

Senate Bill 391

Sponsored by Senator WESTLUND (at the request of Tom DeWolf)

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**.

Allows appointment rather than election of county assessor and county treasurer in counties with population of more than 100,000.

A BILL FOR AN ACT

1
2 Relating to appointment of county officers; creating new provisions; and amending ORS 204.005,
3 204.010, 204.016 and 204.126.

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

5 **SECTION 1.** ORS 204.005 is amended to read:

6 204.005. (1) **Except as provided in subsection (2) of this section and ORS 202.110, the**
7 **electors of a county shall elect** [*There shall be elected at the general election, by the electors of each*
8 *county,*] the following county officers:

9 [(1)] (a) A sheriff.

10 [(2)] (b) A county clerk.

11 [(3)] (c) A county assessor.

12 [(4)] (d) A county treasurer.

13 [(5)] (e) A county surveyor.

14 [(6)] (f)(A) A county commissioner to succeed [*any*] a commissioner whose term of office expires
15 the following January; [*and*] **or**

16 (B) In [*any*] a county [*where*] **in which** there is a vacancy [*from any cause*] in the office of
17 county commissioner **for any cause**, [*there shall be elected*] an additional commissioner to fill the
18 vacancy.

19 (2) **In a county with a population of more than 100,000, the county commissioners may**
20 **appoint individuals to the county offices of county assessor and county treasurer.**

21 **SECTION 2.** ORS 204.016 is amended to read:

22 204.016. (1) [*A person*] **An individual** is not eligible to [*any*] a county office listed in ORS
23 204.005 unless the [*person*] **individual** is a citizen of the United States, an elector under the Oregon
24 Constitution and a resident of the county wherein the [*person*] **individual** is elected for the period
25 of one year next preceding election, except that in [*counties of*] a county with a population of less
26 than 25,000 [*population*] the requirement of residency in the county [*wherein the person*] **in which**
27 **the individual** is elected does not apply to the county surveyor.

28 (2) [*A person*] **An individual** is not eligible to be a candidate for election or appointment, **pur-**
29 **suant to ORS 202.110**, to the office of county surveyor unless registered under the laws of this state
30 as a registered professional land surveyor.

31 (3) [*A person*] **An individual** is not eligible to be a candidate for election or appointment, **pur-**

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 **suant to ORS 202.110 or 204.005**, to the office of county assessor unless **the individual has two**
 2 **years of office and accounting experience, including experience in office management activ-**
 3 **ities, or has two years of full-time employment in the office of a county assessor and the**
 4 **individual:**

5 (a) *[The person has]* **Is** qualified as a registered appraiser; or

6 (b) Is an appraiser trainee under ORS 308.015 and *[if an appraiser trainee]*, notwithstanding ORS
 7 308.015, becomes a registered appraiser within two years after taking office. *]; and in addition]*

8 *[(b) The person either has two years of office and accounting experience, including experience in*
 9 *office management activities or has two years of full-time employment in the office of a county*
 10 *assessor.]*

11 (4) The Department of Revenue shall prepare applications and questionnaires, *[and]* obtain in-
 12 formation it *[may deem]* **deems** necessary to determine that a candidate for the office of county
 13 assessor has met the requirements of this section*[, and shall]* **and** furnish to applicants suitable
 14 certificates evidencing satisfactory compliance with the required qualifications.

15 **SECTION 3.** ORS 204.126 is amended to read:

16 204.126. (1) The compensation of *[any]* **an** elective county officer **or an appointive county of-**
 17 **ficer under ORS 204.005** shall remain in effect unless changed with the approval of the county
 18 budget committee or tax supervising and conservation commission.

19 (2) Before *[any]* **a** change in the compensation of an elective county officer **or an appointive**
 20 **county officer under ORS 204.005** is effective, *[it]* **the change** must be submitted to and approved
 21 by the county budget committee or tax supervising and conservation commission at a regular
 22 meeting or at a special meeting called for that purpose.

23 **SECTION 4.** ORS 204.010 is amended to read:

24 204.010. (1) Except as provided in subsection (2) of this section, the term of office of each officer
 25 mentioned in ORS 204.005 is four years.

26 (2) When two or more county commissioners are elected for one county at a general election
 27 and one of them is elected to fill a vacancy, as provided in ORS 204.005 *[(6)]* **(1)(f)**, one of them shall
 28 hold office for two years and the others four years.

29 **SECTION 5.** **The amendments to ORS 204.005, 204.010, 204.016 and 204.126 by sections 1**
 30 **to 4 of this 2005 Act apply to a vacancy for any cause in a county office that occurs on or**
 31 **after the effective date of this 2005 Act.**