

# A-Engrossed Senate Bill 605

Ordered by the Senate April 12  
Including Senate Amendments dated April 12

Sponsored by Senator FREDERICK (at the request of Douglas County Fire District No. 2 Chief Rob Bullock, Lupe Preciado-McAlister) (Pre-session filed.)

## 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.

Provides that, if rural fire protection district contains [*improved*] lands[, or *new improvements*,] that are within seven **road** miles of fire station within district **or brought within seven road miles of fire station within district by new road** and **that** are not subject to assessments for fire protection by district, county board must initiate [*by resolution*] annexation of [*territory containing*] lands **upon request by district**. [*Requires*] **Exempts annexation from requirements** that hearing and election on proposed annexation be conducted as is required for district formation proceedings. **Directs county board to establish process for annexation**. Provides that annexed [*territory is*] **lands are** subject to outstanding indebtedness of district, permanent rate limit established by district and local option taxes imposed by district. **Provides that annexed lands may be subject to assessments for fire protection by district and certain fee only if or when lands are improved**.

**Declares emergency, effective on passage.**

## A BILL FOR AN ACT

Relating to annexing territory to rural fire protection districts; and declaring an emergency.

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

**SECTION 1. Section 2 of this 2021 Act is added to and made a part of ORS chapter 478.**

**SECTION 2. (1) As used in this section, "annex" means to add lands to an existing rural fire protection district.**

**(2) Notwithstanding ORS 478.115 and 478.150, upon request by a rural fire protection district, the county board of a county shall annex lands to the district, subject to the provisions of ORS 478.010, if the lands:**

**(a) Are within seven road miles of a fire station in the district and are not subject to tax assessment by the district.**

**(b) Are brought within seven miles of a fire station in the district by a new road and are not subject to tax assessment by the district.**

**(3) The provisions of ORS 198.800 to 198.825 and 198.835 to 198.845 do not apply to an annexation of lands under this section.**

**(4) The county board shall establish and implement a process for the annexation.**

**(5) An annexation under this section has the effects described in ORS 198.860.**

**(6) Lands annexed under this section that are improved may be subject to tax assessment by the district as described in ORS 478.410, 478.430 and 478.450 and a fee described in ORS 478.410.**

**(7) Notwithstanding ORS 198.860 (2) and 478.430, lands annexed under this section that are unimproved may not be subject to tax assessment by the district or a fee described in**

**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 **ORS 478.410.**

2 **(8) Lands annexed under this section that are unimproved at annexation and are im-**  
3 **proved after annexation may be subject to tax assessment and a fee, as described in sub-**  
4 **section (6) of this section, beginning July 1 following the calendar year in which the lands**  
5 **are improved.**

6 **SECTION 3. This 2021 Act being necessary for the immediate preservation of the public**  
7 **peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect**  
8 **on its passage.**

9

---