

# House Bill 2430

Sponsored by Representative GELSER; Representatives BAILEY, BUCKLEY, FREDERICK, TOMEI (Presession filed.)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Authorizes establishment of master plans and service districts regarding cultural services.  
Takes effect on 91st day following adjournment sine die.

## A BILL FOR AN ACT

1  
2 Relating to cultural services; amending ORS 451.010; and prescribing an effective date.

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

4 **SECTION 1.** ORS 451.010 is amended to read:

5 451.010. (1) Master plans and service districts may be established as provided by this chapter  
6 regarding:

7 (a) Sewage works, including all facilities necessary for collecting, pumping, treating and dispos-  
8 ing of sanitary or storm sewage.

9 (b) Drainage works, including all facilities necessary for collecting, pumping and disposing of  
10 storm and surface water.

11 (c) Street lighting works, including all facilities necessary for the lighting of streets and high-  
12 ways.

13 (d) Public parks and recreation facilities, including land, structures, equipment, supplies and  
14 personnel necessary to acquire, develop and maintain such public park and recreation facilities and  
15 to administer a program of supervised recreation services.

16 (e) Diking and flood control works, including all facilities necessary for diking and control of  
17 watercourses.

18 (f) Water supply works and service, including all facilities necessary for tapping natural sources  
19 of domestic and industrial water, treating and protecting the quality of the water and transmitting  
20 it to the point of sale to any person, city, domestic water supply corporation or other public or  
21 private agency for domestic, municipal and industrial water supply service.

22 (g) Solid waste disposal. This paragraph does not apply in Clackamas, Multnomah and  
23 Washington Counties.

24 (h) Public transportation, including public depots, public parking and the motor vehicles and  
25 other equipment necessary for the transportation of persons together with their personal property.

26 (i) Agricultural educational extension services.

27 (j) Emergency medical services, including ambulance services.

28 (k) Library services.

29 **(L) Cultural services, including art museums, history centers, theaters and public fes-**  
30 **tivals.**

31 [*L*] **(m)** Roads.

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.  
New sections are in **boldfaced** type.

1        ~~[(m)]~~ **(n)** Emergency communications services, including a 9-1-1 emergency reporting system es-  
 2        tablished under ORS 403.115.

3        ~~[(n)]~~ **(o)** Law enforcement services.

4        ~~[(o)]~~ **(p)** Human services.

5        ~~[(p)]~~ **(q)** Cemetery maintenance.

6        ~~[(q)]~~ **(r)** Animal control.

7        (2) Within the geographical jurisdiction of any local government boundary commission estab-  
 8        lished by or pursuant to ORS 199.410 to 199.519, in addition to the purposes described in subsection  
 9        (1) of this section, master plans and service districts may be established as provided by this chapter  
 10       regarding:

11       (a) Fire prevention and protection.

12       (b) Hospital and ambulance services.

13       (c) Vector control.

14       (d) Weather modification.

15       (3) Within the boundaries of any subdivision **as defined in subsection (4) of this section**, ser-  
 16       vice districts may be established as provided by this chapter regarding:

17       (a) Fire prevention and protection.

18       (b) Security services provided by contract with an association of homeowners whose property  
 19       is located entirely within the boundaries of the service district, which services may include the  
 20       enforcement of the rules or regulations of the association dealing with public access to or the use  
 21       of the property of the association, routine patrolling and inspection of private areas located within  
 22       the jurisdiction of the association and matters of traffic and safety within such areas.

23       (c) Law enforcement services.

24       (d) Hospital and ambulance services.

25       (e) Vector control.

26       (f) Activities set forth in subsection (1)(a), (f), (g), (j) and (m) of this section.

27       (4) As used in subsection (3) of this section, “subdivision” means a subdivision as defined by ORS  
 28       92.010 or any contiguous group of such subdivisions that:

29       (a) Is a planned community within the meaning of ORS 94.550 without regard to whether such  
 30       subdivision or group of subdivisions is subject to ORS 94.550 to 94.783;

31       (b) Is located entirely within an unincorporated area and is everywhere separated by a distance  
 32       of five miles or more from an urban growth boundary described in an acknowledged comprehensive  
 33       plan of a city or the urban growth boundary adopted by a metropolitan service district under ORS  
 34       268.390 (3); and

35       (c) Prior to the establishment of a service district under subsection (3) of this section, is desig-  
 36       nated a subdivision for purposes of this subsection by the governing body of the county in which the  
 37       subdivision or group of subdivisions is located.

38       (5) Within the boundaries of Washington County, master plans and service districts may be es-  
 39       tablished as provided by this chapter regarding water resource management services that affect the  
 40       quality and quantity of water within a single watershed, basin or planning area. As used in this  
 41       subsection, “water resource management services” means:

42       (a) Planning for and provision of two or more services or facilities such as sewage works,  
 43       drainage works, surface water management, endangered species recovery management, water quality  
 44       management, diking and flood control works, river flow management, water supply works,  
 45       wastewater reuse and irrigation facilities.

1 (b) Activities ancillary to the services and facilities listed in paragraph (a) of this subsection,  
2 including facilities for the production, sale or purchase of energy when such facilities are integrated  
3 in a master plan adopted under ORS 451.120.

4 **SECTION 2. This 2013 Act takes effect on the 91st day after the date on which the 2013**  
5 **regular session of the Seventy-seventh Legislative Assembly adjourns sine die.**

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