



# Oregon

Theodore R. Kulongoski, Governor

## Department of Land Conservation and Development

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January 5, 2008

**TO:** Land Conservation and Development Commission

**FROM:** Bob Rindy, Policy Analyst

**SUBJECT:** Agenda Item 8; January 23-25, 2008, LCDC Meeting



### **Initial Discussion of the Department's 2009-11 Policy Packages and Legislative Concepts**

By April 4th, 2008, the Department must submit to the Governor's office and DAS proposed agency "legislative concepts" and "Policy Option Packages" (or "POPs," ie, requests for new agency "programs" or efforts, including budget requests). The department will be asking the Commission to approve DLCD's proposed policy packages and legislative concepts at the March LCDC meeting.

This item is intended to begin the discussion of potential policy packages and legislative concepts. Based on this preliminary discussion, the department will prepare more detailed descriptions of each proposal for Commission review and approval at the March meeting.

DLCD Managers will be meeting January 14 and 15, in Astoria, in part to discuss ideas for legislative concept ideas and policy packages for the 2009 session. The department will provide a summary of this discussion at the Commission meeting under this item, and will provide a bulleted list of ideas in order to assist the Commission in a preliminary discussion of legislative concept and budget ideas for the 2009 session.

The attachments provide additional information about the timelines for this process.

For additional information regarding this item, please contact Bob Rindy at 503-373-0050, ext. 229, or by email [bob.rindy@state.or.us](mailto:bob.rindy@state.or.us).



## **DEADLINES for STATE AGENCY LEGISLATIVE CONCEPTS**

<b>April 4, 2008 – 5:00 PM</b>	Last day to submit Concepts to DAS
<b>June 2, 2008 – 5:00 PM</b>	Last day for DAS to submit concepts to Legislative Counsel
<b>July 14, 2008 – 5:00 PM</b>	Last day for agencies to submit additional information necessary for drafting
<b>November 3, 2008 - 5:00 PM</b> <b>OR</b> fourteen calendar days after the date on the draft – <b>whichever is sooner</b>	Deadline for requesting a revised draft.
<b>December 1, 2008 – 5:00 PM</b>	LC stops work on agency drafts
<b>December 15, 2008- 5:00 PM</b>	Deadline for Governor to pre-session file agency bills
<b>January 12, 2009</b>	Session begins



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#### Agency Legislative Contacts,

Included in this e-mail is the general timeframe of the legislative concept process for the 2009 session. In anticipation of the February 2008 Supplemental Session's demands on agencies, we are sharing this information much earlier than in previous interims.

You will note that the timelines are very similar to last session. However, to improve the process, the Governor's Office and DAS will look to agencies to be more accountable in meeting these deadlines.

#### Legislative Concept Process – Keys to Success

- Submit a complete legislative concept form. It is not helpful to send a general idea without the necessary supporting information.
- Have a clear and thorough understanding of the concept before requesting the draft. This will cut down on revisions to the draft.
- Provide a detailed explanation of the problem that the draft addresses and the proposed solution. Providing proposed language does not substitute for explanations of the problem and proposed solution.
- Provide the name and phone number of the person who can make decisions about the scope and terms of the draft. It is helpful for Legislative Counsel and for the Governor's Office to have the subject expert involved from the beginning of the concept's development.

#### Placeholders

The criteria for a placeholder concept continues to be that it is essential and that timely completion was beyond the control of the agency and its governing body.

Here are a few examples:

- An agency is waiting for information from a legislatively-created task force. This does not include stakeholder meetings that a legislator might attend. This does not include general public forums where your agency may be soliciting input for a bill.
- An impending election may result in changes because of an initiative approved by voters.
- There may need to be provisions made for changes in federal law.

Placeholders still need language. Agencies should have a pretty good idea of what they are statutorily trying to affect even though they may be waiting on input from a task force.

*A placeholder will not be granted if an agency simply did not complete the work needed to submit a concept.*

If an agency submits a placeholder, the concept must be completed by June 30, 2008. DAS Budget & Management will be the gatekeeper for any exceptions.