

Requested by Representative OLSON

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 2031**

1 On page 1 of the printed A-engrossed bill, line 2, after the semicolon de-
2 lete the rest of the line and insert “creating new provisions; amending ORS
3 215.431 and section 3, chapter 636, Oregon Laws 2009; and declaring an
4 emergency.”.

5 On page 2, after line 41, insert:

6 **“SECTION 2.** ORS 215.431 is amended to read:

7 “215.431. (1) A county governing body may authorize, by ordinance or or-
8 der, the planning commission or hearings officer to conduct hearings on ap-
9 plications for plan amendments and to make decisions on such applications.

10 “(2) A decision of the planning commission or hearings officer on a plan
11 amendment may be appealed to the county governing body.

12 “(3) This section shall apply notwithstanding the provisions of ORS
13 215.050, 215.060 and 215.110.

14 “(4) A decision of a planning commission, hearings officer or county
15 governing body under this section shall comply with the post-
16 acknowledgment procedures set forth in ORS 197.610 to 197.625.

17 “(5) [*The provisions of*] This section [*shall*] **does** not apply to:

18 “(a) Any plan amendment for which an exception is required under ORS
19 197.732; or

20 “(b) **Except as provided in subsection (6) of this section**, any lands
21 designated under a statewide planning goal addressing agricultural lands or

1 forestlands.

2 “(6)(a) A county governing body may authorize the planning com-
3 mission or hearings officer to conduct hearings and make a decision
4 described in subsection (1) of this section that applies to lands desig-
5 nated under a statewide planning goal addressing agricultural lands,
6 provided the county is acting on remand of the decision from the Land
7 Use Board of Appeals.

8 “(b) A decision by a planning commission or a hearings officer un-
9 der this subsection may be appealed to the Land Use Board of Appeals
10 under ORS 197.830.

11 “SECTION 3. The amendments to ORS 215.431 by section 2 of this
12 2017 Act apply to decisions made by the county on remand on or after
13 the effective date of this 2017 Act.

14 “SECTION 4. This 2017 Act being necessary for the immediate
15 preservation of the public peace, health and safety, an emergency is
16 declared to exist, and this 2017 Act takes effect on its passage.”.

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