

Requested by Representative MARSH

**PROPOSED AMENDMENTS TO  
HOUSE BILL 3505**

1 In line 2 of the printed bill, after “housing” insert “; amending ORS  
2 223.301”.

3 Delete lines 4 through 8 and insert:

4 **“SECTION 1.** ORS 223.301 is amended to read:

5 “223.301. (1) As used in this section, ‘employer’ means any person who  
6 contracts to pay remuneration for, and secures the right to direct and control  
7 the services of, any person.

8 “(2) A local government may not establish or impose a system develop-  
9 ment charge that requires an employer to pay a reimbursement fee or an  
10 improvement fee based on:

11 “(a) The number of individuals hired by the employer after a specified  
12 date; or

13 “(b) A methodology that assumes that costs are necessarily incurred for  
14 capital improvements when an employer hires an additional employee.

15 “(3) A methodology set forth in an ordinance or resolution that estab-  
16 lishes an improvement fee or a reimbursement fee shall not include or in-  
17 corporate any method or system under which the payment of the fee or the  
18 amount of the fee is determined by the number of employees of an employer  
19 without regard to new construction, new development or new use of an ex-  
20 isting structure by the employer.

21 “(4) A local government may not impose a system development charge for

1 increased use of a transportation facility that results from the production  
2 of marijuana on a property located in an exclusive farm use zone.

3 **“(5) A local government may not impose or increase a system de-**  
4 **velopment charge for:**

5 **“(a) The installation of a National Fire Protection Association 13D**  
6 **residential fire sprinkler system; or**

7 **“(b) The difference between the increased capacity of a water meter**  
8 **required by the fire sprinkler system and the capacity of the water**  
9 **meter that would be required for the dwelling without the fire sprin-**  
10 **kler system installed.”.**

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