

# Senate Bill 286

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## 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 **as introduced**.

Authorizes initial board of directors of small people's utility district formed to provide water for domestic or municipal purposes to provide for election of directors at large within district.

## A BILL FOR AN ACT

1  
2 Relating to election of directors of people's utility district; creating new provisions; and amending  
3 ORS 261.405.

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

5 **SECTION 1.** ORS 261.405 is amended to read:

6 261.405. (1) The management of a people's utility district [*shall be*] **is** vested in a board of five  
7 directors.

8 (2) **Except as provided in ORS 261.190 (4) and subsection (4) of this section**, upon formation  
9 of a district, annexation, consolidation, merger and after each decennial United States Census[,]:

10 (a) The board of directors shall by ordinance divide the district into five subdivisions, as nearly  
11 equal in population as possible, and where practicable fix the boundaries in conformance with ad-  
12 jacent precinct boundaries.

13 (b) One director [*shall*] **must** be elected from each of the five subdivisions.

14 (3) Directors:

15 (a) **Must** [*shall*] be electors[.];

16 (b) Shall, **except as provided in ORS 261.190 (4) and subsection (4) of this section**, reside  
17 in the subdivision from which they are respectively nominated and elected; and

18 (c) Shall have resided in the district continuously for two years immediately preceding the date  
19 of their election as directors.

20 (4) **In a district formed to provide for the development or transmission of water for do-**  
21 **mestic or municipal purposes, if fewer than 5,000 votes are cast in the election approving**  
22 **formation of the district or if fewer than 1,500 connections are anticipated when the election**  
23 **to consider formation is conducted, the initial board of directors may provide by ordinance**  
24 **that directors are elected at large within the district.**

25 **SECTION 2.** The amendments to ORS 261.405 by section 1 of this 2005 Act apply to a  
26 people's utility district formed to provide for the development or transmission of water for  
27 domestic or municipal purposes on or after the effective date of this 2005 Act.

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**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.