

HB 3395-A5  
(LC 3547)  
6/20/23 (RLM/ps)

Requested by JOINT COMMITTEE ON WAYS AND MEANS

**PROPOSED AMENDMENTS TO RESOLVE CONFLICTS TO  
A-ENGROSSED HOUSE BILL 3395**

1 On page 26 of the printed A-engrossed bill, after line 25, insert:

2 **“SECTION 18a. If House Bill 2889 becomes law, section 18 of this**  
3 **2023 Act (amending ORS 197.303) is repealed and ORS 197.303, as**  
4 **amended by section 27, chapter 13, Oregon Laws 2023 (Enrolled House**  
5 **Bill 2001), and section 14, chapter \_\_, Oregon Laws 2023 (Enrolled**  
6 **House Bill 2889), is amended to read:**

7 “197.303. (1) As used in ORS 197.296 and this section, ‘needed housing’  
8 means all housing on land zoned for residential use or mixed residential and  
9 commercial use that is determined to meet the need shown for housing  
10 within an urban growth boundary at price ranges and rent levels that are  
11 affordable to households within the county with a variety of incomes, in-  
12 cluding but not limited to households with low incomes, very low incomes  
13 and extremely low incomes, as those terms are defined by the United States  
14 Department of Housing and Urban Development under 42 U.S.C. 1437a.  
15 ‘Needed housing’ includes the following housing types:

16 “(a) Attached and detached single-family housing, middle housing types  
17 as described in ORS 197.758 and multiple family housing for both owner and  
18 renter occupancy;

19 “(b) Government assisted housing;

20 “(c) Mobile home or manufactured dwelling parks as provided in ORS  
21 197.475 to 197.490;

1 “(d) Manufactured homes on individual lots planned and zoned for  
2 single-family residential use that are in addition to lots within designated  
3 manufactured dwelling subdivisions; [and]

4 “(e) Agriculture workforce housing[.]; **and**

5 **“(f) Single room occupancies as defined in section 17 of this 2023**  
6 **Act.**

7 “(2) For the purpose of estimating housing needs, as described in ORS  
8 197.296 (3)(b), Metro shall adopt findings and perform an analysis that esti-  
9 mates each of the following factors:

10 “(a) Projected needed housing units over the next 20 years;

11 “(b) Current housing underproduction;

12 “(c) Housing units needed for people experiencing homelessness; and

13 “(d) Housing units projected to be converted into vacation homes or sec-  
14 ond homes during the next 20 years.

15 “(3) Metro shall make the estimate described in subsection (2) of this  
16 section using a shorter time period than since the last review under ORS  
17 197.296 (2)(a)(B) if Metro finds that the shorter time period will provide more  
18 accurate and reliable data related to housing need. The shorter time period  
19 may not be less than three years.

20 “(4) Metro shall use data from a wider geographic area or use a time pe-  
21 riod longer than the time period described in subsection (2) of this section  
22 if the analysis of a wider geographic area or the use of a longer time period  
23 will provide more accurate, complete and reliable data relating to trends af-  
24 fecting housing need than an analysis performed pursuant to subsection (2)  
25 of this section. Metro must clearly describe the geographic area, time frame  
26 and source of data used in an estimate performed under this subsection.

27 “(5) Subsection (1)(a) and (d) of this section does not apply to a city with  
28 a population of less than 2,500.

29 “(6) Metro may take an exception under ORS 197.732 to the definition of  
30 ‘needed housing’ in subsection (1) of this section in the same manner that

1 an exception may be taken under the goals.”.

2 On page 40, after line 29, insert:

3 **“SECTION 50a.** If House Bill 2889 becomes law, section 50 of this 2023  
4 Act is amended to read:

5 **“Sec. 50.** Sections 2, 17, 29 and 30 of this 2023 Act and the amendments  
6 to ORS 92.090, 94.550, 100.015, 100.022, 100.105, 100.110, 100.115, 197.303,  
7 197.830, 215.427 and 227.178 and section 23, chapter 13, Oregon Laws 2023  
8 (Enrolled House Bill 2001), by sections 3 to 5, 9 to 15, [18] **18a** and 19 of this  
9 2023 Act become operative on January 1, 2024.”.

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