



Oregon

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July 15, 2013

TO: Land Conservation and Development Commission (LCDC)

FROM: Bob Rindy, DLCD Legislative Coordinator

SUBJECT: **Agenda Item 8, July 25-26, 2013, LCDC Meeting**

Final 2013 Legislative Report

Under this item, the department will brief the Land Conservation and Development Commission (LCDC) regarding legislation enacted in the 2013 session, including legislation affecting land use or the department, legislation introduced on behalf of the Department of Land Conservation and Development (DLCD) concerning population forecasting and the urban growth boundary process, and other legislative matters of interest to the commission.

For additional information regarding this item, please contact Bob Rindy at 503-373-0050 ext. 229, or by email at bob.rindy@state.or.us, or Michael Morrissey at 503-373-0050 ext. 320, or by email at michael.morrissey@state.or.us.

I. SUMMARY

The legislature adjourned on July 8, 2013. Many new land use laws have been enacted, as summarized below and in Attachment A to this report. Two of the four policy bills introduced on behalf of the department were enacted. The department also tracked a significant number of land use bills that did not pass – all land use bills tracked are listed in Attachment B to this report.

II. DEPARTMENT LEGISLATION

For the 2013 session, DLCD (in conjunction with the Governor's office) requested that four bills be introduced. Two of these – HB 2253 regarding population forecasts and HB 2254 regarding urban growth boundary (UGB) streamlining – passed unanimously on the House and Senate floor, and have been signed by the Governor. The passage of these bills is expected to improve the state's urban growth boundary planning process, especially for small cities. The new population forecasting process managed by the Population Forecasting Center at Portland State University should reduce the controversy and litigation that has been associated with forecasting in the past. The new UGB process enacted in HB 2254 is an alternative, voluntary process, but it is expected that a large number of cities will ultimately want to use the process. Establishing this process begins with LCDC rulemaking over the next 18 months in order to adopt rules to

implement the legislation.

As reported earlier, two of the department's bills did not pass out of their committee of origin, HB 2255 and HB 2256. However, one of these, HB 2256 regarding urban service agreements between cities and special districts, was in large part subsumed into HB 2254, so the intent of that legislation has been achieved. HB 2255 was intended to provide some new methods for large lot industrial employment land planning but did not pass, in part because final drafting was not fully completed until late January, and due to timing the appointed stakeholder group (UGAC) was unable to reach a consensus on these concepts. As such the bill itself did not receive sufficient support by the committee and was shelved.

III. LAND USE LEGISLATION ENACTED

Below is a list of notable land use bills that were enacted in the 2013 session, as well as a few that were under consideration just prior to adjournment but which did *not* pass in the end. For purposes of this report, land use legislation is organized by topic rather than by bill number. Attachment A to this report provides a complete list of all enacted legislation that is land use related or affects the department, organized by bill number. The significant bills by topic, including a few bills that were close to passage at the end of the session but did not pass, include:

- UGBs:
 - HB 2253 – DLCD bill regarding population forecasting
 - HB 2254 – DLCD and Governor's Office bill regarding UGB Streamlining
 - HB 3067 – Bonny Slope; urban services to a specific area in Metro UGB

- Industrial Lands:
 - SB 246 – Industrial site readiness program loans
 - SB 253 – large industrial site readiness program¹
 - SB 845 – Exempts specific large industrial property in Hillsboro from Goals (so-called Azalea project) (*Did not pass, in committee on adjournment*)
 - HB 2839 – Measure 49 exemption for land rezoned to industrial
 - HB 3267 – Allows industrial use in Malheur Co outside UGBs (*Did not pass, in committee on adjournment*)

- Farm and Forest:
 - SB 841 – Expands winery uses in EFU
 - SB 462 – Composting limits in EFU
 - HB 2393 – Allows chicken slaughtering in EFU
 - HB 2441 – Allows agricultural buildings in Forest zones
 - HB 2746 – Provides for EFU replacement dwelling in certain (rare) circumstances
 - HB 2898 – Public safety training facility allowed on EFU in Columbia County

¹ Both SB 246 and 253 are primarily implemented by the Oregon Business Development Dept (OBDD).

- HB 3040 – Non-farm use interim study (*Did not pass, in committee on adjournment*)
- HB 3098 – Directs LCDC rulemaking to allow youth camps (Youthlife)
- HB 3125 – Allows smaller parcels for forest use in Forest zones

- Energy Facilities
 - HB 2106 – Energy facility siting standards for EFSC²
 - HB 2704 – Criteria to demonstrate transmission line necessary for public service
 - HB 2820 – Modifies definition of solar energy facility for EFSC²
 - SB 606 – Bonding for wave/wind energy devices in territorial sea

- Coastal and Ocean
 - HB 2694 – Territorial Sea Data Sharing
 - HB 3451 – Establishes Oceangoing Research Vessel Program³
 - SB 580 – Ocean Resources Advisory Committee duties and membership
 - SB 605 – Territorial Sea Plan process regarding OPAC
 - SB 606 – Bonding for wave/wind energy devices in territorial sea
 - SB 737 – Ocean Science Trust and duties (State Land Board)

- Aggregate Mining
 - HB 2202 – Aggregate mining on class I and II Willamette Valley soil must maximize aggregate removal per surface area.

- Hazards
 - SB 33 – Requires agencies to appoint liaisons for emergency preparedness
 - SB 465 – Disclosure of flood damage

- Annexation
 - HB 2618 – City withdrawal of annexed service district area

- Land Use Process
 - HB 2620 – Governor to align Community Solutions agencies
 - HB 3337 – Ecosystem services (*Did not pass, in committee on adjournment*)
 - SB 77 – Requires LUBA reporting on appeals
 - SCR 4 – Agencies to address regional priorities identified by Regions

It is important to note that many additional land use bills were introduced but did not pass. Some of these might reappear in future sessions, and several have been introduced in previous sessions. In general, fewer controversial land use bills passed this session than usual. In large part that is a result of strong committee chairs and legislative leadership insisting that controversial issues should not move forward without a broad consensus of interests. In addition, the results of this session reflect close attention to land use on the part of the Governor's office. Finally, the

² Oregon Energy Facility Siting Council

³ Provides that DLCD may choose to be a member of research vessel council.

department believes that several of the bills that did finally pass were much more problematic in their “introduced” versions, but were amended and generally improved during the process.

Attachment B is a list of all land use bills that were introduced, including many bills (the majority of the list) that did not pass.

IV. REQUIRED DLCD/LCDC TASKS DUE TO LEGISLATION

The Policy Agenda report (see Item 9 on LCDC agenda) describes rulemaking and other department and commission tasks that will be necessary in order to implement legislation enacted in the 2013 session. Some of this work is simply “housekeeping rulemaking” to align rules with the new laws. However, some of it will require significant effort by the department. Below is a list of tasks and of workgroups that must be formed to consider particular issues as a result of new legislation or other direction from the legislature.

Rulemaking:

The following enacted bills will result in special rulemaking projects:

- HB 2253 – Population forecasting: Rulemaking advisory committee. Note: primary rulemaking effort will be by PSU Population Research Center.
- HB 2254 – UGB Reform: Requires a significant amount of rulemaking over an 18-month period. Will require a rule advisory committee and possibly additional subcommittees.
- HB 2820 – Wildlife standard for solar facilities: Convene a rule advisory committee. In February 2013, the Co-Chairs of the 2012 House Interim Committee on Energy, Environment and Water sent a letter to the LCDC chair requesting that LCDC “undertake a rulemaking to amend the current wildlife standard that applies to the siting of solar projects on farmland.” The letter included an attachment with recommended specific rule wording.

Budget note:

A “budget note” attached to the DLCD budget stems from a Central Oregon Cities (COCO) legislative concept submitted as HB 3362. The bill would have required “raise it or waive it” as a LUBA review standard (statewide, not just in Central Oregon) with regarding local *legislative* land use decisions. Currently that standard applies to “quasi-judicial decisions” but would be problematic, for a number of reasons, with regard to broader “legislative decisions” such as UGB amendments. The bill did not pass, but the resulting DLCD budget requests: *“The Department of Land Conservation and Development shall work with interested parties to develop recommendations for improving the processes through which local governments develop post-acknowledgement plan amendments under ORS 197.610 through 197.625. The issues to be addressed shall include, but will not be limited to: public notice of post-acknowledgement plan amendments, public review of amendments and changes to these amendments, conduct of hearings on legislative land use decisions, including applicable criteria.”* While this note does

not specifically mention “raise it or waive it”, but nevertheless it is understood that its intent is that DLCD should work in the interim with statewide interests to consider this concept. This will require a work group established by the commission and/or the department.

Special projects:

HB 3536 authorizing significant new resort development at the existing Aspen Lakes golf course in Deschutes County did not pass. However, as a result of discussions with legislators and the Governor’s office during consideration of this bill, the department agreed to sponsor a stakeholder group discussion in the interim to evaluate options to transfer the previously authorized Metolius “transferred development opportunities” (TDO’s) to the current Cyrus family property at Aspen Lakes. These TDO’s were created through legislation in 2009 that protected the Metolius, and ultimately they may be exercised, somewhere, if not necessarily on this property.

HB 3124 would have required urban service agreements between special districts and cities by a date-certain. The bill did not pass, but as a result of discussions the department agreed to reconvene the ad-hoc workgroup that was discussing this issue just prior to the session. While state law requires such agreements, that law is implemented through periodic review and compliance has been very spotty. The department’s legislation (HB 2254) requires service agreements for cities over 10,000 that opt to use the “new UGB process,” but special districts will continue to push for completion of these agreements for other cities that do not choose to use the new process. The department sponsored a discussion of these issues, as a facilitated subcommittee of the UGAC, at the end of 2012. The interests participating in that discussion generally agreed that it had made considerable progress in identifying issues and beginning to work on ideas to resolve them.

ATTACHMENTS

- A. Final DLCD Report on 2013 Land Use Legislation (List of Bills Enacted)
- B. List of All Land Use Bills Introduced



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July 11, 2013

TO: Interested Persons, Local Governments and State Agencies

**FROM: Bob Rindy, Legislative Coordinator
Department of Land Conservation and Development**

SUBJECT: 2013 Land Use Legislation

The attached report describes legislation that has been enacted by the 2013 legislature and that is related to land use planning or programs administered by the Department of Land Conservation and Development (DLCD). Not all the bills listed here are signed by the Governor as of the date of this report. This report is also published on the DLCD web site at:

<http://www.oregon.gov/LCD/docs/legislative/landusebills2013.pdf>

This report provides only a brief summary of each legislative measure. Many of these new laws have elements in addition to those described in the summary, or may include details not apparent in the summary. Therefore, we recommend that you use the report primarily as a reference to new laws that may be of interest.

In general, if legislation does not specify an effective date, the new law will take effect on January 1, 2014. However, many of the bills enacted in the 2013 session take effect upon passage (with the Governor's signature). The attached report indicates the effective date of all bills that are signed by the Governor at the time of the report.

State law (ORS 197.646) requires DLCD to notify local governments when new statutory requirements require changes to local comprehensive plans, regional framework plans, or ordinances implementing these plans. The department is providing this report for that purpose with the caveat that DLCD cannot determine with specificity which bills will apply to specific local governments. The department believes the following bills will most likely require changes to certain (primarily county) acknowledged comprehensive plans and/or land use regulations: SB 462, SB 841, HB 2393, HB 2441, HB 2704, HB 2746, and HB 3125. However, additional bills listed in this report may also require changes for certain local governments. Several of these measures authorize but do not require local plan and code amendments. Others may apply only to specific local governments indicated in the legislation. The department suggests local governments seek advice from legal counsel in considering whether new laws on this list require local changes and *when* such changes should be adopted given the applicability date of the new laws. Finally, we note that some of these new or amended statutes may soon be reflected in new or amended DLCD administrative rules adopted in response to the legislation.

Oregon Law (ORS 197.646) requires that “*a local government shall amend its acknowledged comprehensive plan, regional framework plan, and land use regulations implementing the plan, by a self-initiated post-acknowledgment process under ORS 197.610 to 197.625 to comply with ... a new statutory requirement.*” Furthermore, this statute requires that, “*when a local government does not adopt amendments to a comprehensive plan, a regional framework plan and land use regulations implementing the plan as required by ... this section, the new statutory ... requirements apply directly to the local government’s land use decisions.*”

This report includes hyperlinks for easy download of a pdf file of the final “enrolled” version of bills published on the state’s legislative web site. The home page of the state’s legislative web site is <http://www.leg.state.or.us/>. All legislation considered in the 2013 legislative session, including a large number of measures that were submitted but did not pass, may be accessed at http://www.leg.state.or.us/bills_laws. Printed copies of enacted legislation may be ordered by calling the Legislative Publication Office at the state capitol: (503) 986-1180. DLCD does not have printed copies of legislative measures available for distribution.

If you have questions or comments about the attached report or other legislation, please call DLCD legislative coordinators: Bob Rindy at (503) 373-0050 Ext. 229; email: bob.rindy@state.or.us; or Michael Morrissey, (503)373-0050 Ext. 320; email: michael.morrissey@state.or.us.

Cc: LCDC, LOC, AOC

Final Report on 2013 Land Use Legislation

DEPARTMENT OF LAND CONSERVATION AND DEVELOPMENT

The following bills relating to land use planning or similar topics have been enacted by the 2013 Oregon Legislature. Most, but not all of the bills listed here have been signed by the Governor at the time of this report (asterisk * indicates bills not yet signed).

For questions about this report, contact Bob Rindy, (503)373-0050 Ext 229, bob.rindy@state.or.us; or Michael Morrissey, (503)373-0050 Ext 320, michael.morrissey@state.or.us. For information about the Oregon Legislature, call (503) 986-1180.

SB 77

Summary: Requires the Land Use Board of Appeals (LUBA) to track and report on website data related to land use reviews and results of reviews. Signed by the Governor, takes effect June 26, 2013 (Chapter 513, 2013 Laws).
<http://www.leg.state.or.us/13reg/measpdf/sb0001.dir/sb0077.en.pdf>

SB 246*

Summary: Authorizes the Oregon Business Development Department (OBDD) to work with public entities to develop certified regionally significant industrial sites. Requires OBDD to establish and administer the Oregon Industrial Site Readiness Program and to enter into tax reimbursement arrangements with, or to make loans to, qualified project sponsors for development of certified regionally significant industrial sites. Establishes the Oregon Industrial Site Readiness Program Fund and appropriates moneys in the fund to OBDD for the program. Takes effect on 91st day following adjournment sine die.
<http://www.leg.state.or.us/13reg/measpdf/sb0200.dir/sb0246.en.pdf>

SB 253*

Summary: Creates the Oregon Industrial Site Readiness Assessment Program, which will provide grants to help local governments survey the availability of industrial sites and create a plan to help develop these areas. Requires Oregon Business Development Department (OBDD) to establish and administer the program and to provide grants. Appropriates moneys in the fund to OBDD. Directs OBDD to report to Legislative Assembly during the 2015 regular session. (See SB 246).
<http://www.leg.state.or.us/13reg/measpdf/sb0200.dir/sb0253.en.pdf>

SB 260*

Summary: Provides that qualifying bicycle and pedestrian projects may receive loans from the state's Multimodal Transportation Fund. Declares emergency, takes effect on passage. <http://www.leg.state.or.us/13reg/measpdf/sb0200.dir/sb0260.en.pdf>

SB 408

Summary: Establishes the presumption that certain existing unpermitted approach roads have the Department of Transportation's (ODOT's) written permission, and provides that such written permission qualifies as an approach permit. Requires a property owner that has an approach permit to be responsible for the cost and performance of maintaining the approach road. Provides requirements for the development of facility plans. Directs ODOT to develop access management strategy for each highway modernization or improvement project. Defines access management strategy. Signed by the Governor, takes effect January 1, 2014 (Chapter 476, 2013 Laws). <http://www.leg.state.or.us/13reg/measpdf/sb0400.dir/sb0408.en.pdf>

SB 462

Summary: Establishes requirements that must be met before an applicant may submit an application for land use approval to establish or modify certain disposal sites for composting. Requires a city or county with land use jurisdiction over a proposed disposal site for composting to inform the applicant of permitting requirements. Prohibits establishment of a commercial disposal site for composting within 1,500 feet of a school under limited circumstances. Signed by the Governor, takes effect June 26, 2013 (Chapter 524, 2013 Laws). <http://www.leg.state.or.us/13reg/measpdf/sb0400.dir/sb0462.en.pdf>

SB 465

Summary: Allows a local government with land use jurisdiction over residential structures that are substantially damaged by flooding to cause to be recorded, in the office of county clerk, an official designation of substantial damage. Requires the local government to cause to be recorded a notice voiding official designation of substantial damage when structures have been brought into compliance with ordinances. Signed by the Governor, takes effect June 4, 2013 (Chapter 303, 2013 Laws). <http://www.leg.state.or.us/13reg/measpdf/sb0400.dir/sb0465.en.pdf>

SB 580

Summary: Prescribes duties for a permanent scientific and technical advisory committee to be established by the Ocean Policy Advisory Council (OPAC) and gives the committee authority to nominate candidates for membership. The committee makes recommendations to OPAC regarding that council's functions, and recommendations to state agencies on matters related to ocean or nearshore resources. Signed by the Governor, takes effect May 16, 2013. (Chapter 182, 2013 Laws). <http://www.leg.state.or.us/13reg/measpdf/sb0500.dir/sb0580.en.pdf>

SB 605

Summary: Clarifies that the Land Conservation and Development Commission (LCDC) must make findings with regard to consistency with certain statutes and planning goals with respect to Ocean Policy Advisory Council (OPAC) recommendations on amendments to the Territorial Sea Plan or the Oregon Ocean Resources Management Plan. LCDC must return the plan to OPAC if such findings are not made, and OPAC must return subsequent amended recommendations to LCDC within 155 days. Signed by the Governor, takes effect June 13, 2013 (Chapter 416, 2013 Laws).

<http://www.leg.state.or.us/13reg/measpdf/sb0600.dir/sb0605.en.pdf>

SB 606

Summary: Requires owners or operators of wave energy facilities and devices to demonstrate evidence of financial assurance for costs of closure and post-closure maintenance of facilities or devices. Requires cost estimates to be prepared by a qualified person. Requires owners or operators of wave energy facilities and devices to provide decommissioning plan for facility or device. Signed by the Governor, takes effect June 6, 2013 (Chapter 345, 2013 Laws).

<http://www.leg.state.or.us/13reg/measpdf/sb0600.dir/sb0606.en.pdf>

SB 737*

Summary: Establishes Oregon Ocean Science Trust and specifies duties of trust. Directs State Land Board to appoint members of trust. Directs Department of State Lands to provide facility and administrative support for meetings of trust as requested and directs other agencies to provide assistance to trust on priority marine science needs of state. Declares emergency, takes effect on passage.

<http://www.leg.state.or.us/13reg/measpdf/sb0700.dir/sb0737.en.pdf>

SB 841

Summary: Modifies provisions under which local governments may authorize wineries on land zoned for exclusive farm use (EFU) if certain conditions are met, including agri-tourism and other commercial events. Allows food service at a winery under specified conditions. Authorizes bed and breakfast facilities associated with wineries to serve two meals per day and to serve bed and breakfast guests at the winery. Signed by the Governor, takes effect June 28, 2013 (Chapter 554, 2013 Laws).

<http://www.leg.state.or.us/13reg/measpdf/sb0800.dir/sb0841.en.pdf>

SCR 4*

Summary: Directs state agencies to participate as project or program team members to address regional priorities identified by Regional Advisory Committees as part of Oregon Solutions Network.

<http://www.leg.state.or.us/13reg/measpdf/scr1.dir/scr0004.en.pdf>

HB 2106

Summary: Modifies provisions concerning Energy Facility Siting Council (EFSC) standards for siting, construction, operation and retirement of energy facilities. Signed by the Governor, takes effect June 6, 2013 (Chapter 345, 2013 Laws).

<http://www.leg.state.or.us/13reg/measpdf/hb2100.dir/hb2106.en.pdf>

HB 2202*

Summary: Requires that, when issuing permits for mining aggregate on high-value farm land composed predominantly of Class I and Class II soils in the Willamette Valley, the Oregon Department of Geology and Mineral Industries (DOGAMI) shall require the operator or owner to excavate substantially all of the significant aggregate resource within the operating permit boundary, not including any buffer, setback and sloping areas, to the extent that the removal of the significant aggregate resource can be done subject to limitations imposed by other federal, state or local regulatory requirements. Under this measure, "significant aggregate resource" means the average minimum depth of aggregate that is required for a local government to find that the aggregate resource is significant based on a rule by the Land Conservation and Development Commission. Takes effect on signing.

<http://www.leg.state.or.us/13reg/measpdf/hb2200.dir/hb2202.en.pdf>

HB 2253

Summary: Requires Portland State University's Population Research Center (PRC) to issue population forecasts for land use planning, previously produced by counties. Does not apply to Metro area jurisdictions. Requires PRC to issue forecasts for cities and counties on a four-year schedule. Issuance of a PRC forecast is not appealable, and land use planning decisions must be based on PSU's forecasts. Appropriates funds to the Department of Land Conservation and Development for purposes of grant allocation to PSU to support forecasting required by the bill. Signed by the Governor, takes effect July 1, 2013 (Chapter 574, 2013 Laws).

<http://www.leg.state.or.us/13reg/measpdf/hb2200.dir/hb2253.en.pdf>

HB 2254

Summary: Creates the option for cities outside Metro to project the need, based on population growth, for inclusion of land within a revised urban growth boundary. Amends the statutory priorities for selection of land for inclusion in a revised UGB. Appropriates funds to the Department of Land Conservation and Development for the purpose of adopting rules, within an 18 month period, to implement this alternative method for evaluating and amending urban growth boundaries (the alternative method is not in effect until such rules are adopted). Declares emergency, takes effect on passage. Signed by the Governor, takes effect July 1, 2013 (Chapter 575, 2013 Laws).

<http://www.leg.state.or.us/13reg/measpdf/hb2200.dir/hb2254.en.pdf>

HB 2393

Summary: Allows the slaughtering, processing and selling of up to 1,000 poultry as an outright permitted nonfarm use, subject to specified limits, in areas zoned for exclusive farm use. Signed by the Governor, takes effect January 1, 2014 (Chapter 197, 2013 Laws). <http://www.leg.state.or.us/13reg/measpdf/hb2300.dir/hb2393.en.pdf>

HB 2441

Summary: Authorizes agricultural buildings on land zoned for forest use or mixed farm and forest use. Authorizes forestry-related agricultural buildings not subject to the state structural specialty code. Signed by the Governor, takes effect January 1, 2014 (Chapter 73, 2013 Laws). <http://www.leg.state.or.us/13reg/measpdf/hb2400.dir/hb2441.en.pdf>

HB2618

Summary: Allows a city to withdraw part of a district that is incorporated or annexed to the city from a district only if the city will provide the service formerly provided by district. Signed by the Governor, takes effect October 8, 2013 (Chapter 277, 2013 Laws). <http://www.leg.state.or.us/13reg/measpdf/hb2600.dir/hb2618.en.pdf>

HB 2620*

Summary: Directs the Governor to develop a plan to align state economic and community development programs with regional and community based development programs. Provides that the plan must propose changes in state programs that promote regional and community based problem solving while preserving state program objectives and delivery of services. Provides that the Governor must ensure that representatives of natural resource agencies participate in regional solution teams and be available at regional solution centers to maximum extent possible. Sunsets January 2, 2015. <http://www.leg.state.or.us/13reg/measpdf/hb2600.dir/hb2620.en.pdf>

HB 2694

Summary: Provides that persons who are authorized by a public body to develop energy resources in Oregon's territorial sea must share geological and geophysical data with the Oregon territorial sea mapping project. Signed by the Governor, takes effect May 22, 2013 (Chapter 208, 2013 Laws). <http://www.leg.state.or.us/13reg/measpdf/hb2600.dir/hb2694.en.pdf>

HB 2704

Summary: Establishes requirements by which an applicant to establish an associated transmission line in area zoned for exclusive farm use may demonstrate that the

associated transmission line is necessary for public service. An “associated transmission line” connects an energy facility (such as a wind or solar facility) to the first point of junction of with a power distribution facility or grid. Signed by the Governor, takes effect January 1, 2014 (Chapter 242, 2013 Laws)

<http://www.leg.state.or.us/13reg/measpdf/hb2700.dir/hb2704.en.pdf>

HB 2746

Summary: Modifies provisions authorizing alteration, restoration or replacement of a dwelling on a tract of land zoned for exclusive farm use. Expands dwellings eligible for replacement to include those that formerly had specified features relating to walls, plumbing, wiring, and heating system. Provides that replacement dwelling permit is void if a replaced dwelling is not removed, demolished, or converted to an allowable use within one year after the replacement dwelling is certified for occupancy. Signed by the Governor, takes effect January 1, 2014 (Chapter 462, 2013 Laws).

<http://www.leg.state.or.us/13reg/measpdf/hb2700.dir/hb2746.en.pdf>

HB 2820

Summary: Modifies definition of energy facility for purposes of site certificates issued by the Energy Facility Siting Council. Raises acreage threshold for allowable solar power generation facility not located on high value farmland. Signed by the Governor, takes effect June 6, 2013 (Chapter 320, 2013 Laws).

<http://www.leg.state.or.us/13reg/measpdf/hb2800.dir/hb2820.en.pdf>

HB 2839

Summary: Exempts from entitlement to just compensation (under 2007 Measure 49) land that is within, or to be included within, an urban growth boundary that is rezoned to industrial use. Signed by the Governor, takes effect January 1, 2014 (Chapter 279, 2013 Laws). <http://www.leg.state.or.us/13reg/measpdf/hb2300.dir/hb2389.intro.pdf>

HB 2898*

Summary: Enacts provisions related to education that are not related to land use, but also allows Portland Community College to establish a public safety training facility on a site up to 300 acres in an area zoned for exclusive farm use in Columbia County, notwithstanding certain land use laws. Declares emergency, takes effect on passage.

<http://www.leg.state.or.us/13reg/measpdf/hb2800.dir/hb2898.en.pdf>

HB 3067

Summary: Establishes process for Multnomah County to transfer “Area 93” to Washington County in order to facilitate efficient and well-planned urban development on land included within an urban growth boundary. Signed by the Governor, takes effect

June 6, 2013 (Chapter 326, 2013 Laws).

<http://www.leg.state.or.us/13reg/measpdf/hb3000.dir/hb3067.en.pdf>

HB 3098*

Summary: Authorizes establishment of a youth camp on certain lands of at least 1000 acres zoned for exclusive farm use in eastern Oregon that are not within an irrigation district or within three miles of an urban growth boundary. Requires Land Conservation and Development Commission (DLCD) to adopt rules necessary for implementation of the Act. Appropriates moneys from General Fund to DLCD for purposes of adopting rules required to carry out Act. Declares emergency, takes effect on passage.

<http://www.leg.state.or.us/13reg/measpdf/hb3000.dir/hb3098.en.pdf>

HB 3125

Summary: Eliminates the prohibition of the creation of a parcel smaller than the minimum lot or parcel size standard, because a dwelling is involved, in order to facilitate a forest practice. Rearranges other provisions to eliminate ambiguity and to improve clarity and readability. Signed by the Governor, takes effect January 1, 2014 (Chapter 88, 2013 Laws). <http://www.leg.state.or.us/13reg/measpdf/hb3100.dir/hb3125.en.pdf>

HB 3451*

Summary: Establishes Oceangoing Research Vessel Program to conduct certain marine research. Establishes seven-member Research Vessel Council which may include one member from the Department of Land Conservation and Development. Specifies criteria for council's evaluation of proposals submitted for use of vessels under program. Requires report to Legislative Assembly on program status and federal funding commitments. Declares emergency, effective July 1, 2013.

<http://www.leg.state.or.us/13reg/measpdf/hb3400.dir/hb3451.en.pdf>

HB 5008*

Summary: Increases and decreases limitations on expenditures for certain biennial expenses for specified state agencies. Includes an additional \$116,000 General Fund to DLCD to supplement grant funding for the Southern Oregon Regional Land Use Pilot Program. Provides \$80,000 to DLCD for grants to the Columbia River Gorge Commission for continuation of work on urban planning issues inside the Oregon portion of the National Scenic Area in the Columbia River Gorge. Removes \$35,000 General Fund allocated to DLCD in HB 2202. Takes effect on passage.

<http://www.leg.state.or.us/13reg/measpdf/hb5000.dir/hb5008.en.pdf>

SB 5530

Summary: Appropriates moneys from General Fund to Department of Land Conservation and Development for biennial expenses. Limits certain biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by department. Limits biennial expenditures by department from federal funds. Signed by the Governor, takes effect July 1, 2013 (Chapter 547, 2013 Laws).

<http://www.leg.state.or.us/13reg/measpdf/sb5500.dir/sb5530.en.pdf>

Attachment B: Land Use Related Bills introduced in the 2013 Session.

SB33	Relating to emergency preparedness.	Modifies list of state agencies required to designate liaison for emergency preparedness and response. Requires that liaison be individual with authority during emergency to allocate agency resources and assets.
SB77	Relating to appellate review of land use decisions; declaring an emergency.	Requires appellate review of quasi-judicial land use decisions and limited land use decisions directly related to and made in response to land use application to be conducted in single proceeding in which Land Use Board of Appeals has joined all
SB114	Relating to commercial activities at wineries; declaring an emergency.	Creates task force to identify and develop proposals for improvements to Oregon law regarding commercial activities at wineries. Sunsets task force on date of convening of 2015 regular legislative session. Declares emergency, effective on passage
SB220	Relating to basis for appeal to Land Use Board of Appeals; declaring an emergency.	Requires that person seeking to appeal land use decision or limited land use decision to Land Use Board of Appeals must be adversely affected by decision. Declares emergency, effective on passage.
SB236	Relating to administrative rules; declaring an emergency.	Prohibits agencies from adopting rules during regular session of Legislative Assembly. Prohibits agencies from adopting rules that become effective before adjournment sine die of next regular legislative session. Specifies exceptions. Declares emergency
SB246	Relating to the Oregon Industrial Site Readiness Program; appropriating money; prescribing an effective date.	Requires Oregon Business Development Department to establish and administer Oregon Industrial Site Readiness Program to make loans to qualified project sponsors for development of certified state and regionally significant industrial sites.
SB247	Relating to funding transportation projects; appropriating money; declaring an emergency.	Creates Alternative Mode Transportation Fund. Requires that nine percent of net proceeds from Oregon State Lottery be deposited in Multimodal Transportation Fund, and that nine percent of net proceeds be deposited in Alternative Mode Transportation
SB250	Relating to planning for industrial uses.	Authorizes local government required to have urban growth boundary to include land within boundary when inclusion of land is consistent with local economic development projections and public facilities plans.
SB251	Relating to review of land development proposals requiring multiple permits.	Authorizes Governor to convene meeting of federal, state and local permitting authorities to streamline or expedite approval process for proposed land development that addresses significant regional priorities.
SB253	Relating to development of	Requires Oregon Business Development Department to establish and administer Oregon Industrial Site Readiness Program providing

	large industrial sites; appropriating money; declaring an emergency.	grants to perform due diligence assessments of large industrial sites, to create detailed development plans to make large
SB260	Relating to the Multimodal Transportation Fund; declaring an emergency.	Authorizes issuance of lottery bonds for transportation projects funded from Multimodal Transportation Fund. Specifies allocation of lottery bond proceeds. Declares emergency, effective on passage.
SB300	Relating to persons who serve at the pleasure of the Governor; declaring an emergency.	Provides that certain persons appointed by Governor and certain persons appointed to positions in executive department serve at pleasure of Governor. Declares emergency, effective on passage.
SB333	Relating to administrative rules; declaring an emergency.	Prohibits agencies from adopting any rule that becomes effective on or after effective date of Act and before July 1, 2014. Specifies exceptions. Establishes Joint Legislative Committee on Rule Review. Directs committee to review all rules adopted
SB336	Relating to tort liability for land use errors by public body.	Eliminates requirement for special relationship to establish liability of local government for economic injuries incurred by person acting in good faith reliance on negligent misrepresentation by local government of effect of comprehensive plan and
SB338	Relating to resource protection.	Changes status of activities conducted to create, restore or enhance wetlands on land zoned for exclusive farm use from outright permitted use to conditional use. Eliminates limitation on liability for damages resulting from certain fish and wildl
SB359	Relating to wave energy exemption from hydroelectric standards.	Exempts wave energy facility or project in territorial sea from licensing process for hydroelectric facilities if wave energy facility or project is subject to project review and approval by Land Conservation and Development Commission for complianc
SB393	Relating to exception to land use planning goals.	Authorizes local government to adopt exception to statewide land use planning goal, without demonstrating that statutory standards for exception have been met, for use that is necessary for employer of 10 or more employees under specified circumstan
SB401	Relating to scenic waterways; declaring an emergency.	Designates certain rivers and creeks as scenic waterways. Declares emergency, effective on passage.
SB407	Relating to highway access management.	Grants written permission by Department of Transportation for existing unpermitted approach roads under certain circumstances. Provides that written permission qualifies as approach permit. Requires property owner that has approach permit to be re
SB408	Relating to highway access management.	Grants written permission by Department of Transportation for existing unpermitted approach roads under certain circumstances. Provides that written permission qualifies as approach permit. Requires property owner that has approach permit to be re
SB419	Relating to	Prohibits public bodies from imposing requirement to show

	compatibility of federal land uses with state land use planning; declaring an emergency.	consistency or compatibility with state and local land use plans for lands to which federal government holds title by consent of State of Oregon. Declares emergency, effective on passage.
SB443	Relating to farm use special assessment; prescribing an effective date.	Provides that all land within exclusive farm use zone qualifies for farm use special assessment. Takes effect on 91st day following adjournment sine die.
SB449	Relating to minimum size of units of land.	Directs counties to establish minimum lot or parcel size for land zoned for exclusive farm use, for land zoned for forest use and for land zoned for mixed farm and forest use. Prohibits Land Conservation and Development Commission from establishing
SB453	Relating to secondary lands; declaring an emergency.	Establishes policy, criteria, procedures and other factors for identifying secondary land. Provides procedures that local governments must follow after identification of secondary land. Establishes uses allowed in area zoned as secondary land. D
SB455	Relating to dwellings in exclusive farm use zones.	Prohibits use of income test to determine whether primary or accessory dwelling customarily provided in conjunction with farm use is outright permitted use in exclusive farm use zone.
SB465	Relating to disclosure of flood damage to residential improvements; declaring an emergency.	Allows local government with land use jurisdiction over residential improvements substantially damaged by flooding to cause to be recorded, in office of county clerk, official designation of substantial damage. Declares emergency, effective on pas
SB475	Relating to affordable housing.	Repeals provision that prevents local governments from imposing conditions on approved permits that effectively establish sales price for residential development or limit purchase to class or group of purchasers.
SB476	Relating to the environment.	Requires agencies to prepare environmental impact statements before approving certain applications and before making certain decisions. Specifies content of environmental impact statements. Requires agencies by rule to establish process for public
SB479	Relating to real property.	Provides that State of Oregon does not have ownership interest in certain real property.
SB502	Relating to uses allowed in parks.	Prohibits Land Conservation and Development Commission from adopting rules to regulate religious activities in state or local parks. Prohibits commission from adopting rules prohibiting or restricting recreational activities in county parks that a
SB504	Relating to wineries sited in exclusive farm use zones.	Modifies criteria for siting winery in exclusive farm use zone. Allows winery to be sited in exclusive farm use zone in conjunction with plantation of agricultural produce, including grapes, grown for winemaking.
SB580A	Relating to ocean	Prescribes duties for specified scientific and technical advisory

	resources; and declaring an emergency.	committee and gives OPAC committee authority to nominate candidates for membership. Declares emergency, effective on passage.
SB605A	Relating to ocean resources; declaring an emergency.	Clarifies that Land Conservation and Development Commission must make findings on Territorial Sea Plan and amendments to Territorial Sea Plan or Oregon Ocean Resources Management Plan recommended by Ocean Policy Advisory Council. Requires council to include commission's revisions in subsequent recommendations when commission does not make required findings. Sets time limit of 155 days for council to return subsequent recommendations to commission with potential for extension upon mutual agreement. Declares emergency, effective on passage.
SB606A	Relating to wave energy; declaring an emergency.	Requires owners or operators of wave energy facilities and devices to demonstrate evidence of financial assurance for costs of closure and post-closure maintenance of facilities or devices. Requires owners or operators of wave energy facilities and devices to provide decommissioning plan. Directs State Department of Energy to study issues related to transmission of electricity from wave energy facilities and devices. Declares emergency, effective on passage.
SB713A	Relating to firearms training facilities.	Permits firearms training facilities in specified exclusive farm use zones.
SB737A	Relating to ocean resources; appropriating money; declaring an emergency.	Establishes Oregon Ocean Science Trust and specifies duties of trust. Directs State Land Board to appoint members of trust, to provide clerical, technical and management personnel and directs other agencies to provide assistance to trust on priority marine science needs of state. Establishes Oregon Ocean Science Fund and continuously appropriates moneys in fund to trust. Requires state's distributive share of moneys collected under Outer Continental Shelf Lands Act to be deposited in fund. Requires 30 percent of distributive share to be paid to coastal counties adjacent to lands. Declares emergency, effective on passage.
SB841A	Relating to wineries on land zoned for resource uses; declaring an emergency.	Allows winery to be sited on land zoned for mixed farm and forest use. Modifies provisions authorizing uses of winery on land zoned for exclusive farm use, including agri-tourism and other commercial events. Permits local government to authorize siting of winery on land zoned for exclusive farm use if certain conditions are met. Declares emergency, effective on passage.
SB845	Relating to economic development; declaring an emergency.	Authorizes Governor and Director of the Department of Land Conservation and Development to exempt certain land use decisions from appeal by contract with member of traded sector industry that agrees to acquire and develop large-site industrial use employing at least 500 full-time employees. Declares emergency, effective on passage.

HB2028	Relating to consent to annexation for extraterritorial service; prescribing an effective date.	Prohibits city or district from requiring consent by landowner to eventual annexation in exchange for providing extraterritorial service when city or district is providing service on behalf of another local government pursuant to intergovernmental a
HB2031	Relating to natural resource rights in real property; declaring an emergency.	Designates Department of State Lands as state agency that acts for state in transactions concerning mineral and geothermal resource rights in low-potential resource real property. Specifies when department may retain such natural resource rights. Sp
HB2032	Relating to off-site compensatory mitigation; declaring an emergency.	Sets forth requirements for payments for off-site compensatory mitigation to Oregon Removal-Fill Mitigation Fund. Declares emergency, effective on passage.
HB2034	Relating to emergency management.	Authorizes Office of Emergency Management, which is sole agency of state for negotiating agreements with Department of Homeland Security, to cooperate with tribal governments for purpose of acquiring and coordinating use of federal funds for emergen
HB2062	Relating to dog training facilities; declaring an emergency.	Prohibits application of state structural specialty code to preexisting farm building or other building used as dog training facility. Declares emergency, effective on passage.
HB2105A	Relating to the Energy Facility Siting Council; declaring an emergency.	Requires State Department of Energy to <i>study issues</i>] review matters related to Energy Facility Siting Council and to report to certain interim legislative committees on or before November 1, 2013. Declares emergency, effective on pa
HB2106	Relating to the siting of facilities; declaring an emergency.	Requires Director of State Department of Energy, after consultation with other state agencies and parties, to develop map that identifies areas east of summit of Cascade Mountains that are appropriate for siting of energy facilities and any related
HB2148	Relating to correction of erroneous material in Oregon law.	Makes nonsubstantive and technical changes in Oregon law. Corrects grammar and punctuation. Deletes obsolete provisions. Conforms language to existing statutes and legislative style.
HB2173	Relating to water projects; declaring an emergency.	Changes status of activities conducted to create, restore or enhance wetlands on land zoned for exclusive farm use from outright permitted use to conditional use. Exempts land zoned for exclusive farm use from limitation on liability for damage, i
HB2201	Relating to mining in exclusive farm use zones.	Establishes conditions for approval of reclamation plan for surface mining operation on land zoned for exclusive farm use.
HB2202	Relating to mining on land zoned for exclusive farm use.	Prohibits conditional approval of mining permits for mining of tracts of land in Willamette Valley that are zoned for exclusive farm use and include five acres or more composed of Class I and Class II soils. Creates exceptions.
HB2203	Relating to utility rights of way.	Prohibits person from constructing electricity transmission line unless person is public utility or person that has entered into

		contract with public utility, and construction takes place in public utility's service area.
HB2248	Relating to mineral resources; declaring an emergency.	Expands certain statutes related to mineral resources to encompass additional types of mining. Makes conforming amendments. Declares emergency, effective on passage.
HB2253	Relating to population forecasts for land use planning; declaring an emergency.	Requires Portland State University Population Research Center to issue population forecasts for land use planning that are currently produced by counties. Declares emergency, effective July 1, 2013.
HB2254	Relating to the urban growth boundary; declaring an emergency.	Creates option for cities with population of less than 10,000 to project need, based on population growth, for inclusion of land within urban growth boundary. Establishes priority for selection of land for inclusion. Declares emergency, effective
HB2255	Relating to land use planning for employment uses.	Modifies planning period for inclusion of land within urban growth boundary from 20 years to 15 years. Creates option, for purpose of inclusion of land within urban growth boundary, for projecting number of new jobs and demand for land to meet emp
HB2256	Relating to the provision of urban services.	Requires local government that expands urban growth boundary to cause renegotiation, as necessary, of urban service agreements. Requires urban service agreement to include preliminary estimate of capital cost of urban service infrastructure requir
HB2284	Relating to the Oregon Industrial Site Readiness Program; appropriating money; prescribing an effective date.	Requires Oregon Business Development Department to establish and administer Oregon Industrial Site Readiness Program to make loans to qualified project sponsors for development of certified state and regionally significant industrial sites. Allows d
HB2285	Relating to development of large industrial sites; appropriating money; declaring an emergency.	Requires Oregon Business Development Department to establish and administer Oregon Industrial Site Readiness Program providing grants to perform due diligence assessments of large industrial sites, to create detailed development plans to make large
HB2293	Relating to county service districts.	Authorizes master plans and county service districts regarding comprehensive planning for land use and public facilities and, within Washington County, implementation of adopted comprehensive plans through development review and code enforcement ser
HB2310A	Relating to financing transportation projects; declaring an emergency.	Authorizes issuance of lottery bonds for transportation projects funded from Multimodal Transportation Fund. Specifies allocation of lottery bond proceeds. Provides that qualifying bicycle and pedestrian projects may receive loans from fund. El
HB2311	Relating to the State Transportation Improvement	Adds criteria used to select projects within Statewide Transportation Improvement Program.

	Program.	
HB2321	Relating to agency actions affecting the environment.	Requires agencies of executive department to take certain actions to protect environment. Allows associations and organizations to request contested case hearing on environmental impact statements.
HB2338	Relating to the Task Force on Extending the Westside Express Service Commuter Line to Salem; declaring an emergency.	Creates Task Force on Extending the Westside Express Service Commuter Line to Salem. Declares emergency, effective on passage.
HB2347	Relating to the transfer of land from Multnomah County to Washington County; declaring an emergency.	Transfers Bonny Slope from Multnomah County to Washington County. Declares emergency, effective on passage.
HB2393A	Relating to processing poultry in areas zoned for exclusive farm use.	Allows slaughtering, processing and selling up to 1,000 poultry as outright permitted nonfarm use, subject to specified limits, in areas zoned for exclusive farm use.
HB2440	Relating to the siting of solar energy projects on farmland; declaring an emergency.	Requires Department of Land Conservation and Development, in cooperation with State Department of Energy, State Department of Agriculture and State Department of Fish and Wildlife, to review laws and rules regulating siting of solar energy projects
HB2441A	Relating to use of agricultural building.	Authorizes person to use agricultural building on land zoned for forest use or mixed farm and forest use. Authorizes forestry-related use of agricultural building that is not subject to state structural specialty code.
HB2617	Relating to annexation.	Requires that, in election proposing annexation, votes from city and territory to be annexed be counted separately to determine separate majorities if acreage to be annexed is 100 acres or more. Requires that votes from city and territory be combine
HB2618	Relating to withdrawal of part of a district; prescribing an effective date.	Allows city to withdraw part of district incorporated as or annexed to city from district only if city provides service formerly provided by district. Takes effect on 91st day following adjournment sine die.
HB2620	Relating to reorganization of state agencies.	Directs Governor to develop reorganization plan for economic development agencies, community development and services agencies and natural resource agencies necessary to implement regional and community based governance.
HB2657	Relating to rezoning of industrial land.	Establishes requirements to be met by applicant before local government can consider application to rezone for nonindustrial

		use land that is planned and zoned for industrial use.
HB2694A	Relating to energy resources in Oregon's territorial sea; declaring an emergency.	<i>Requires Department of State Lands to study certain issues related to development of energy resources in Oregon's territorial sea.</i>] Sunsets January 2, 2015.] Provides that persons authorized by public body to develop energy re
HB2695	Relating to uses allowed in resource zones; declaring an emergency.	Modifies criteria for siting winery in exclusive farm use zone and in areas zoned for mixed farm and forest use. Allows winery sited in exclusive farm use zone to conduct activities authorized for winery licensee under Oregon Liquor Control Act, exc
HB2696	Relating to tollway projects; declaring an emergency.	Directs Department of Transportation to approve tollway project proposed by private entity if certain conditions are met. Establishes process for applications by private entities for tollway projects. Declares emergency, effective on passage.
HB2704	Relating to transmission lines; declaring an emergency.	Directs State Department of Energy to conduct study of issues related to siting and construction of electric transmission lines by certain entities. Sunsets January 2, 2015. Declares emergency, effective on passage.
HB2720	Relating to legislative review of administrative rules; declaring an emergency.	Prohibits state agencies from filing administrative rule with Secretary of State unless rule has been reviewed by joint committee of Legislative Assembly. Exempts temporary rules. Prohibits joint committee from disapproving rule. Declares emergenc
HB2741	Relating to resort-style amenities; declaring an emergency.	Authorizes development of resort-style amenities by owner of heritage guest ranch. Exempts development from specified provisions of land use planning statutes, statewide land use planning goals and acknowledged comprehensive plan and land use regula
HB2746	Relating to dwellings on tract of land zoned for exclusive farm use.	Modifies provisions authorizing alteration, restoration or replacement of dwelling on tract of land zoned for exclusive farm use.
HB2800A	Relating to the Interstate 5 bridge replacement project; and declaring an emergency.	Declares that it is in states interest to undertake Interstate 5 bridge replacement project. Enacts provisions relating to tolls for project. Specifies borrowing authority of Department of Transportation for project. Provides that department may
HB2819	Relating to solar collecting facilities.	Increases minimum acreage that solar collecting facility must use to be included within definition of energy facility for purposes of state regulation of energy facilities.
HB2820A	Relating to solar energy; declaring an emergency.	<i>Requires State Department of Energy to study certain issues related to solar energy.</i>] Sunsets January 2, 2015.] Modifies definition of energy facility for purposes of site certificates issued by Energy Facility Siting Council
HB2839	Relating to just compensation for	Exempts from entitlement to just compensation land rezoned to zoning classification that allows industrial uses.

	changes to industrial zoning.	
HB2852	Relating to judicial review of administrative rules; declaring an emergency.	Requires court to declare administrative rule invalid if rule is arbitrary, capricious or abuse of discretion by agency. Authorizes court to review information related to rule that was available to agency at time rule was adopted. Declares
HB2861	Relating to infrastructure; declaring an emergency.	Establishes Oregon Task Force on Infrastructure Development. Sunsets task force on date of convening of 2015 regular session of Legislative Assembly. Declares emergency, effective on passage.
HB2890	Relating to affordable housing.	Repeals provision that prevents local governments from imposing conditions on approved permits that effectively establish sales price for residential development or limit purchase to class or group of purchasers.
HB2898A	Relating to education; and declaring an emergency.	Allows community college to establish public safety training facility in area zoned for exclusive farm use. Declares emergency, effective on passage.
HB2918A	Relating to the Cascades Rail Corridor; declaring an emergency.	Permits Department of Transportation to enter into agreements with transportation departments in Washington State and British Columbia regarding Cascades Rail Corridor. Directs Department of Transportation to biennially submit report to Legislative
HB2945	Relating to area commissions on transportation.	Directs Clackamas County to develop proposed charter for formation of area commission on transportation on or before September 30, 2014. Directs county to submit charter to Oregon Transportation Commission. Directs county to report on development of
HB2949	Relating to consent to historic property designation; declaring an emergency.	Removes requirement that local government allow property owner to refuse consent to historic property designation for property. Declares emergency, effective on passage.
HB2951	Relating to industrial uses in exclusive farm use zones.	Authorizes conditional approval, in exclusive farm use zones, of industrial uses that are not otherwise authorized in exclusive farm use zones.
HB2980	Relating to agriculture workforce housing; prescribing an effective date.	Extends sunset for tax credits for owning or operating farmworker housing and for lending to construct or rehabilitate farmworker housing. Modifies terminology in statutes addressing farmworker housing. Renames Farmworker Housing Facilitation Team
HB3024	Relating to development of industrial sites; declaring an emergency.	Directs Oregon Business Development Department to conduct study of sites ready for industrial development. Requires department to report to legislative committees regarding findings of study. Declares emergency, effective on passage.

HB3040	Relating to nonfarm uses on land zoned for exclusive farm use.	Prohibits specified nonfarm uses on land zoned for exclusive farm use. Directs State Department of Agriculture and Department of Land Conservation and Development to analyze and report on use of land zoned for exclusive farm use. Directs Department of Land Conservation and Development to convene work group to review report and make recommendations to interim legislative committees by January 1, 2015. Declares emergency, effective on passage.
HB3067	Relating to transfer of :q2.Area 93:q2e. from Multnomah County to Washington County; declaring an emergency.	Establishes process for Multnomah County to transfer Area 93 to Washington County. Declares emergency, effective on passage.
HB3085	Relating to transfer of property noted on plat.	Modifies provisions authorizing dedication, conveyance or grant of property in subdivision or partition process.
HB3087	Relating to fees for appeal of local land use decisions.	Limits amount of appeal fee that city or county may charge for quasi-judicial review of city or county decisions on land use application. Requires city or county to refund appeals fee and transcript fee when appellate authority of city or
HB3089	Relating to boundary by agreement.	Allows landowners with common boundary that is uncertain or subject to dispute to locate and fix boundary by agreement.
HB3098	Relating to youth camp expansion.	<i>[Authorizes owners of Young Life - Washington Family Ranch to develop approximately 4,000-acre expansion area. Exempts development from statewide land use planning goals and provisions of acknowledged comprehensive plans and land use regulations]</i> Authorizes establishment of youth camp on certain lands zoned for exclusive farm use in eastern Oregon. Requires Land Conservation and Development Commission to adopt rules necessary for implementation of Act. Appropriates moneys from General Fund to Department of Land Conservation and Development for purposes of adopting rules required to carry out Act. Declares emergency, effective on passage.
HB3100	Relating to vermiculture on land zoned for exclusive farm use.	Authorizes facilities for vermiculture on land zoned for exclusive farm use.
HB3121	Relating to authorized uses of land zoned for exclusive farm use.	Allows facilities for trucking terminals, freight-forwarding and intermodal transport within one mile of interstate highway interchange on land zoned for exclusive farm use.
HB3124	Relating to urban service agreements; declaring an	Requires local governments, including special districts, to enter into urban service agreements not later than January 1, 2015. Declares emergency, effective on passage.

	emergency.	
HB3125	Relating to minimum size of unit of land.	Eliminates provision prohibiting, because dwelling is involved, creation of parcel smaller than minimum lot or parcel size standard to facilitate forest practice. Rearranges other provisions that do not read in to eliminate ambiguity and to improve clarity
HB3173	Relating to wineries; declaring an emergency.	Modifies authority for establishment of winery and for winery sales and services in exclusive farm use zone. Declares emergency, effective on passage.
HB3242	Relating to renewable energy; declaring an emergency.	Provides that Director of Department of State Lands may adopt rules for authorization of certain renewable energy facilities or devices within Oregon's territorial sea. Provides that Department of State Lands may grant certain leases, easements and
HB3267	Relating to industrial use of land in Malheur County.	Authorizes governing body of Malheur County to plan and zone up to five sites, containing 1,000 or fewer acres each, for industrial use. Sunsets authority December 31, 2020.
HB3268	Relating to mitigation; declaring an emergency.	Prohibits state natural resource agencies from spending more than \$50,000 that is received by agency as compensatory mitigation payment until agency reports on costs and benefits of proposed expenditure. Specifies required contents of report. Decl
HB3298	Relating to applications for operating permits for surface mining.	Requires certain statement by local government to accompany application for operating permit for surface mining. Specifies content of statement.
HB3299	Relating to sellers property disclosures.	Requires seller of residential real property to disclose, if known, whether property is located within one mile of land included in inventory of significant mineral and aggregate resources pursuant to statewide land use planning goal.
HB3334	Relating to inclusion of land within urban growth boundary for industrial use.	Authorizes inclusion of urban reserve land controlled by large industrial employer within urban growth boundary.
HB3336	Relating to private parks on land zoned for exclusive farm use.	Establishes limits on permissible uses of private park established on land zoned for exclusive farm use.
HB3337	Relating to ecosystem services; declaring an emergency.	Expands state policy relating to ecosystems. Adds ecosystem services to principles guiding state land use program. Directs Governor's office to facilitate review of state conservation plans. Authorizes state agencies to allow use of payments for
HB3362	Relating to review of post-acknowledgement land use decision-making; declaring an emergency.	Limits review by Land Use Board of Appeals of post-acknowledgement legislative changes to comprehensive plans and land use regulations implementing plans to issues raised during local planning process. Requires Department of Land Conservation and
HB3384	Relating to donation	Authorizes Department of Land Conservation and Development to

	of land for establishment of facility for veterans.	act in lieu of city or county with land use jurisdiction to issue permit for establishment of facilities to serve or support veterans on land to be donated to public body or nonprofit org
HB3385	Relating to land use approved by compact of nearby owners and residents.	Authorizes Department of Land Conservation and Development to act in lieu of city or county with land use jurisdiction to issue permit for conditional use or exemption from land use regulation in specified circumstances. Allows issuance of permit fo
HB3396	Relating to basis for appeal to Land Use Board of Appeals; declaring an emergency.	Requires that person seeking to appeal land use decision or limited land use decision to Land Use Board of Appeals must be adversely affected by decision. Declares emergency, effective on passage.
HB3439	Relating to wholesale distribution of agricultural crops on land zoned for exclusive farm use.	Authorizes wholesale distribution of agricultural crops, produced on or off farm operators property, that is integrated with farm use in one or more buildings that existed on or before May 19, 1970.
HB3451	Relating to an Oceangoing Research Vessel Program; appropriating money; declaring an emergency.	Establishes Oceangoing Research Vessel Program to conduct certain marine research. Establishes Research Vessel Council and specifies criteria for councils evaluation of proposals submitted for use of vessels under program. Requires report to Le
HB3536	Relating to the Deschutes Basin; appropriating money; declaring an emergency.	Modifies alternatives for establishing small-scale recreation community using transferable development opportunities from Metolius resort sites. Directs Water Resources Department to periodically review program for Deschutes Basin ground water study area and to report to Legislative Assembly every five years. Appropriates moneys to department for purpose of periodic review program. Declares emergency, effective July 1, 2013.