



P O R T L A N D
CITY AUDITOR
Elections

August 24, 2020

Jo Ann Hardesty
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Portland, OR 97242

DELIVERED ELECTRONICALLY
joannhardesty@gmail.com
karlycakes@gmail.com

Jo Ann for Portland City Council
3321 SE 20th Avenue
Portland, OR 97202

NOTICE OF DETERMINATION

Campaign Regulation Complaint No.: 2020-36-JH
- No Violation -

Dear Jo Ann Hardesty and Jo Ann for Portland City Council:

On August 6, 2020, the City of Portland Auditor's Office received the complaint named above, alleging campaign disclosure violations of Portland City Charter Section 3-303 and corresponding Portland City Code (PCC) Section 2.10.030. Specifically, the complaint alleged a lack of prominent disclosure of dominant contributors in an email sent out to Portland voters by Commissioner Jo Ann Hardesty.

After an investigation, I find no violations of City campaign disclosure regulations on the email sent August 5, 2020 by Commissioner Hardesty in promotion of City commissioner candidate, Dan Ryan.

No Violation of City Campaign Disclosure Regulations

Email's campaign funding disclosure did not erroneously omit dominant contributor information

Complaint 2020-36-JH alleged that Commissioner Hardesty failed to include required disclosable contributors in a campaign email to Portland voters sent August 5, 2020.

Jo Ann for Portland City Council confirmed Commissioner Hardesty sent out an email to approximately 3,060 Portland voters entitled, "One week left to vote for Dan!" The email encouraged voters to donate to the campaign, Dan Ryan for Portland City Council. The email was copywritten by Jo Ann For City Council. In its response to the complaint, Jo Ann for Portland City Council (dba Jo Ann For City Council) relayed that there were no dominant contributors to disclose from the relevant election cycle.



PCC Section 2.10.030 requires “[e]ach communication to voters related to a City of Portland Candidate Election” to prominently disclose the names of any political committees that paid to provide or present the communication, along with disclosure of the top five of any dominant contributors that gave the largest funding amounts in the current election cycle. Jo Ann for Portland City Council has received at least one contribution in the current election cycle for the purpose of supporting a candidate, and thereby qualifies as a political committee under ORS 260.005(18).

The campaign email at issue disclosed political committee Jo Ann for City Council. Assuming Commissioner Hardesty qualifies as a candidate under ORS 260.005(1), the current election cycle period at issue correlating to Commissioner Hardesty would run from December 5, 2018 to August 5, 2020. In the alternative, the current election cycle period at issue correlating to City candidate Dan Ryan would run from January 17, 2020¹ until August 5, 2020. After a careful review of the Oregon Elections System for Tracking and Reporting (ORESTAR), the Auditor’s Office found that under either current election cycle period, Jo Ann for Portland City Council did not receive any aggregate contributions of at least \$1,000 from any contributors for the relevant elections cycle. Therefore, there were no dominant contributors to disclose on the August 5, 2020 campaign email. **Based on the above, I find no violation of City Campaign Disclosure Regulations.**

Appeals

Pursuant to PCC 2.10.050 I., an appeal may be filed with the Multnomah County Circuit Court within 30 days of the issuance of a decision.

Sincerely,



Louise Hansen
City Elections Officer

¹ Although Dan Ryan successfully filed his nomination for a City elected office on February 13, 2020, ORESTAR reflects that the first contribution received by the campaign, Dan Ryan for Portland, occurred on January 17, 2020 (Transaction ID: 3371594).