

## HOUSE AMENDMENTS TO A-ENGROSSED SENATE BILL 306

By COMMITTEE ON REVENUE

March 10

1 On page 1 of the printed A-engrossed bill, line 2, after “ORS” insert “198.765 and”.

2 In lines 18 and 19, delete the boldfaced material.

3 On page 2, line 12, delete the colon and delete line 13.

4 In line 14, delete “(b)”.

5 Delete lines 19 and 20 and insert:

6 “**SECTION 2.** ORS 198.765 is amended to read:

7 “198.765. (1) A petition shall not be accepted for filing unless the signatures thereon have been  
8 secured within six months of the date on which the first signature on the petition was affixed. A  
9 petition for formation of a district shall not be accepted for filing if it is not accompanied by the  
10 economic feasibility statement required under ORS 198.749. When a petition for formation of a dis-  
11 trict includes a proposed permanent rate limit for operating taxes, the petition shall be filed not  
12 later than 180 days before the date of the next [*primary election or general*] **May or November**  
13 election at which the petition for formation will be voted upon. Petitions required to be filed with  
14 the county board shall be filed with the county clerk of the principal county. Petitions required to  
15 be filed with the district board shall be filed with the secretary of the district board. It is not nec-  
16 essary to offer all counterparts of a petition for filing at the same time, but all counterparts when  
17 certified as provided by subsection (3) of this section shall be filed at the same time.

18 “(2) Within 10 days after the date a petition is offered for filing, the county clerk or district  
19 secretary, as the case may be, shall examine the petition and determine whether it is signed by the  
20 requisite number of qualified signers. In the case of a petition required or permitted to be signed  
21 by landowners, within 10 days after the date a petition is offered for filing, the county assessor shall  
22 examine the petition and determine whether it is signed by the requisite number of qualified land-  
23 owners. If the requisite number of qualified signers have signed the petition, the county clerk or  
24 district secretary shall file the petition. If the requisite number have not signed, the county clerk  
25 or district secretary shall so notify the chief petitioners and may return the petition to the  
26 petitioners.

27 “(3) A petition shall not be filed unless the certificate of the county clerk or the district secre-  
28 tary is attached thereto certifying that the county clerk or district secretary has compared the  
29 signatures of the signers with the appropriate records, that the county clerk or district secretary  
30 has ascertained therefrom the number of qualified signers appearing on the petition, and that the  
31 petition is signed by the requisite number of qualified signers. In the case of a petition required or  
32 permitted to be signed by landowners, a petition shall not be filed unless the certificate of the  
33 county assessor is attached thereto certifying that the county assessor has compared the signatures  
34 of the signers with the appropriate records and that the petition is signed by the requisite number  
35 of qualified landowners.

1           “(4) No petition for dissolution shall be accepted for filing within one year after an election held  
2 on the question of dissolution of a district.

3           “**SECTION 3. The amendments to ORS 198.765 and 198.815 by sections 1 and 2 of this 2011**  
4 **Act apply to an election held after January 1, 2011.**”

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