

HB 4106 STAFF MEASURE SUMMARY
House Committee On Agriculture and Land Use

Carrier: Rep. Bynum

Action Date: 02/05/20
Action: Do Pass.
Vote: 6-0-1-0
Yeas: 6 - Boshart Davis, Clem, McLain, Post, Smith DB, Williams
Exc: 1 - Helm
Fiscal: Fiscal impact issued
Revenue: Revenue impact issued
Prepared By: Beth Reiley, LPRO Analyst
Meeting Dates: 2/3, 2/5

WHAT THE MEASURE DOES:

Establishes that a city in Clackamas County annexed into the county parks and recreation service district between January 1, 2005, and December 31, 2006, by vote of city electors, is deemed to be withdrawn from the county service district as of June 30, 2020. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- Previous legislative efforts
- Comprehensive agreement made between Clackamas County and Happy Valley
- Agreement is contingent on legislation passing removing Happy Valley from the Clackamas County Parks and Recreation District

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

ORS 198.870 establishes processes for an individual who owns property within a territory annexed into a special district, or for electors of an area within a special district, to petition the county board for withdrawal of the property from the district. The law requires that the county board approve a petition if it has not been, is not, or would not be, feasible for the territory to receive service from the district. Similarly, the law requires that the county board deny a petition if it is, or would be, feasible for the territory to receive service from the district. House Bill 3099 A was introduced during the 2019 Legislative Session and would have authorized a city annexed into a county to petition the county board for withdrawal from that district and require the city to call a city-only election.

House Bill 4106 would establish that a city in Clackamas County annexed into the county parks and recreation service district, deemed to be withdrawn from the county service district by vote of electors, be withdrawn from the county service district as of June 30, 2020.