

House Bill 3068

Sponsored by Representative MARSH (at the request of League of Oregon Cities (LOC))

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 any city to define "area" as city in which property is located, for purposes of certain ad valorem property taxation statutes.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to assessment for purposes of ad valorem property taxation; creating new provisions;
3 amending ORS 308.151; and prescribing an effective date.

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

5 **SECTION 1.** ORS 308.151 is amended to read:

6 308.151. *[(1) This section applies to a city if the majority of the population of the city resides in a*
7 *county with a population greater than 700,000.]*

8 *[(2)(a)]* **(1)(a)** For purposes of ORS 308.149, the governing body of a city may adopt an ordinance
9 or resolution defining "area" to mean the city.

10 (b) An ordinance or resolution may be adopted under this section only after a public hearing
11 and must be approved by a three-fifths majority of the members of the governing body of the city.

12 *[(3)]* **(2)** A governing body that adopts an ordinance or resolution under this section must notify
13 the county assessor on or before January 1 of the assessment year for which the city first intends
14 the definition to apply.

15 *[(4)]* **(3)** The governing body of a city may not adopt an ordinance or resolution under this sec-
16 tion, or repeal such an ordinance or resolution, more often than once in five years.

17 *[(5)(a)]* **(4)(a)** The county assessor may withhold from property tax distributions made under ORS
18 311.395 to cities located in the county amounts for the actual costs incurred by the county for
19 software upgrades required because of the adoption by the cities of ordinances and resolutions under
20 this section.

21 (b) Amounts withheld under this subsection:

22 (A) Shall be in proportion to the total property taxes imposed in the current tax year by cities
23 adopting ordinances or resolutions under this section; and

24 (B) May not exceed \$60,000 in total.

25 **SECTION 2.** **(1) A definition of "area" adopted under the amendments to ORS 308.151 by**
26 **section 1 of this 2019 Act may not be applied to any assessment year beginning before Jan-**
27 **uary 1, 2021.**

28 **(2) Notwithstanding subsection (1) of this section, a definition of "area" adopted under**
29 **the amendments to ORS 308.151 by section 1 of this 2019 Act may be applied to assessment**
30 **years beginning on or after January 1, 2020, with the written consent of the assessor of the**
31 **county in which the city adopting the definition is located.**

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 **SECTION 3.** This 2019 Act takes effect on the 91st day after the date on which the 2019
2 regular session of the Eightieth Legislative Assembly adjourns sine die.
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