

SB 1582-A6  
(LC 127)  
2/28/22 (AG/ps)

Requested by HOUSE COMMITTEE ON REVENUE (at the request of Representative Pam Marsh)

**PROPOSED AMENDMENTS TO  
A-ENGROSSED SENATE BILL 1582**

1 On page 1 of the printed A-engrossed bill, delete lines 6 through 19.

2 On page 2, delete lines 1 through 15 and insert:

3 **“SECTION 2. (1) As used in this section:**

4 **“(a) ‘Annex’ means to add lands to a rural fire protection district.**

5 **“(b) ‘Fire station’ means a fire station recognized by a fire insur-**  
6 **ance rating organization as a fire station that is equipped and has**  
7 **personnel who respond to calls.**

8 **“(c)(A) ‘New improvements’ means changes in the value of property**  
9 **as the result of:**

10 **“(i) New construction, reconstruction, major additions, remodeling,**  
11 **renovation or rehabilitation of property;**

12 **“(ii) The siting, installation or rehabilitation of manufactured**  
13 **structures or floating homes; or**

14 **“(iii) The addition of machinery, fixtures, furnishings, equipment**  
15 **or other taxable real or personal property to the property tax account.**

16 **“(B) ‘New improvements’ does not include changes in the value of**  
17 **the property as the result of:**

18 **“(i) General ongoing maintenance and repair; or**

19 **“(ii) Minor construction.**

20 **“(d) ‘Road’ means any public or private thoroughfare that may be**  
21 **used for vehicular traffic.**

1       “(e)(A) ‘Transferee’ means, without limitation, an heir, legatee,  
2 devisee or distributee of an estate of a deceased individual, the  
3 assignee or donee of an insolvent individual or a person acting in a  
4 fiduciary capacity on behalf of a transferee.

5       “(B) ‘Transferee’ does not mean a bona fide purchaser for value.

6       “(2) Subject to the provisions of ORS 478.010, the board of directors  
7 of a rural fire protection district shall annex to the district any lands  
8 that are not included in a rural fire protection district if the lands:

9       “(a) Are within, or are brought within, seven road miles of a fire  
10 station in the district; and

11       “(b)(A) Receive new improvements, on or after the effective date  
12 of this 2022 Act, that are subject to damage by fire; or

13       “(B) Contained a structure subject to damage by fire before the ef-  
14 fective date of this 2022 Act and the lands are sold, a contract to sell  
15 the lands is entered into or a new person, including a transferee, be-  
16 comes the owner of the lands.

17       “(3) If a district learns that the criteria described in subsection  
18 (2)(a) and (b) of this section have been met, the board of directors shall  
19 timely undertake an annexation described in subsection (2) of this  
20 section.

21       “(4) Upon annexing lands under subsection (2) of this section, the  
22 board of directors shall:

23       “(a) Issue an order of annexation of the lands by the district that  
24 includes an attestation that the criteria described in subsection (2)(a)  
25 and (b) of this section have been met;

26       “(b) File duplicate copies of the order with the Department of Rev-  
27 enue, the Secretary of State and the county clerk and county assessor  
28 of each county in which the district is located;

29       “(c) File a legal description of the change or proposed change and  
30 an accurate map showing the change or proposed change, as described

1 in ORS 308.225; and

2 “(d) Take the steps necessary to ensure that the lands are added to  
3 the assessment roll for the tax year beginning July 1 following the  
4 calendar year in which the district first becomes aware that the cri-  
5 teria described in subsection (2)(a) and (b) of this section have been  
6 met.

7 “(5) If a board of directors files a legal description and map con-  
8 sistent with ORS 308.225, the county assessor and the department shall  
9 act in accordance with ORS 308.225.

10 “(6) The provisions of ORS 198.705 to 198.955, 478.115 and 478.150 do  
11 not apply to an annexation under this section.

12 “(7) Notwithstanding ORS 198.705 to 198.955 or any other contrary  
13 provision of law, an annexation under this section is not subject to an  
14 election.

15 “(8) Notwithstanding subsection (6) of this section, an annexation  
16 under this section has the effects described in ORS 198.860.

17 “(9) Lands annexed under this section may be subject to tax as-  
18 sessment by the district as described in this chapter and a fee de-  
19 scribed in ORS 478.410.”

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