

HB 3099-1  
(LC 3933)  
4/5/19 (ASD/ps)

Requested by HOUSE COMMITTEE ON AGRICULTURE AND LAND USE (at the request of City of Happy Valley)

**PROPOSED AMENDMENTS TO  
HOUSE BILL 3099**

1 On page 1 of the printed bill, delete lines 14 through 16 and insert:

2 “(c) If the governing body of a city that was annexed, under ORS 198.866,  
3 into a county service district established under ORS 451.410 to 451.610 wishes  
4 to withdraw the city from the district, the governing body of the city may  
5 petition the county board to withdraw the city from the district.”.

6 After line 28, insert:

7 “(5)(a) If a city is withdrawn from a county service district under this  
8 section or upon an election called under ORS 198.875, within 90 days fol-  
9 lowing the effective date of the withdrawal the governing bodies of the city  
10 and the district shall negotiate and finalize an agreement for the equitable  
11 division and disposal of the assets of the district. The governing bodies shall  
12 consider the assessed value of all taxable property within the district and  
13 of the taxable property withdrawn from the district and the types, location  
14 and intended uses of the district’s assets.

15 “(b) If the governing bodies of the city and the district are unable to  
16 agree on an equitable division and disposal of the district’s assets, the gov-  
17 erning body of the city or district may petition the circuit court of the  
18 county in which the city has its legal situs and maintains its seat of city  
19 government to determine an equitable division and disposal of the district’s  
20 assets.”.

21 On page 2, delete lines 5 through 10 and insert:

1       “(2) If the required number of requests for an election are filed on or be-  
2 fore the final hearing:

3       “(a) The county board shall call an election in the district upon the  
4 question of the withdrawal of the area; or

5       “(b) If the withdrawal petition proposes the withdrawal from a county  
6 service district of a city that was annexed into the district upon an election  
7 held only in the city under ORS 198.866 (3) and (7), the governing body of  
8 the city shall call an election in the city on the question of the  
9 withdrawal.”.

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