

**PROPOSED AMENDMENTS TO
SENATE BILL 306**

1 On page 1 of the printed bill, line 2, after “ORS” delete the rest of the
2 line and insert “198.815.”.

3 Delete lines 3 through 10.

4 Delete lines 12 through 30 and pages 2 through 48 and insert:

5 **“SECTION 1.** ORS 198.815, as amended by section 11, chapter 29, Oregon
6 Laws 2010, is amended to read:

7 “198.815. (1) If the required number of written requests for an election are
8 filed with the county board on or before the date of the final hearing or if
9 the petition for formation includes a permanent rate limit for operating taxes
10 for the proposed district, the board shall provide by order for the holding
11 of an election to submit to the electors the question of forming the district.
12 The board shall cause notice of the election to be published by two in-
13 sertions. If requests for an election are filed by less than the required num-
14 ber of persons and no permanent rate limit for operating taxes is included
15 in the petition, the county board shall dismiss the requests and enter an or-
16 der creating the district.

17 “(2) The order calling an election shall fix the date of the election on the
18 next available election date in ORS 255.345 for which the filing deadline can
19 be met. However, when the proposal for formation includes a permanent rate
20 limit for operating taxes for the proposed district, the election shall be held
21 on the date of the next [*primary election or general*] **May or November**
22 election for which the filing deadline can be met. **If the election is held in**

1 **another month, at least 50 percent of the registered electors eligible**
2 **to vote in the election must cast a ballot.** The order shall also state that
3 at such election members of the district board will be voted for. Candidates
4 to be voted for as members of the first board of a district shall be nominated
5 as provided by ORS chapter 255 and the principal Act of a district.

6 “(3) The order calling the election shall require the county official in
7 charge of elections to include with the ballot for the election a map or other
8 description of the boundaries of the proposed district using streets and other
9 generally recognized features and a statement of the permanent rate, if any,
10 proposed for the district in the petition for formation under ORS 198.750
11 (1)(g). Such statement shall comply with the requirements of ORS 250.035.
12 The map or other description and statement required by this subsection shall
13 be supplied by the county board.

14 “(4)(a) When the proposal for formation includes a permanent rate limit
15 for operating taxes for the proposed district, the ballot title shall clearly
16 indicate that a single question is being proposed which is:

17 “(A) Whether the proposed district shall be formed; and

18 “(B) Whether the permanent rate limit specified in the ballot title shall
19 be adopted as the maximum rate of operating taxes for that district.

20 “(b) The ballot title for the election shall be in compliance with ORS
21 250.036.

22 “(5) When the proposal for formation includes a permanent rate limit for
23 the proposed district, the district shall be authorized to impose operating
24 taxes not in excess of the permanent rate limit if the proposal is approved
25 by a majority of the votes cast and:

26 “(a) At least 50 percent of registered electors eligible to vote in the
27 election cast a ballot; or

28 “(b) The election is held in May or November of any year.

29 “(6) If a proposed county service district is subject to dissolution unless
30 a determination of public need for continued existence is made, the ballot

1 title shall include the fiscal year in which dissolution will occur and state-
2 ment that the district will dissolve unless the board of directors determines
3 that there is a public need for continued existence.

4 **“SECTION 2. The amendments to ORS 198.815 by section 1 of this**
5 **2011 Act apply to an election held after January 1, 2011.”.**

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