

HB 2109 STAFF MEASURE SUMMARY
House Committee On Agriculture and Land Use

Carrier: Rep. Clem

Action Date: 04/02/19
Action: Do Pass.
Vote: 6-1-0-0
Yeas: 6 - Boshart Davis, Clem, Helm, Post, Smith DB, Williams
Nays: 1 - McLain
Fiscal: Has minimal fiscal impact
Revenue: No revenue impact
Prepared By: Laura Kentnesse, LPRO Analyst
Meeting Dates: 2/5, 4/2

WHAT THE MEASURE DOES:

Specifies voting methodology requirements for island annexations based on the acreage of the territory to be annexed. Requires votes from the city and territory to be annexed to be counted separately to determine separate majorities if the territory to be annexed is 100 acres or more. Requires votes from the city and territory to be annexed to be combined as a single majority if the territory to be annexed is less than 100 acres.

ISSUES DISCUSSED:

- Review of island annexation legislative history
- Review of City of Salem annexation history and election requirement
- Statewide, approximately 30 cities require an election for annexation approval
- Acreage proposal derived from a Washington state policy
- Representation and self-determination in city annexations

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

ORS 222.750, known as the "island annexation statute," allows a city to annex a territory that is surrounded by the corporate boundaries of the city, or by the corporate boundaries of the city and the ocean shore, a river, creek, bay, lake, or Interstate Highway 5 following a properly noticed public hearing.

If a city charter, ordinance, or resolution requires the city to conduct an election for annexation approval, ORS 222.750 requires that the city allow electors in the territory proposed to be annexed to vote in that election. Currently, a majority of combined votes in the city and territory to be annexed are required to approve annexation.

House Bill 2109 would specify voting methodology requirements for island annexations based on the acreage of the territory to be annexed.