

Enrolled
Senate Bill 663

Sponsored by Senator PROZANSKI

CHAPTER

AN ACT

Relating to vacancy in office of director of irrigation district; creating new provisions; and amending ORS 545.187.

Be It Enacted by the People of the State of Oregon:

SECTION 1. Section 2 of this 2009 Act is added to and made a part of ORS chapter 545.

SECTION 2. If the office of director of a board of directors of an irrigation district becomes vacant for any reason, notwithstanding ORS 198.320, the remaining directors on the board shall:

(1) If the district has been divided, appoint a resident of the State of Oregon who is a bona fide owner, or a shareholder of a bona fide corporate owner, of land situated in the division to serve until the annual meeting next following an election to fill the vacancy. The electors of the division shall elect a successor, from within the division, to replace the appointed director, who shall take office at the annual meeting next following the election and shall serve the remainder of the term of the director who vacated the office.

(2) If the district has not been divided, appoint a resident of the State of Oregon who is a bona fide owner, or a shareholder of a bona fide corporate owner, of land situated in the district to serve until the annual meeting next following an election to fill the vacancy. The electors of the district shall elect a successor, at large, to replace the appointed director, who shall take office at the annual meeting next following the election and shall serve the remainder of the term of the director who vacated the office.

SECTION 3. ORS 545.187 is amended to read:

545.187. If a director of an irrigation district ceases to be a resident of the State of Oregon or ceases to be an owner, or a shareholder of a corporate owner, of land that is subject to the charges or assessments of the district situated in the division from which the director was elected or appointed, the position of the director [*shall become vacant and the vacancy shall be filled by appointment as provided in ORS 198.320*] becomes vacant. The vacancy must be filled as provided in section 2 of this 2009 Act.

SECTION 4. Section 2 of this 2009 Act and the amendments to ORS 545.187 by section 3 of this 2009 Act apply to the filling of a vacancy on or after the effective date of this 2009 Act.

Passed by Senate April 7, 2009

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Secretary of Senate

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President of Senate

Passed by House May 21, 2009

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Speaker of House

Received by Governor:

.....M,....., 2009

Approved:

.....M,....., 2009

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Governor

Filed in Office of Secretary of State:

.....M,....., 2009

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Secretary of State