

# Sample Ballot - Lincoln County, Oregon | November 4, 2008

**Official Ballot - General Election**  
Lincoln County, OR-November 4, 2008

A	B	C	D	E
<p><b>Instructions To Voter</b> Use A Pencil Or Pen</p> <p>To ensure your vote counts, completely fill in the oval <input type="radio"/> to the left of the response of your choice.</p> <p>To write in a name, write the name on the solid line and fill in the oval <input type="radio"/> to the left of the write in line.</p> <p><b>Attention!</b> Remember to inspect your ballot for mistakes! If you make a mistake or damage your ballot, call your County Elections Office to ask for a replacement ballot.</p> <p><b>National</b></p> <p><b>United States President and Vice President</b> Your vote for the candidates for United States President and Vice President shall be a vote for the electors supporting those candidates. Vote for one</p> <p><b>Peace</b></p> <p><input type="radio"/> <b>Ralph Nader</b> United States President <b>Matt Gonzalez</b> United States Vice President</p> <p><b>Pacific Green</b></p> <p><input type="radio"/> <b>Cynthia McKinney</b> United States President <b>Rosa Clemente</b> United States Vice President</p> <p><b>Republican</b></p> <p><input type="radio"/> <b>John McCain</b> United States President <b>Sarah Palin</b> United States Vice President</p> <p><b>Libertarian</b></p> <p><input type="radio"/> <b>Bob Barr</b> United States President <b>Wayne A Root</b> United States Vice President</p> <p><b>Constitution</b></p> <p><input type="radio"/> <b>Chuck Baldwin</b> United States President <b>Darrell L. Castle</b> United States Vice President</p> <p><b>Democrat</b></p> <p><input type="radio"/> <b>Barack Obama</b> United States President <b>Joe Biden</b> United States Vice President</p> <p><input type="radio"/> Write-in</p> <p><b>United States Senator</b> Vote for one</p> <p><input type="radio"/> <b>Gordon H Smith</b> Republican</p> <p><input type="radio"/> <b>Jeff Merkley</b> Democrat</p> <p><input type="radio"/> <b>Dave Brownlow</b> Constitution</p> <p><input type="radio"/> Write-in</p> <p><b>Representative in Congress, 5th District</b> Vote for one</p> <p><input type="radio"/> <b>Kurt Schrader</b> Democrat</p> <p><input type="radio"/> <b>Mike Erickson</b> Republican</p> <p><input type="radio"/> <b>Steve Milligan</b> Libertarian</p> <p><input type="radio"/> <b>Sean Bates</b> Independent</p> <p><input type="radio"/> <b>Douglas Patterson</b> Constitution</p> <p><input type="radio"/> <b>Alex Polikoff</b> Pacific Green</p> <p><input type="radio"/> Write-in</p>	<p><b>State</b></p> <p><b>Secretary of State</b> Vote for one</p> <p><input type="radio"/> <b>Kate Brown</b> Democrat</p> <p><input type="radio"/> <b>Seth Alan Woolley</b> Pacific Green</p> <p><input type="radio"/> <b>Rick Dancer</b> Republican</p> <p><input type="radio"/> Write-in</p> <p><b>State Treasurer</b> Vote for one</p> <p><input type="radio"/> <b>Allen Alley</b> Republican</p> <p><input type="radio"/> <b>Michael Marsh</b> Constitution</p> <p><input type="radio"/> <b>Ben Westlund</b> Democrat</p> <p><input type="radio"/> Write-in</p> <p><b>Attorney General</b> Vote for one</p> <p><input type="radio"/> <b>John R Kroger</b> Democrat</p> <p><input type="radio"/> <b>J Ashlee Albies</b> Working Families</p> <p><input type="radio"/> <b>Walter F (Walt) Brown</b> Pacific Green</p> <p><input type="radio"/> <b>James E Leuenberger</b> Constitution</p> <p><input type="radio"/> Write-in</p> <p><b>State Senator, 5th District</b> Vote for one</p> <p><input type="radio"/> <b>Joanne Verger</b> Democrat</p> <p><input type="radio"/> Write-in</p> <p><b>State Representative, 10th District</b> Vote for one</p> <p><input type="radio"/> <b>Jean Cowan</b> Democrat</p> <p><input type="radio"/> Write-in</p> <p><b>County</b></p> <p><b>Lincoln County Commissioner, Position 2</b> Vote for one</p> <p><input type="radio"/> <b>Bill Hall</b> Democrat</p> <p><input type="radio"/> <b>Tom Runions</b> Republican</p> <p><input type="radio"/> Write-in</p> <p><b>Nonpartisan State</b></p> <p><b>Commissioner of the Bureau of Labor and Industries</b> Vote for one</p> <p><input type="radio"/> <b>Pavel Goberman</b></p> <p><input type="radio"/> <b>Brad Avakian</b></p> <p><input type="radio"/> <b>Mark Welyczko</b></p> <p><input type="radio"/> Write-in</p>	<p><b>Nonpartisan State Judiciary</b></p> <p><b>Judge of the Supreme Court, Position 7</b> Vote for one</p> <p><input type="radio"/> <b>Martha L Walters</b> Incumbent</p> <p><input type="radio"/> Write-in</p> <p><b>Judge of the Court of Appeals, Position 4</b> Vote for one</p> <p><input type="radio"/> <b>Timothy J Sercombe</b> Incumbent</p> <p><input type="radio"/> Write-in</p> <p><b>Judge of the Circuit Court, 17th District, Position 1</b> Vote for one</p> <p><input type="radio"/> <b>Sheryl Bachart</b> Incumbent</p> <p><input type="radio"/> Write-in</p> <p><b>Nonpartisan County</b></p> <p><b>Lincoln County Sheriff</b> Vote for one</p> <p><input type="radio"/> <b>Dennis Dotson</b></p> <p><input type="radio"/> Write-in</p> <p><b>Lincoln County Treasurer</b> Vote for one</p> <p><input type="radio"/> <b>Linda Pilson</b></p> <p><input type="radio"/> Write-in</p> <p><b>Lincoln County Soil and Water Conservation District</b></p> <p><b>Director, Zone 3</b> Vote for one</p> <p><input type="radio"/> <b>Sterling L Grant</b></p> <p><input type="radio"/> Write-in</p> <p><b>Director, Zone 4</b> Vote for one</p> <p><input type="radio"/> <b>Wayne DeMoray</b></p> <p><input type="radio"/> Write-in</p> <p><b>Director, Zone 5</b> Vote for one</p> <p><input type="radio"/> <b>W G (Rennie) Ferris</b></p> <p><input type="radio"/> Write-in</p> <p><b>Director, At Large</b> Vote for one</p> <p><input type="radio"/> <b>Wayne Hoffman</b></p> <p><input type="radio"/> Write-in</p> <p><b>WARNING</b> Any person who, by use of force or other means, unduly influences an elector to vote in any particular manner or to refrain from voting is subject to a fine. (ORS 254.470)</p>	<p><b>Central Lincoln People's Utility District</b></p> <p><b>Director, Subdivision 3</b> Vote for one</p> <p><input type="radio"/> <b>Larry Nixon</b></p> <p><input type="radio"/> <b>Curt Abbott</b></p> <p><input type="radio"/> Write-in</p> <p><b>City of Depoe Bay</b></p> <p><b>Mayor</b> Vote for one</p> <p><input type="radio"/> <b>James L White</b></p> <p><input type="radio"/> <b>Monte DeMaris</b></p> <p><input type="radio"/> Write-in</p> <p><b>City of Lincoln City</b></p> <p><b>Council Member, Position 1</b> Four Year Term Vote for one</p> <p><input type="radio"/> <b>Dan (Booner) Zimmerman</b></p> <p><input type="radio"/> Write-in</p> <p><b>City of Lincoln City</b></p> <p><b>Council Member, Position 2</b> Four Year Term Vote for one</p> <p><input type="radio"/> <b>Pete Cameron</b></p> <p><input type="radio"/> Write-in</p> <p><b>City of Lincoln City</b></p> <p><b>Council Member, Position 3</b> Four Year Term Vote for one</p> <p><input type="radio"/> <b>Carol Connors</b></p> <p><input type="radio"/> Write-in</p> <p><b>City of Lincoln City</b></p> <p><b>Council Member, Position 4</b> Two Year Unexpired Term Vote for one</p> <p><input type="radio"/> <b>Barbara Leff</b></p> <p><input type="radio"/> Write-in</p> <p><b>City of Lincoln City</b></p> <p><b>Council Member, Ward I</b> Four Year Term Vote for one</p> <p><input type="radio"/> <b>Rick Brissette</b></p> <p><input type="radio"/> Write-in</p>	<p><b>City of Lincoln City</b></p> <p><b>Council Member, Ward II</b> Four Year Term Vote for one</p> <p><input type="radio"/> <b>Chester Noreikis</b></p> <p><input type="radio"/> Write-in</p> <p><b>City of Lincoln City</b></p> <p><b>Council Member, Ward II</b> Two Year Unexpired Term Vote for one</p> <p><input type="radio"/> <b>Dick Anderson</b></p> <p><input type="radio"/> <b>Erick Feuerborn</b></p> <p><input type="radio"/> Write-in</p> <p><b>City of Lincoln City</b></p> <p><b>Council Member, Ward III</b> Four Year Term Vote for one</p> <p><input type="radio"/> <b>Timothy J Crenshaw</b></p> <p><input type="radio"/> Write-in</p> <p><b>City of Newport</b></p> <p><b>Mayor</b> Two Year Term Vote for one</p> <p><input type="radio"/> <b>William D Bain</b></p> <p><input type="radio"/> <b>Patricia Patrick-Joling</b></p> <p><input type="radio"/> Write-in</p> <p><b>City of Lincoln City</b></p> <p><b>Council Members</b> Four Year Terms Vote for three</p> <p><input type="radio"/> <b>Mark McConnell</b></p> <p><input type="radio"/> <b>Jeff Bertuleit</b></p> <p><input type="radio"/> <b>Lon Brusselback</b></p> <p><input type="radio"/> <b>John A Rehfluss</b></p> <p><input type="radio"/> Write-in</p> <p><b>City of Lincoln City</b></p> <p><input type="radio"/> Write-in</p>

# Sample Ballot—Lincoln County, Oregon | November 4, 2008

Official Ballot - General Election  
Lincoln County, OR-November 4, 2008

A	B	C	D	E
<b>City of Siletz</b>	<b>City of Waldport</b>	<b>State Measures</b>	<b>State Measures</b>	<b>State Measures</b>
<p>Mayor Two Year Term Vote for one</p> <p><input type="radio"/> Leslie Button</p> <p><input type="radio"/> Write-in</p>	<p>Mayor Two Year Term Vote for one</p> <p><input type="radio"/> Herman Welch</p> <p><input type="radio"/> Write-in</p>	<p>SEE FULL TEXT OF MEASURES ON SEPARATE SHEET Referred to the People by the Legislative Assembly</p> <p>54 Amends Constitution: Standardizes voting eligibility for school board elections with other state and local elections.</p> <p>Result of "yes" vote: "Yes" vote deletes unenforceable provisions relating to voter eligibility, deletion would have no substantive effect.</p> <p>Result of "no" vote: "No" vote retains unenforceable provisions that require citizens to be 21 years of age to vote in school board elections.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p>	<p>Proposed by Initiative Petition</p> <p>58 Prohibits teaching public school student in language other than English for more than two years</p> <p>Result of "yes" vote: "Yes" vote prohibits teaching public school student in language other than English for more than two years (exception for teaching foreign language to English speakers).</p> <p>Result of "no" vote: "No" vote retains requiring English courses for students unable to profit from classes taught in English, permitting multiple-language instruction to assist transition to English.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p>	<p>62 Amends Constitution: Allocates 15% of lottery proceeds to public safety fund for crime prevention, investigation, prosecution</p> <p>Result of "yes" vote: "Yes" vote amends constitution to allocate 15% of lottery proceeds to public safety fund; reduces percentage of funds available for other lottery-funded programs.</p> <p>Result of "no" vote: "No" vote retains current list of authorized purposes for spending lottery proceeds; rejects amending the constitution to allocate specific percentage of proceeds for public safety.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>Council Member, Position 2 Four Year Term Vote for one</p> <p><input type="radio"/> Ronald L Hervey</p> <p><input type="radio"/> Write-in</p>	<p>Council Members Four Year Terms Vote for three</p> <p><input type="radio"/> Shirley Hanes</p> <p><input type="radio"/> Peter J Kelly</p> <p><input type="radio"/> Mark Campbell</p> <p><input type="radio"/> Write-in</p>	<p>55 Amends Constitution: Changes operative date of redistricting plans; allows affected legislators to finish term in original district.</p> <p>Result of "yes" vote: "Yes" vote changes date when new redistricting plans become law, which allows affected state Representatives and Senators to represent their districts for a full term.</p> <p>Result of "no" vote: "No" vote retains current law permitting state legislator to be reassigned to another district when redistricting plan results in multiple legislators living in one district.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p>	<p>59 Creates an unlimited deduction for federal income taxes on individual taxpayers' Oregon income-tax returns</p> <p>Result of "yes" vote: "Yes" vote creates an unlimited deduction for federal income taxes on Oregon income-tax returns filed by individual taxpayers; reduces revenue available for state expenditures.</p> <p>Result of "no" vote: "No" vote retains current law, which allows limited deduction for federal income taxes on individual taxpayers' Oregon income-tax returns (limit generally is \$5500).</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p>	<p>63 Exempts specified property owners from building permit requirements for improvements valued at under 35,000 dollars</p> <p>Result of "yes" vote: "Yes" vote exempts farm and residential real property owners from applicable state and local building permit requirements for improvements valued at 35,000 dollars or less.</p> <p>Result of "no" vote: "No" vote requires farm and residential real property owners to comply with applicable state/local building permit requirements for improvements valued at under 35,000 dollars.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>Council Member, Position 3 Four Year Term Vote for one</p> <p>No Candidate Filed</p> <p><input type="radio"/> Write-in</p>	<p>Council Member Two Year Unexpired Term Vote for one</p> <p><input type="radio"/> Charles Ray Havens</p> <p><input type="radio"/> Write-in</p>	<p>56 Amends Constitution: Provides that May and November property tax elections are decided by majority of voters voting.</p> <p>Result of "yes" vote: "Yes" vote provides that majority of voters voting in May and November elections may pass local property tax measure to fund schools, police, local services.</p> <p>Result of "no" vote: "No" vote retains current law where non-votes have effect of "no" vote in certain local elections where less than 50 percent of voters participate.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p>	<p>60 Teacher "classroom performance," not seniority, determines pay raises; "most qualified" teachers retained, regardless of seniority</p> <p>Result of "yes" vote: "Yes" vote makes teacher pay raises dependent on "classroom performance," without regard to seniority; specific subject training, teaching performance determine retention if lay-offs occur.</p> <p>Result of "no" vote: "No" vote retains current laws allowing local school boards to pay and retain teachers by qualifications, including teaching competence, experience, educational attainments, licensure and seniority.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p>	<p>64 Penalizes person, entity for using funds collected with "public resource" (defined) for "political purpose" (defined)</p> <p>Result of "yes" vote: "Yes" vote prohibits persons, entities from using money for "political purpose" (defined) if collected with "public resource" (defined) commingled with such money; mandates penalties.</p> <p>Result of "no" vote: "No" vote retains current law, which does not restrict person's, entity's use of money collected with public resources or commingling such money with "political" funds.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>City of Toledo</p>	<p>City of Yachats</p>	<p>57 Increases sentences for drug trafficking, theft against elderly and specified repeat property and identity theft crimes; requires addiction treatment for certain offenders.</p> <p>Result of "yes" vote: "Yes" vote increases sentences for drug trafficking (methamphetamine, heroin, ecstasy, cocaine), theft against elderly and specified repeat property and identity theft crimes; requires addiction treatment for certain offenders; establishes this measure as alternative to other specified measure on this ballot to impose minimum sentences for listed crimes.</p> <p>Result of "no" vote: "No" vote retains current laws, which provide lesser sentences for specified crimes and do not require treatment for addicted offenders.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p>	<p>61 Creates mandatory minimum prison sentences for certain theft, identity theft, forgery, drug, and burglary crimes</p> <p>Result of "yes" vote: "Yes" vote creates mandatory minimum prison sentences for certain crimes, including burglary, forgery, theft, manufacture/delivery of methamphetamine, heroin, cocaine, or methylenedioxymethamphetamine, under specified circumstances.</p> <p>Result of "no" vote: "No" vote retains current law, which does not require that persons convicted of the crimes specified in the measure serve mandatory minimum prison sentences.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p>	<p>65 Changes general election nomination processes for major/minor party, independent candidates for most partisan offices</p> <p>Result of "yes" vote: "Yes" vote changes general election nomination processes for most partisan offices; all candidates run in single primary; top two primary candidates compete in general election.</p> <p>Result of "no" vote: "No" vote retains the current party primary election system, retains procedures for the nomination of minor political party and independent candidates to the general election.</p> <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p>
		<p>WARNING Any person who, by use of force or other means, unduly influences an elector to vote in any particular manner or to refrain from voting is subject to a fine. (ORS 254.470)</p>		
		Seq:0001		

# Sample Ballot—Lincoln County, Oregon | November 4, 2008

Official Ballot - General Election  
Lincoln County, OR-November 4, 2008

A	B	C	D	E
	<p><b>City of Depoe Bay</b></p> <p><b>21-125 Local Option Tax Levy Authorization for Law Enforcement</b>  <b>Question:</b> Shall the City be authorized to levy a local option tax of 3.2¢/\$1,000 valuation for five years commencing in 2009-2010?                      This measure may cause property taxes to increase more than three percent.</p> <p><input type="radio"/> Yes  <input type="radio"/> No</p> <p><b>21-126 Amend Depoe Bay City Charter - Section 3, Mayor</b>  <b>Question:</b> Shall the Depoe Bay City Charter be amended to change the mayor's term to four years with no term limits?</p> <p><input type="radio"/> Yes  <input type="radio"/> No</p>	<p><b>Seal Rock Rural Fire Protection District</b></p> <p><b>21-131 Five Year Local Option Tax for Seal Rock RFPD</b>  <b>Question:</b> Shall the District levy a local option tax of \$ .20 per \$1,000 of assessed value for five years beginning 2009-2010?                      This measure may cause property taxes to increase more than three percent.</p> <p><input type="radio"/> Yes  <input type="radio"/> No</p> <p><b>Yachats Rural Fire Protection District</b></p> <p><b>21-130 Renewal of Local Option Tax for the Yachats Fire District</b>  <b>Question:</b> Shall Yachats Fire District renew its tax of \$1.6 per \$1,000 assessed value for an additional five years beginning 2009-2010?                      This measure may cause property taxes to increase more than three percent.</p> <p><input type="radio"/> Yes  <input type="radio"/> No</p>		
	<p><b>City of Newport</b></p> <p><b>21-124 General Obligation Bonds for Water System Improvements.</b>  <b>Question:</b> Shall Newport issue up to \$15,500,000 of general obligation bonds to pay for water system improvements?                      If the bonds are approved, they will be payable from taxes on property or property ownership that are not subject to the limits of sections 11 and 11b, Article XI of the Oregon Constitution.</p> <p><input type="radio"/> Yes  <input type="radio"/> No</p>	<p><b>Lincoln County Library District</b></p> <p><b>21-123 Local Option Tax for Library Funding</b>  <b>Question:</b> Shall Lincoln County Library District levy 9¢ per \$1,000 assessed value for five years, beginning 2010-2011, to fund your library?                      This measure may cause property taxes to increase more than three percent.</p> <p><input type="radio"/> Yes  <input type="radio"/> No</p>		
	<p><b>Port of Alsea</b></p> <p><b>21-129 Port of Alsea General Obligation Bond Authorization</b>  <b>Question:</b> Shall Port of Alsea be authorized to issue general obligation bonds not exceeding \$77.5,000?                      If the bonds are approved, they will be payable from taxes on property or property ownership that are not subject to the limits of sections 11 and 11b, Article XI of the Oregon Constitution.</p> <p><input type="radio"/> Yes  <input type="radio"/> No</p>	<p><b>Proposed Bear Creek Hideout No. 2 Special Road District</b></p> <p><b>21-127 Formation of Bear Creek Hideout No. 2 Special Road District</b>  <b>Question:</b> Shall this road district be formed with a tax rate limit of \$1.50 per \$1000 assessed property value beginning 2009-2010?</p> <p><input type="radio"/> Yes  <input type="radio"/> No</p>		
	<p><b>Port of Toledo</b></p> <p><b>21-132 Port of Toledo, Oregon General Obligation Bond Authorization</b>  <b>Question:</b> Shall the Port of Toledo be authorized to issue general obligation bonds not exceeding \$3,060,000?                      If the bonds are approved, they will be payable from taxes on property or property ownership that are not subject to the limits of sections 11 and 11b, Article XI of the Oregon Constitution.</p> <p><input type="radio"/> Yes  <input type="radio"/> No</p>	<p><b>Proposed Tawn Mar Special Road District</b></p> <p><b>21-128 Formation of Tawn Mar Special Road District</b>  <b>Question:</b> Shall this road district be formed with a tax rate limit of \$2 per \$1000 assessed property value beginning 2009-2010?</p> <p><input type="radio"/> Yes  <input type="radio"/> No</p>		
			<p><b>WARNING</b>                      Any person who, by use of force or other means, unduly influences an elector to vote in any particular manner or to refrain from voting is subject to a fine. (ORS 254.470)</p>	
A	B	C	D	E

Seq:0001

# FULL TEXT OF BALLOT TITLES—GENERAL ELECTION—NOVEMBER 4, 2008

## LINCOLN COUNTY • STATE OF OREGON

ONLY THE CAPTION AND QUESTION WILL APPEAR ON YOUR OFFICIAL BALLOT AND ONLY THE APPROPRIATE MEASURES FOR EACH PRECINCT WILL APPEAR ON THAT PRECINCT'S BALLOT.

### STATE MEASURES

#### Referred to the People by the Legislative Assembly

#### 54 Amends Constitution: Standardizes voting eligibility for school board elections with other state and local elections.

**Result of “yes” vote:** “Yes” vote deletes unenforceable provisions relating to voter eligibility; deletion would have no substantive effect.

**Result of “no” vote:** “No” vote retains unenforceable provisions that require citizens to be 21 years of age to vote in school board elections.

**Summary:** Amends Oregon Constitution. The Oregon Constitution requires voters in school district elections to be 21 years of age and residents in the school district for six months. It also requires voters to pass a literacy test to vote in school district elections. This measure would eliminate these school district voter eligibility requirements because they are unenforceable under the United States Constitution and federal law. Voters in school district elections would still have to satisfy all other voter eligibility requirements for local, state and federal elections in Oregon. This measure would “clean up” the Oregon Constitution by deleting outdated and unenforceable language.

**Estimate of financial impact:** There is no direct financial effect on state or local government expenditures or revenue.

#### 55 Amends Constitution: Changes operative date of redistricting plans; allows affected legislators to finish term in original district.

**Result of “yes” vote:** “Yes” vote changes date when new redistricting plans become law, which allows affected state Representatives and Senators to represent their districts for a full term.

**Result of “no” vote:** “No” vote retains current law permitting state legislator to be reassigned to another district when redistricting plan results in multiple legislators living in one district.

**Summary:** Amends Oregon Constitution. Reapportionment, commonly called “redistricting” in Oregon, changes the lines of Oregon’s state Representative and state Senator districts every 10 years, based on results of the U.S. census. The next census is scheduled for 2010, with redistricting to be done in 2011. Currently, when a redistricting plan takes effect, and more than one Representative or Senator resides in the new district, one of the Representatives or Senators is assigned, temporarily, to another district. For example, in 2001 a Eugene Representative was assigned to represent a district in central Oregon. This measure would allow Representatives and Senators to continue to represent the districts from which they were elected for their full terms, with the new redistricting going into effect after the next general election.

**Estimate of financial impact:** There is no direct financial effect on state or local government expenditures or revenue.

#### 56 Amends Constitution: Provides that May and November property tax elections are decided by majority of voters voting.

**Result of “yes” vote:** “Yes” vote provides that majority of voters voting in May and November elections may pass local property tax measure to fund schools, police, local services.

**Result of “no” vote:** “No” vote retains current law where non-votes have effect of “no” vote in certain local elections where less than 50 percent of voters participate.

**Summary:** Current law requires that 50 percent of voters participate in an election (except general elections in even-numbered years) in order to pass local property tax measures to raise money for schools, police, libraries, parks or other local government services. This means that non-votes have the effect of a “no” vote where less than 50 percent of qualified voters participate. All other elections are determined by a majority of those who vote, with no voter turnout requirements. This measure eliminates the voter turnout requirement for local property tax elections held in May and November. As a result, for such elections, measures to raise money for schools, police, libraries, parks or other local government services become law when approved by a majority of those voting.

**Estimate of financial impact:** There is no direct financial effect on state or local government expenditures or revenue.

#### 57 Increases sentences for drug trafficking, theft against elderly and specified repeat property and identity theft crimes; requires addiction treatment for certain offenders.

**Result of “yes” vote:** “Yes” vote increases sentences for drug trafficking (methamphetamine, heroin, “ecstasy,” cocaine), theft against elderly and specified repeat property and identity theft crimes; requires addiction treatment for certain offenders; establishes this measure as alternative to other specified measure on this ballot to impose minimum sentences for listed crimes.

**Result of “no” vote:** “No” vote retains current laws, which provide lesser sentences for specified crimes and do not require treatment for addicted offenders.

**Summary:** This measure increases prison sentences for specified drug and property crimes as follows:

- Trafficking of methamphetamine, heroin, “ecstasy,” or cocaine: 34 - 130 months, depending on the quantity of drugs and criminal history;
- Aggravated theft of over \$10,000 where victim is elderly: 16 - 45 months, depending on criminal history;
- Repeat offenses of identity theft, burglary, theft, robbery, mail theft, car theft, forgery, criminal mischief, credit card and check fraud: 18 - 30 months or 24 - 36 months, depending on seriousness of crime and number of past convictions.

This measure also requires treatment for certain addicted offenders at risk of reoffending; imposes sanctions for those who refuse treatment. Limits court’s ability to reduce sentences. Provides grants to counties for operation of local jails, treatment services, intensive supervision and drug courts.

If this measure passes with more votes than other specified measure on this ballot to impose minimum sentences for listed crimes, this measure controls and other measure will have no effect. If this measure passes with fewer votes than other specified measure on this ballot to impose minimum sentences for listed crimes, this measure will have no effect. See Explanatory Statement for more information.

**Estimate of financial impact:** The measure will require additional state spending of approximately \$9 million in the first year, \$74 million in the second year, \$79 million in the third year, \$106 million in the fourth year, and more than \$143 million each year after that. The measure does not require additional local government spending.

The state will borrow \$314 million from 2010 to 2017 to build new prison space. The state will repay those amounts plus interest of \$203 million over 25 years.

The measure does not affect the amount of funds collected for state government.

### Proposed by Initiative Petition

#### 58 Prohibits teaching public school student in language other than English for more than two years

**Result of “yes” vote:** “Yes” vote prohibits teaching public school student in language other than English for more than two years (exception for teaching foreign language to English speakers).

**Result of “no” vote:** “No” vote retains requiring English courses for students unable to profit from classes taught in English, permitting multiple-language instruction to assist transition to English.

**Summary:** Current law requires instruction in all school subjects (except foreign languages) to be primarily in English; permits instruction in more than one language so students whose native language is not English can make early transition to English; requires schools to provide English courses for children unable to profit from classes taught in English. Measure provides that no public school student shall be taught in language other than English for more than two years, with exception for classes teaching foreign language to English-speaking students. Limits “English immersion classes” (not defined) to no more than two years for students whose primary language is not English and who are not capable of being taught in English; after that, students shall be taught exclusively in English. Other provisions.

**Estimate of financial impact:** This measure will require additional local school spending between \$203 million and \$253 million in each of the first two school years. The cost may change in later years, depending upon the number of non-English speaking students in public schools, and their academic performance over time.

The measure does not affect the amount of funds collected for state government, schools, or local governments.

#### 59 Creates an unlimited deduction for federal income taxes on individual taxpayers’ Oregon income-tax returns

**Result of “yes” vote:** “Yes” vote creates an unlimited deduction for federal income taxes on Oregon income-tax returns filed by individual taxpayers; reduces revenue available for state expenditures.

**Result of “no” vote:** “No” vote retains current law, which allows limited deduction for federal income taxes on individual taxpayers’ Oregon income-tax returns (limit generally is \$5500).

**Summary:** Under current law, personal income taxpayers may deduct a limited amount of federal income taxes when calculating their Oregon taxable income (limit generally is \$5500; limit is adjusted yearly for cost-of-living starting in 2008). This measure creates an unlimited deduction for federal income taxes on individual taxpayers’ Oregon returns beginning in 2010. Provides “no Oregon taxpayer shall be required to pay to the state, a local government, or other taxing district, an income tax of any kind on money paid to the federal government as federal income taxes.” Deduction applies only to federal income taxes paid on income taxed in Oregon; does not apply to corporate excise/income taxes. Reduces revenue available for state expenditures; provides no replacement funding. Other provisions.

**Estimate of financial impact:** This measure will reduce state budget revenues by approximately \$360 million in the first year, \$1.0 billion in the second year, and \$1.2 billion per year after that, depending upon growth in personal income and federal tax liability.

The measure may result in a reduction of state-shared revenues to schools and local governments. The measure may result in a reduction of federal revenue sharing to state government.

#### 60 Teacher “classroom performance,” not seniority, determines pay raises; “most qualified” teachers retained, regardless of seniority

**Result of “yes” vote:** “Yes” vote makes teacher pay raises dependent on “classroom performance,” without regard to seniority; specific subject training, teaching performance determine retention if lay-offs occur.

**Result of “no” vote:** “No” vote retains current laws allowing local school boards to pay and retain teachers by qualifications, including teaching competence, experience, educational attainments, licensure and seniority.

**Summary:** Local public school district boards currently fix salaries, and retention and other contract terms of employment for teachers within their respective districts, subject to state laws regarding collective bargaining, merit, competence, licensure and the Accountability for Schools for the 21<sup>st</sup> Century Law. Measure eliminates seniority as criterion for pay raises and requires that pay raises for teacher be based solely on that teacher’s “classroom performance” (undefined); provides that if a school district reduces teaching staff, the district must retain the “most qualified” teacher, identified by “past classroom experience successfully teaching the specific subject” and academic training in that subject. Measure supersedes any conflicting law or policy, but applies only to teacher contract extensions and new contracts made after the effective date of measure. Other provisions.

**Estimate of financial impact:** The measure will require between \$30 million and \$72 million in additional state and local spending in the first school year. Thereafter the measure will require between \$30 million and \$60 million in additional state and local spending each year.

The measure does not affect the amount of funds collected for state government, schools, or local governments.

#### 61 Creates mandatory minimum prison sentences for certain theft, identity theft, forgery, drug, and burglary crimes

**Result of “yes” vote:** “Yes” vote creates mandatory minimum prison sentences for certain crimes, including burglary, forgery, theft, manufacture/delivery of methamphetamine, heroin, cocaine, or methylenedioxymethamphetamine, under specified circumstances.

**Result of “no” vote:** “No” vote retains current law, which does not require that persons convicted of the crimes specified in the measure serve mandatory minimum prison sentences.

**Summary:** Measure creates mandatory minimum prison sentences for specified crimes for which current law does not require mandatory minimums. Requires 36-month minimums for identity theft, first degree burglary, and Class A felony manufacture/delivery of methamphetamine, heroin, cocaine, or methylenedioxymethamphetamine; 30-month minimums for Class B felony manufacture/delivery of same specified controlled substances. For offenders with one or more prior felony convictions, or two or more prior misdemeanor convictions, measure requires 18-month minimums for first degree forgery, motor vehicle theft; 14-month minimums for first degree theft, second degree burglary. Prohibits reductions in sentences required by measure. Sentences must be served in state prisons, not in county jails. State must reimburse counties for pretrial incarceration costs for persons sentenced under measure. Other provisions.

**Estimate of financial impact:** The measure will require additional state spending of \$8 million to \$10 million in the first year, \$67 million to \$88 million in the second year, \$122 million to \$178 million in the third year, \$164 million to \$247 million in the fourth year, and \$161 million to \$274 million in each year after that. The measure does not require additional local government spending.

The measure will require the state to borrow between \$1.1 billion and \$1.3 billion to build new prisons between 2010 and 2017. The state will repay those amounts plus interest of \$709 million to \$844 million over 25 years.

The measure requires state payments to local government of \$2 million to \$5 million in the first year and \$10 million to \$19 million each year after that.

The measure does not affect the amount of funds collected for state government.

#### 62 Amends Constitution: Allocates 15% of lottery proceeds to public safety fund for crime prevention, investigation, prosecution

**Result of “yes” vote:** “Yes” vote amends constitution to allocate 15% of lottery proceeds to public safety fund; reduces percentage of funds available for other lottery-funded programs.

**Result of “no” vote:** “No” vote retains current list of authorized purposes for spending lottery proceeds; rejects amending the constitution to allocate specific percentage of proceeds for public safety.

**Summary:** Amends constitution. Constitution currently apportions lottery proceeds to create jobs, further economic development, finance public education. In addition to those uses, measure requires 15% of net lottery proceeds deposited in public safety fund. 50% of fund moneys are distributed to counties for grants for the following: 20% for early childhood programs for at-risk children; 15% to supplement district attorney operations; 15% to county sheriffs’ investigation, field operations. Allocates grants to county under formula: 30% divided equally on per-county basis, 70% divided on population basis. Measure dedicates 50% of proceeds to state police criminal investigation, forensic operations. Measure prohibits legislature from limiting expenditures from fund. Funds to prosecution, sheriffs not a substitute to existing funds. Other provisions.

**Estimate of financial impact:** It is estimated that the measure would require public safety spending of \$100 million out of state lottery revenues in the first year, \$106 million in the second year, \$113 million in the third year, and \$120 million in the fourth year. Spending from that fund would be evenly split between state and local public safety expenditures.

The new required spending of lottery revenues for the public safety fund would reduce lottery funds available to spend for education and for state and local economic development.

#### 63 Exempts specified property owners from building permit requirements for improvements valued at/under 35,000 dollars

**Result of “yes” vote:** “Yes” vote exempts farm and residential real property owners from applicable state and local building permit requirements for improvements valued at 35,000 dollars or less.

**Result of “no” vote:** “No” vote requires farm and residential real property owners to comply with applicable state/local building permit requirements for improvements valued at/under 35,000 dollars.

**Summary:** Current law requires owner of residential real property or farm property to comply with applicable state and local building permit requirements when making improvements to real property. Measure creates exemption for residential real property and farm property owners from applicable state and local building permit requirements for improvements when the total value of improvements made within a calendar year does not exceed 35,000 dollars. Measure requires improvements to comply with applicable setback requirements and height limitations. Requires property owners to disclose improvements made without building permits to prospective buyers. Requires electrical wiring made to improvement covered by measure to be performed or approved by licensed electrical contractor. Amount of exemption increases annually to adjust for inflation. Measure supersedes conflicting state and local laws. Other provisions.

**Estimate of financial impact:** This measure will reduce local government revenue between \$4 million and \$8 million each year. The measure will reduce state government revenue between \$450,000 and \$750,000 each year.

The measure will reduce local government spending between \$4 million and \$8 million each year. The measure has no effect on state government spending.

VOTING INSTRUCTIONS ON BACK.

**64 Penalizes person, entity for using funds collected with "public resource" (defined) for "political purpose" (defined)**

**Result of "yes" vote:** "Yes" vote prohibits persons, entities from using money for "political purpose" (defined) if collected with "public resource" (defined), commingled with such money; mandates penalties.

**Result of "no" vote:** "No" vote retains current law, which does not restrict person's, entity's use of money collected with public resources or commingling such money with "political" funds.

**Summary:** Current law allows individuals, organizations to use money for "political purposes," including money collected with public resources. Measure prohibits individuals, organizations, other entities from using money for "political purposes" if "public resources" were used in collecting it. "Money" includes in-kind contributions, independent expenditures, pass-through contributions. "Public resources" include money, public employee work time, buildings, equipment, supplies, unless used for conducting elections, issuing official voters' pamphlet. "Used for a political purpose" means: contributed to candidate, political committee, political party, initiative/referendum committee; spent supporting, opposing candidate, ballot measure, gathering signatures for proposed measure, petition; excludes lobbying an elected official. Mandates civil penalty, bars government from collecting money for entity that uses such money for "political purpose" or commingles it with "political" money. Other provisions.

**Estimate of financial impact:** This measure requires additional state government, schools, or local government spending of less than \$100,000.

The measure does not affect the amount of funds collected for state government, schools, or local governments.

**65 Changes general election nomination processes for major/minor party, independent candidates for most partisan offices**

**Result of "yes" vote:** "Yes" vote changes general election nomination processes for most partisan offices; all candidates run in single primary; top two primary candidates compete in general election.

**Result of "no" vote:** "No" vote retains the current party primary election system, retains procedures for the nomination of minor political party and independent candidates to the general election.

**Summary:** Currently, major parties nominate candidates to general election through party primaries; minor parties, independents nominate candidates directly to general election. Multiple candidates for office may appear on general election ballot. Measure changes those nomination processes for most partisan offices, including United States Senator; Congressional Representative; Governor; Secretary of State; State Treasurer; Attorney General; State Senator; State Representative; any state, county, city, district office that is not nonpartisan/for which law authorizes political party nominations to general election. Primary ballots contain all prospective candidates; elector may vote for candidate regardless of elector's, candidate's party affiliation. Only top two candidates in primary compete in general election. Primary, general election ballots must contain candidates' party registration, endorsements. Eligible person, regardless of party affiliation, may fill vacancy. Other provisions.

**Estimate of financial impact:** The measure requires one-time spending by both state and local government of approximately \$100,000 total for computer programming changes.

The measure requires approximately \$100,000 every two years in additional state government spending for the primary election voter's pamphlet.

The measure requires approximately \$227,000 every two years in additional local government spending for primary ballot printing and postage.

The measure does not affect the amount of funds collected for state or local government.

**CITY OF DEPOE BAY**

**21-125 LOCAL OPTION TAX LEVY AUTHORIZATION FOR LAW ENFORCEMENT**

**QUESTION:** Shall the City be authorized to levy a local option tax of 32¢/\$1,000 valuation for five years commencing in 2009-2010?

This measure may cause property taxes to increase more than three percent.

**SUMMARY:** This measure authorizes the City to levy a property tax at a rate of 32¢ per thousand dollars assessed valuation each year commencing the fiscal year beginning July 1, 2009 for five consecutive years. The taxes would be used, in conjunction with dedicated transient room tax revenues, to finance the City Public Safety and Law Enforcement Program including a contract with the Lincoln County Sheriff's Department for services equivalent to one full-time deputy sheriff, an office with furnishings and office equipment, administrative support and to pay related costs. The estimated tax cost for this measure is an ESTIMATE ONLY based on the best information available from the county assessor at the time of the estimate. The City estimates that this measure would raise approximately \$106,810 in tax revenues in 2009-2010, \$104,271 in 2010-2011, \$102,196 in 2011-2012, \$102,942 in 2012-2013 and \$106,286 in 2013-2014.

**21-126 AMEND DEPOE BAY CITY CHARTER—SECTION 9, MAYOR**

**QUESTION:** Shall the Depoe Bay City Charter be amended to change the mayor's term to four years with no term limits?

**SUMMARY:** The current Depoe Bay City Charter was adopted in 1976. This measure authorizes an amendment to the City Charter, Section 9-Mayor. Currently, Section 9-Mayor provides that "At each biennial general election a mayor shall be elected for a term of two years. No person shall serve more than three (3) consecutive two-year terms a mayor." The proposed amendment would revise the mayor's term to four years and remove term limits for the mayor's position.

**CITY OF NEWPORT**

**21-124 GENERAL OBLIGATION BONDS FOR WATER SYSTEM IMPROVEMENTS**

**QUESTION:** Shall Newport issue up to \$15,900,000 of general obligation bonds to pay for water system improvements? If the bonds are approved, they will be payable from taxes on property or property ownership that are not subject to the limits of sections 11 and 11b, Article XI of the Oregon Constitution.

**SUMMARY:** If this measure is approved, the city could issue up to \$15.9 million of general obligation bonds to pay for a new water treatment plant, new intake pipelines for the water treatment plant, and a new treated water reservoir.

The new water treatment plant would be more efficient and have less environmental impact than the existing plant. It would have more redundancy in case of system failure. The new plant would substantially increase production capacity.

The city currently has general obligation bonds outstanding that are expected to be paid off in 10 years. Because the tax rate on those bonds is declining, the city expects to be able to structure the new bonds so that the total tax rate for all city general obligation bonds is about the same as the city bond tax rate for the November 2007 levy. The new bonds, if approved, would mature in 21 years.

**PORT OF ALSEA**

**21-129 PORT OF ALSEA GENERAL OBLIGATION BOND AUTHORIZATION**

**QUESTION:** Shall Port of Alsea be authorized to issue general obligation bonds not exceeding \$775,000? If the bonds are approved, they will be payable from taxes on property or property ownership that are not subject to the limits of sections 11 and 11b, Article XI of the Oregon Constitution.

**SUMMARY:** Passage of this measure would provide funds for capital construction and improvements and bond costs.

Specifically, this measure will finance the construction of a building that is expected to store a water rescue vessel and related equipment. The Port provides primary access to Alsea Bay for search and rescue personnel from Central Oregon Coast Fire and Rescue District. Seal Rock Rural Fire Protection District and Yachats Rural Fire Protection District also respond to water emergencies on Alsea Bay. Currently, the water rescue vessel and equipment is stored approximately half a mile away from the Port at the fire hall. It is expected that the storage of the vessel and equipment closer to the Port launch ramp would help reduce response times to emergency incidents.

The proposed building may also include office space for the Port and residential space.

The bonds may be issued in one or more series and each series will mature in 16 years or less from its date of issue.

**PORT OF TOLEDO**

**21-132 PORT OF TOLEDO, OREGON GENERAL OBLIGATION BOND AUTHORIZATION**

**QUESTION:** Shall the Port of Toledo be authorized to issue general obligation bonds not exceeding \$3,060,000? If the bonds are approved, they will be payable from taxes on property or property ownership that are not subject to the limits of sections 11 and 11b, Article XI of the Oregon Constitution.

**SUMMARY:** If approved, this measure provides funds to finance capital construction and improvements, and pay bond costs. Specifically, this measure is expected to finance:

- Acquire Toledo boatyard, properties, and equipment.
- Facility Improvements including boat wash-down systems, work areas, access and paving.
- Environmental, regulatory and engineering work related to the Toledo boatyard project including marine rail facilities.
- Install an on-site stormwater facility and a sanitary sewer system.
- Upgrade sandblasting and spray painting areas.
- Upgrade dry dock, pier and floating docks.
- Related site improvements, furnishings and equipping.
- Pay fees associated with issuing the bonds.

The bonds would mature in twenty-one (21) years or less from date of issuance and may be issued in one or more series. The estimated average annual cost of this bond is \$.30 per \$1000 of assessed value. The owner of a home assessed at \$100,000 is estimated to pay \$30.00 a year.

**SEAL ROCK RURAL FIRE PROTECTION DISTRICT**

**21-131 FIVE YEAR LOCAL OPTION TAX FOR SEAL ROCK RFPD**

**QUESTION:** Shall the District levy a local option tax of \$.20 per \$1,000 of assessed value for five years beginning 2009-2010?

This measure may cause property taxes to increase more than three percent.

**SUMMARY:** Approval of this measure would allow the District to hire a full time fire chief and pay expenses related to that position.

Presently the District has no full time personnel. The chief's position is part time. Growth within the District and increased governmental regulations have increased the time required to oversee District equipment, personnel and to maintain compliance with governmental regulations.

A full time chief would be responsible for effectively managing the District and its assets, training volunteer firefighters, and completing governmental reports and filings, and have other such responsibilities as designated by the Board of the District.

The proposed rate will raise approximately \$75,417 in 2009-2010; \$77,680 in 2010-2011; \$79,992 in 2011-2012; \$82,392 in 2012-2013; and \$84,863 in 2013-2014. The estimated cost for this measure is an ESTIMATE ONLY based on the best information available from the county assessor at the time of the estimate.

**YACHATS RURAL FIRE PROTECTION DISTRICT**

**21-130 RENEWAL OF LOCAL OPTION TAX FOR THE YACHATS FIRE DISTRICT**

**QUESTION:** Shall Yachats Fire District renew its tax of 61¢ per \$1000 assessed value for an additional five years beginning 2009-2010?

This measure may cause property taxes to increase more than three percent.

**SUMMARY:** Approval of this measure would renew the current five year local option tax set to expire in tax year 2009-2010, at the same rate now in effect, for an additional five years.

It is estimated that this measure would raise approximately \$247,437 in tax revenues for 2009-2010, \$254,860 in tax revenues for 2010-2011, \$262,506 in tax revenues for 2011-2012, \$270,381 in tax revenues for 2012-2013, and \$278,493 in tax revenues for 2013-2014.

Revenues would be used by the Yachats Rural Fire Protection District to continue Emergency Medical Services, replace older vehicles, continue expanded training, and purchase hose and small equipment.

**LINCOLN COUNTY LIBRARY DISTRICT**

**21-123 LOCAL OPTION TAX FOR LIBRARY FUNDING**

**QUESTION:** Shall Lincoln County Library District levy 9¢ per \$1,000 assessed value for five years, beginning 2010-2011, to fund your library?

This measure may cause property taxes to increase more than three percent.

**SUMMARY:** This measure will replace the expiring local option tax. Approval of this measure continues providing funding at its present level for the Lincoln County Library District and the funding it provides to libraries in Lincoln City, Newport, Siletz, Toledo and Waldport.

It is estimated that this measure would raise approximately \$311,601 in tax revenues for 2010-2011, \$320,950 in tax revenues for 2011-2012, \$330,578 in tax revenues for 2012-2013, \$340,495 in tax revenues for 2013-2014, and \$350,710 in tax revenues for 2014-2015. The estimated tax cost for this measure is an ESTIMATE ONLY based on the best information available from the county assessor at the time of the estimate.

**BEAR CREEK HIDEOUT NO. 2 SPECIAL ROAD DISTRICT**

**21-127 FORMATION OF BEAR CREEK HIDEOUT NO. 2 SPECIAL ROAD DISTRICT**

**QUESTION:** Shall this road district be formed with a tax rate limit of \$1.50 per \$1000 assessed property value beginning 2009-2010?

**SUMMARY:** Approval of this measure would form Bear Creek Hideout No. 2 Special Road District, a special road district in north Lincoln County.

Approval of this measure would also approve a permanent tax rate limit for the district of \$1.50 per \$1,000 assessed property value as the maximum rate of operating taxes for the district, beginning in fiscal tax year 2009-2010.

The boundary of the proposed district consists of the following property in Section 3, Township 7 South, Range 10 West, Willamette Meridian: (1) All property within the Bear Creek Hideout No. 2 Subdivision, except for Lot 1 of Block 1 of said subdivision; and (2) the West ½ of the West ½ of the Southwest ¼ of the Northeast ¼ of said Section 3.

**PROPOSED TAWN MAR SPECIAL ROAD DISTRICT**

**21-128 FORMATION OF TAWN MAR SPECIAL ROAD DISTRICT**

**QUESTION:** Shall this road district be formed with a tax rate limit of \$2 per \$1000 assessed property value beginning 2009-2010?

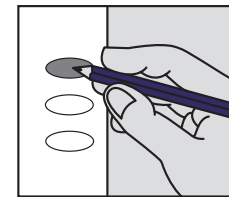
**SUMMARY:** Approval of this measure would form Tawn Mar Special Road District, a special road district in south Lincoln County.

Approval of this measure would also approve a permanent tax rate limit for the district of \$2 per \$1,000 assessed property value as the maximum rate of operating taxes for the district, beginning in fiscal tax year 2009-2010.

The boundary of the proposed district consists of the following property in Section 7, Township 13 South, Range 11 West, Willamette Meridian: (1) All property within the Tawn Mar Subdivision; and (2) the Southeast quarter of the Northwest quarter of said Section 7.

**check your ballot!**

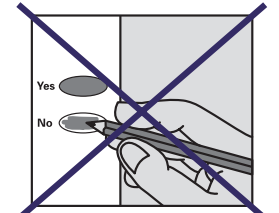
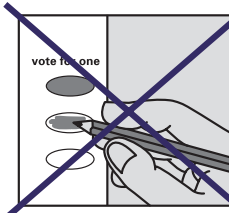
Make sure you have completely filled in the ovals next to your choices.



**You may use a pencil or pen.**

If you vote for more candidates than allowed, or if you vote **both Yes and No** on a measure, it is called an overvote.

Your vote **will not count** for that candidate or measure.



You do not have to vote on all contests. Those you do vote on will still count.

Contact County Elections to request a replacement ballot if:

- you make a mistake
- your ballot is damaged or spoiled
- you lose your ballot

or for any other reason.

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