

## SENATE AMENDMENTS TO RESOLVE CONFLICTS TO A-ENGROSSED HOUSE BILL 3395

By JOINT COMMITTEE ON WAYS AND MEANS

June 23

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 2023 Act (amending ORS**  
3 **197.303) is repealed and ORS 197.303, as amended by section 27, chapter 13, Oregon Laws 2023**  
4 **(Enrolled House Bill 2001), and section 14, chapter \_\_, Oregon Laws 2023 (Enrolled House**  
5 **Bill 2889), is amended to read:**

6 “197.303. (1) As used in ORS 197.296 and this section, ‘needed housing’ means all housing on land  
7 zoned for residential use or mixed residential and commercial use that is determined to meet the  
8 need shown for housing within an urban growth boundary at price ranges and rent levels that are  
9 affordable to households within the county with a variety of incomes, including but not limited to  
10 households with low incomes, very low incomes and extremely low incomes, as those terms are de-  
11 fined by the United States Department of Housing and Urban Development under 42 U.S.C. 1437a.  
12 ‘Needed housing’ includes the following housing types:

13 “(a) Attached and detached single-family housing, middle housing types as described in ORS  
14 197.758 and multiple family housing for both owner and renter occupancy;

15 “(b) Government assisted housing;

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

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

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

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

21 “(2) For the purpose of estimating housing needs, as described in ORS 197.296 (3)(b), Metro shall  
22 adopt findings and perform an analysis that estimates each of the following factors:

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

24 “(b) Current housing underproduction;

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

26 “(d) Housing units projected to be converted into vacation homes or second homes during the  
27 next 20 years.

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

32 “(4) Metro shall use data from a wider geographic area or use a time period longer than the  
33 time period described in subsection (2) of this section if the analysis of a wider geographic area or  
34 the use of a longer time period will provide more accurate, complete and reliable data relating to  
35 trends affecting housing need than an analysis performed pursuant to subsection (2) of this section.

1 Metro must clearly describe the geographic area, time frame and source of data used in an estimate  
2 performed under this subsection.

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

5 “(6) Metro may take an exception under ORS 197.732 to the definition of ‘needed housing’ in  
6 subsection (1) of this section in the same manner that an exception may be taken under the  
7 goals.”.

8 On page 40, after line 29, insert:

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

10 “**Sec. 50.** Sections 2, 17, 29 and 30 of this 2023 Act and the amendments to ORS 92.090, 94.550,  
11 100.015, 100.022, 100.105, 100.110, 100.115, 197.303, 197.830, 215.427 and 227.178 and section 23,  
12 chapter 13, Oregon Laws 2023 (Enrolled House Bill 2001), by sections 3 to 5, 9 to 15, [18] **18a** and  
13 19 of this 2023 Act become operative on January 1, 2024.”.

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