

# A-Engrossed House Bill 3136

Ordered by the House March 28  
Including House Amendments dated March 28

Sponsored by Representative BREESE-IVERSON, Senators MEEK, ANDERSON; Representative OSBORNE (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. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: This Act lets more land professionals serve on planning commissions. (Flesch Readability Score: 61.3).

Removes a requirement that a maximum of two real estate professionals may serve on a city or county planning commission **for commissions with more than five members**.

## A BILL FOR AN ACT

Relating to composition of planning commissions; amending ORS 215.030 and 227.030.

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

**SECTION 1.** ORS 215.030 is amended to read:

215.030. (1) The county planning commission shall consist of five, seven or nine members appointed by the governing body for four-year terms, or until their respective successors are appointed and qualified[; *provided that in the first instance*], **except that** the terms of the initial members [shall] **must** be staggered for one, two, three and four years.

(2) A commission member may be removed by the governing body, after hearing, for misconduct or nonperformance of duty.

(3) Any vacancy on the commission [shall] **must** be filled by the governing body for the unexpired term.

(4) Members of the commission shall serve without compensation other than reimbursement for duly authorized expenses.

(5) Members of a commission [shall] **must** be residents of the various geographic areas of the county. **If the commission has five or fewer members**, no more than two voting members [shall] **may** be engaged principally in the buying, selling or developing of real estate for profit, as individuals, or be members of any partnership or officers or employees of any corporation that is engaged principally in the buying, selling or developing of real estate for profit. No more than two voting members [shall] **may** be engaged in the same kind of occupation, business, trade or profession.

(6) The governing body may designate one or more officers of the county to be nonvoting members of the commission.

(7) Except for subsection (5) of this section, the governing body may provide by ordinance for alternative rules to those specified in this section.

**SECTION 2.** ORS 227.030 is amended to read:

**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       227.030. (1) Not more than two members of a city planning commission may be city officers, who  
2 shall serve as ex officio nonvoting members.

3       (2) A member of such a commission may be removed by the appointing authority, after hearing,  
4 for misconduct or nonperformance of duty.

5       (3) Any vacancy in [*such a commission shall*] **the commission must** be filled by the appointing  
6 authority for the unexpired term of the predecessor in the office.

7       (4) **If the commission has five or fewer members,** no more than two voting members of the  
8 commission may engage principally in the buying, selling or developing of real estate for profit as  
9 individuals, or be members of any partnership, or officers or employees of any corporation, that en-  
10 gages principally in the buying, selling or developing of real estate for profit. No more than two  
11 members [*shall*] **may** be engaged in the same kind of occupation, business, trade or profession.  
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