before December 20, 2022, in which all Newberg voters will receive a ballot listing all three City Council races. The County shall not report results for the Newberg City Council contests that appear on the November 8, 2022 ballot, and the City of Newberg shall not certify results for those contests. All other contests and measures on the November 8, 2022 ballot for the City and County shall proceed.

In order to limit voter confusion and prioritize efficiency, uniformity, and timeliness of elections, the Secretary further directs the following:

- The new ballot for City Council contests in Districts 2, 4, and 6 shall be limited to the candidates currently qualified for the ballot. No other candidates may file for those offices.
- The City of Newberg and Yamhill County shall coordinate to notify all affected voters about this directive by mail, with the wording of the notice approved by the Elections Division.
- The voters' pamphlet statements for the new ballot for City Council contests in Districts 2, 4, and 6 shall be limited to the statements that the current candidates have already submitted.

Shemia Fagan  
Secretary of State



By: Deborah Scroggin  
Director