

# Senate Bill 210

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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 counties, cities and special districts to publish public notices required by law on websites of Association of Oregon Counties, League of Oregon Cities and Special Districts Association of Oregon, respectively.

## A BILL FOR AN ACT

1  
2 Relating to publication of public notices; creating new provisions; and amending ORS 193.010.

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

4 **SECTION 1.** ORS 193.010 is amended to read:

5 193.010. As used in this section and in ORS 193.020 **and section 2 of this 2017 Act:**

6 (1) "Bona fide subscriber" means a person who has been a paid subscriber for an uninterrupted  
7 period of 12 months, such subscription in no case to be over six months in arrears.

8 (2) "Newspaper" means a newspaper of general circulation, published in the English language  
9 for the dissemination of local or transmitted news or for the dissemination of legal news, made up  
10 of at least four pages of at least five columns each, with type matter of a depth of at least 14 inches,  
11 or, if smaller pages, then comprising an equivalent amount of type matter, which has bona fide  
12 subscribers representing more than half of the total distribution of copies circulated, or distribution  
13 verified by an independent circulation auditing firm, and which has been established and regularly  
14 and uninterruptedly published at least once a week during a period of at least 12 consecutive  
15 months immediately preceding the first publication of the public notice. Interrupted publication  
16 because of labor-management disputes, fire, flood or the elements for a period not to exceed 120  
17 days, either before or after a newspaper is qualified for publication of public notices, shall not affect  
18 such qualification.

19 **SECTION 2.** (1) **Notwithstanding any other provision of law, in lieu of publication in a**  
20 **newspaper, any public notice required by law to be published by a county, city or special**  
21 **district, or by an intergovernmental entity formed by one or more counties, cities or special**  
22 **districts, may be published as provided in this section.**

23 (2)(a) **Counties and intergovernmental entities formed by one or more counties may**  
24 **publish public notices under this section on a website maintained and operated, or used**  
25 **pursuant to an agreement, for that purpose by the Association of Oregon Counties.**

26 (b) **Cities and intergovernmental entities formed by one or more cities may publish public**  
27 **notices under this section on a website maintained and operated, or used pursuant to an**  
28 **agreement, for that purpose by the League of Oregon Cities.**

29 (c) **Special districts and intergovernmental entities formed by one or more special dis-**

**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 **tricts may publish public notices under this section on a website maintained and operated,**  
2 **or used pursuant to an agreement, for that purpose by the Special Districts Association of**  
3 **Oregon.**

4 **(3) A website described in subsection (2) of this section may not be used for purposes of**  
5 **this section unless it is searchable and allows the public to subscribe free of charge to a**  
6 **service that provides public notices by electronic mail published by the public bodies that use**  
7 **the website for purposes of this section.**

8 **(4) A public body may enter into an intergovernmental agreement to establish fees pay-**  
9 **able by public bodies for publishing public notices on a website described in subsection (2)**  
10 **of this section.**

11 **(5) An interruption of service of a website described in subsection (2) of this section that**  
12 **does not exceed 48 consecutive hours does not affect the determination of whether a public**  
13 **notice is published for the period of time required by law.**

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