

Enrolled
House Bill 2340

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Representative Jerry Krummel for Oregon Fire Districts Association)

CHAPTER

AN ACT

Relating to rural fire protection districts; amending ORS 478.410.

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

SECTION 1. ORS 478.410 is amended to read:

478.410. (1) To provide funds for defraying expenses for the establishment, equipment and maintenance of the district, the district board may provide for a tax on the assessed value of all taxable property within the district.

(2) To carry into effect any of the powers granted to the district, the district, when authorized by a majority of the voters voting at an election called for that purpose, may borrow money and sell and dispose of general obligation bonds. The total outstanding general obligation bonds, together with liabilities outstanding incurred under rental or lease-purchase agreements authorized by subsection (3) of this section, *[shall at no time]* **may not** exceed one and one-fourth percent (0.0125) of the real market value of all taxable property within the district, computed in accordance with ORS 308.207.

(3) The **district** board may enter into rental or lease-purchase agreements to rent, lease or acquire real or personal property, or both, required for fire-protection purposes. Except for agreements to rent, lease or acquire real property, *[no]* **an** agreement *[shall]* **may not** run for more than 10 years or be subject to renewal. The aggregate principal obligations under *[such]* **the** agreements, and under other like agreements, with outstanding bonded indebtedness, *[shall]* **may not** exceed the limitation imposed by subsection (2) of this section. *[The provisions of]* ORS 294.305 to 294.555 *[shall]* **do not** affect or restrict the right of any district to enter into *[such]* an agreement **described in this subsection.**

(4) **Unless expressly prohibited by the documents creating the district, a district board may adopt an ordinance as provided under ORS 198.510 to 198.600 to create a fee for any service provided by the district. A fee created under authority of this section may not exceed the cost to the district of providing the service. The fee authority granted to a board by this subsection is in addition to any authority granted to a board under local law or by the documents creating the district. Notwithstanding ORS 198.600, the failure to pay a fee created under authority of this section is not a violation punishable under ORS 198.600.**

Passed by House May 19, 2005

Repassed by House July 10, 2005

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Chief Clerk of House

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Speaker of House

Passed by Senate July 6, 2005

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President of Senate

Received by Governor:

.....M,....., 2005

Approved:

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Governor

Filed in Office of Secretary of State:

.....M,....., 2005

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Secretary of State