

## Department of Land Conservation and Development Final 2019-21 Policy Agenda

Legislative Policy Development 2019 Session	Priority Issue		Policy Item	Action	Division	Key Staff	New Staff/ Hiring Dates	Major Deliverables	Key Deadlines	Partner Agencies	Notes:
	N/A	HB 2106	Permit expiration and dog training	<ul style="list-style-type: none"> <li>Conforming rulemaking</li> </ul>	CSD	Tim Murphy Palmer Mason Casaria Taylor	N/A	Rule amendments to OAR 660-033	Emergency Clause  Adopt Rule – Jan. 2020	N/A	Geographic hearing required (Lane & Washington Counties)
	N/A	HB 2225	Forest Template Dwellings	<ul style="list-style-type: none"> <li>Conforming rulemaking</li> </ul>	CSD	Tim Murphy Palmer Mason Casaria Taylor	N/A	Rule amendments to OAR 660-006	Takes effect Jan. 1, 2020 in Jackson, Lane, Polk, Clackamas Counties  Adopt Rule - Jan. 2020	N/A	M56 notices required. First counties impacted January 1, 2020.
	N/A	HB 2329	Energy Facility Siting Council Changes	<ul style="list-style-type: none"> <li>Conforming rulemaking</li> </ul>	CSD	Tim Murphy Palmer Mason Casaria Taylor	N/A	Rule amendments to OAR 660-033	Takes effect Jan. 1, 2020  Adopt Rule - Jan. 2020	N/A	Will result in more review and approval by local governments.
	N/A	HB 2435 & HB 4031 (2018)	Removing sunset on guest ranches	<ul style="list-style-type: none"> <li>Conforming rulemaking</li> </ul>	CSD	Tim Murphy Palmer Mason Casaria Taylor	N/A	Rule amendments to OAR 660-033	Takes effect Jan. 1, 2020  Adopt Rule - Jan. 2020	N/A	Geographic hearing required in Eastern Oregon.
	N/A	HB 2469	Forest relative dwelling	<ul style="list-style-type: none"> <li>Conforming rulemaking</li> </ul>	CSD	Tim Murphy Palmer Mason Casaria Taylor	N/A	Rule amendments to OAR 660-006	Takes effect Jan. 1, 2020  Adopt Rule - Jan. 2020	N/A	
	N/A	HB 2573	Cranberry farms	<ul style="list-style-type: none"> <li>Conforming rulemaking</li> </ul>	CSD	Tim Murphy Palmer Mason Casaria Taylor	N/A	Rule amendments to OAR 660-033	Takes effect Jan. 1, 2020  Adopt Rule – Jan. 2020	N/A	Either adopted in Reedsport, Nov. 2019, or a geographic hearing required on the coast.
	N/A	HB 2790	Outdoor mass gatherings	<ul style="list-style-type: none"> <li>Conforming rulemaking</li> </ul>	CSD	Tim Murphy Sadie Carney Casaria Taylor	N/A	Rule amendments to OAR 660-033	Takes effect Jan. 1, 2020  Adopt Rule – Jan. 2020	N/A	
	N/A	HB 2844	On-site farm processing facilities	<ul style="list-style-type: none"> <li>Conforming rulemaking</li> </ul>	CSD	Tim Murphy Palmer Mason Casaria Taylor	N/A	Rule amendments to OAR 660-033	Takes effect Jan. 1, 2020  Adopt Rule – Jan. 2020	N/A	
	N/A	HB 3024	Farm replacement dwelling	<ul style="list-style-type: none"> <li>Conforming rulemaking</li> </ul>	CSD	Tim Murphy Palmer Mason Casaria Taylor	N/A	Rule amendments to OAR 660-033	Takes effect Jan. 1, 2020  Adopt Rule – Jan. 2020	N/A	

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N/A	HB 3384	Non-conforming schools	<ul style="list-style-type: none"> <li>Conforming rulemaking</li> </ul>	CSD	Tim Murphy Palmer Mason Casaria Taylor	N/A	Rule amendments to OAR 660-033	Emergency Clause  Adopt Rule – Jan. 2020	N/A	Federal Religious Land Use & Institutionalized Persons Act (RLUIPA) requires consideration of similar land use changes for churches and other religious facilities.
N/A	SB 287	Farm breweries	<ul style="list-style-type: none"> <li>Conforming rulemaking</li> </ul>	CSD	Tim Murphy Palmer Mason Casaria Taylor	N/A	Rule amendments to OAR 660-033	Takes effect Jan. 1, 2020  Adopt Rule – Jan. 2020	N/A	
N/A	SB 1533 (2018)	Equine Therapy	<ul style="list-style-type: none"> <li>Conforming rulemaking</li> </ul>	CSD	Tim Murphy Palmer Mason Casaria Taylor	N/A	Rule amendments to OAR 660-033	Took effect Jan. 1, 2019  Adopt Rule – Jan. 2020	N/A	
Housing	HB 2336	Affordable Housing Pilot Project - Redmond	<ul style="list-style-type: none"> <li>Commission Approval - Order</li> </ul>	CSD	Gordon Howard Sadie Carney	N/A	No DLCD deliverables but information on project to be submitted by City of Redmond	Takes effect Jan. 1, 2020	N/A	Timing depends upon submittal by City of Redmond.
Housing	HB 3450	Mixed-use housing in employment lands / City of Bend	<ul style="list-style-type: none"> <li>Commission Approval - Order</li> </ul>	CSD	Scott Edelman Palmer Mason Sadie Carney	N/A	No DLCD deliverables but comp. plan amendment and land use regulations to be submitted by the City of Bend	<i>Takes effect Jan. 1, 2020</i>	ODOT	Timing depends upon submittal by City of Bend.
Resilience	HB 2574	Mariculture geospatial database	<ul style="list-style-type: none"> <li>Establish online geospatial database</li> </ul>	OCMP	Andy Lanier Heather Wade Rachel Smith Sadie Carney	1.0 FTE LD by 12/1/2019	Establish online geospatial database to store and transmit information on shellfish.	<i>Spring, 2021</i>	NOAA, DEQ, ODA, ODFW, DSL	
Housing	HB 2001	Middle Housing	<ul style="list-style-type: none"> <li>Hiring new staff to implement HB 2001 (funding in HB 5050)</li> </ul>	CSD	See below	<ul style="list-style-type: none"> <li>0.5 FTE Planner 4 LD Lead by 10/1/2019</li> <li>2.0 Planner 3 LD by 12/1/2019</li> <li>0.5 PCA LD by 10/1/2019</li> </ul>	Recruitment and hiring of new staff.	Phased schedule	N/A	
Housing		Middle Housing Code for <ul style="list-style-type: none"> <li>Cities 10,000-25,000 population</li> <li>Cities &gt;25,000 population and in Metro Area.</li> </ul>	<ul style="list-style-type: none"> <li>Complex Rulemaking Contracting</li> </ul>	CSD	Kevin Young Palmer Mason New Planner 4 2 New Planner 3 Casaria Taylor	(see above)	<ul style="list-style-type: none"> <li>Model middle housing code for cities 10,000-25,000 population.</li> <li>Model middle housing code for cities &gt;25,000 and in Portland Metro Area.</li> </ul>	LCDC must adopt model middle housing code by Dec. 31, 2020.	DCBS	Will contract with technical consultant to draft model codes, and facilitator for rulemaking

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											advisory committee meetings
	Housing		Infrastructure-based time extension process	<ul style="list-style-type: none"> <li>Complex Rulemaking</li> <li>Contracting</li> </ul>	CSD	Kevin Young Palmer Mason New Planner 4 2 New Planner 3 Casaria Taylor	(see above)	Administrative rules for infrastructure-based time extension process	<p>Larger cities (over 25,000) must file request by June 30, 2021. DLCD response due within 120 days.</p> <p>Medium cities (b/w 10,000 – 25,000) must file request by Dec. 31, 2020. DLCD response due within 90 days.</p>	N/A	Will contract with engineering consultant for advice on rules, and facilitator for rulemaking advisory committee meetings
	Housing		Conversion standards for low-rise residential buildings	<ul style="list-style-type: none"> <li>Coordination with Dept. of Consumer and Business Services (DCBS)</li> </ul>	CSD	Kevin Young Palmer Mason	N/A		DCBS report due to Legislature by Jan. 1, 2020	DCBS	Required DLCD consultation was included in the bill
	Housing		Technical Assistance Grants for middle housing and infrastructure planning	<ul style="list-style-type: none"> <li>Establish grant program</li> <li>Contract with consultants for direct services</li> </ul>	CSD	Kevin Young Palmer Mason New Planner 4 2 New Planner 3	(see above)	<ul style="list-style-type: none"> <li>Application for Assistance</li> <li>Contracts with direct service contractors</li> <li>Intergovernmental Agreements with cities using direct service contractors</li> <li>Contracts with cities receiving technical assistance grants (hiring their own contractors)</li> <li>City middle housing codes</li> </ul>	\$3.5 million allocated, must be spent by June 30, 2021.	Department of Administrative Services and Department of Justice (contracting)	
	Housing	HB 2003	Regional Housing Analysis / Housing Needs Analyses / Housing Production Strategies	<ul style="list-style-type: none"> <li>Hiring new staff to implement HB 2003 (funding in HB 5050)</li> </ul>	CSD	See below	<ul style="list-style-type: none"> <li>.5 FTE Planner 4 Lead by 10/1/2019</li> <li>1.0 LD OPA 3 by 12/1/2019</li> <li>1.0 LD OPA 2 by 12/1/2019</li> <li>0.5 LD PCA by 10/1/2019</li> </ul>	Recruitment and hiring of new staff.	Phased Schedule	OHCS, DAS	
	<a href="#">Housing</a>		Regional Housing Needs Analysis	<ul style="list-style-type: none"> <li>Collaborate with Oregon Housing and Community Services (OHCS) and Dept. of Administrative Services (DAS) to develop and evaluate a regional housing needs analysis and methodology</li> </ul>	CSD	Kevin Young Palmer Mason New Planner 4 New OPA 3 New OPA 2	(see above)	<ul style="list-style-type: none"> <li>Completed regional housing needs analysis and methodology (OHCS)</li> <li>Summary report to the legislature (OHCS)</li> <li>Evaluation report to the legislature (DLCD)</li> </ul>	<ul style="list-style-type: none"> <li>Regional housing needs analysis – Sept. 1. 2020</li> <li>Summary report and evaluation report to the legislature – Mar. 1, 2021</li> </ul>	OHCS, DAS	

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<a href="#">Housing</a>	Housing Needs Analysis Schedule	<ul style="list-style-type: none"> <li>LCDC to adopt housing needs analysis update schedule for all Oregon cities with population &gt; 10,000 and Metro counties</li> </ul>	CSD	Kevin Young Palmer Mason	N/A	LCDC adopted schedule at November, 2019 meeting.	Adoption by Dec. 31, 2019.	N/A	Required deadlines for local govts. must be at least 2 years following the commission's creation of rules for housing production strategies (see below).
	Housing Production Strategies	<ul style="list-style-type: none"> <li>Rulemaking to develop standards for housing production strategies and methods of evaluation</li> </ul>	CSD	Kevin Young Palmer Mason New Planner 4 New OPA 3 New OPA 2 Casaria Taylor	(see above)	Administrative rules regarding necessary elements of a housing production strategy along with department process for evaluation		OHCS	Will contract with facilitator for rulemaking advisory committee meetings
	Technical assistance grants for housing needs analyses and housing production strategies	<ul style="list-style-type: none"> <li>Establish grant program</li> <li>Implement for housing needs analyses during 2019-2021 biennium</li> </ul>	CSD	Kevin Young Palmer Mason New Planner 4 New OPA 3 New OPA 2	(see above)	<ul style="list-style-type: none"> <li>Application for Assistance</li> <li>Contracts with direct service contractors</li> <li>Intergovernmental Agreements with cities using direct service contractors</li> <li>Contracts with cities receiving technical assistance grants (hiring their own contractors)</li> <li>City housing needs analyses</li> </ul>	\$1 million allocated, must be spent by June 30, 2021.	Department of Administrative Services and Department of Justice (contracting)	
	Housing production survey	<ul style="list-style-type: none"> <li>Rulemaking to transfer survey to DLCD</li> <li>Preparation of survey</li> </ul>	CSD	Kevin Young Palmer Mason	N/A	Administrative rule amendments to OAR 813-112-0000 and potential new LCDC rule in Division 660	Conforming RM Jan. 2020	OHCS	

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<b>Ongoing Projects</b>	Climate Change Adaptation Framework Update	<ul style="list-style-type: none"> <li>Update Oregon Climate Change Adaptation Framework</li> </ul>	OCMP	Chris Shirley Palmer Mason	N/A	Coordinate an update to the state's 2010 Climate Change Adaptation Framework.	June 2020	23 Agencies	
	Green Corridor Pilot (NE Oregon)	<ul style="list-style-type: none"> <li>Standard Rulemaking</li> </ul>	CSD	Jon Jinings Palmer Mason Casaria Taylor	N/A	Rulemaking for energy infrastructure corridor in Morrow and Umatilla counties.	Rule Adoption – Jan. 2020	ODA, ODOE, PUC	Geographic hearing in Morrow or Umatilla Counties
	Goal 18: Pre-1977 Development Focus Group	<ul style="list-style-type: none"> <li>Potential recommendations on amendments to rules or Goal 18</li> </ul>	OCMP	Meg Reed Heather Wade Sadie Carney	N/A	Exploring concepts relating to shoreline armoring under Goal 18 and possible next steps for the department (rulemaking or goal amendment).	Final Report from Focus Group – Sept. 2019  Goal Exception for Public Facilities – Post Sept. 2019	OPRD, ODOT	

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	Rocky Habitat	<ul style="list-style-type: none"> <li>LCDC rule amendments to update Rocky Habitat chapter of the Territorial Sea Plan</li> </ul>	OCMP	Deanna Caracciolo Heather Wade Sadie Carney Casaria Taylor	N/A	3-phase update for the Territorial Sea Plan.	Complete Phase 2 - Feb. 2020 OPAC Recommendations- Mar. 2020 LCDC Adoption - May 2020 Complete Phase 3 - Fall 2020	ODFW, OPRD	Will result in proposed amendments to the TSP (rule-making)
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New Projects	Climate Change/Statewide Land Use Planning Goals	Initial Policy Discussion	DLCD-wide	Palmer Mason	N/A	Exploratory discussion with key stakeholders on whether and how climate change might be incorporated into the statewide land use planning goals.	2021	Various	While suggested revisions might be captured in a summary memo, this process in itself will not result in any revision to statewide land use planning goals.
	Statewide Transportation Strategy (potentially including MPOs / GHG Emissions Reduction Targets)	Implementation of the Statewide Transportation Strategy	PSD	Bill Holmstrom Cody Meyer Matt Crall Palmer Mason	N/A	Multi-agency facilitated process to determine how best to prioritize the implementation of the Statewide Transportation Strategy, including adoption and implementation of a revised Transportation Planning Rule.  Regular status updates will be provided to LCDC on this policy project.	2019-21	DEQ, ODOT, ODOE	Potential workload dependent upon climate change legislation in 2020 session, and whether adequate resources are available to support agency work and to provide technical assistance for local governments.
	Goal 10 & Federal Fair Housing Act	Guidance Update	CSD	Gordon Howard Kevin Young	N/A	Update 1997 Planning for Housing Guidebook to reflect best current practices and information. Consideration of fair housing issues in HBs 2001 and 2003 rulemakings.	2021	OHCS	HB 2003 and changes to the Metropolitan Housing Rule also connect with this work.
	Governor's Council on Wildfire Response	TBD	PSD	Sadie Carney Matt Crall	N/A	Potential 2019-21 interagency coordination and preparation of 2021-23 budget requests subject to direction from the Governor's Office.	TBD	ODF, OFW, OEM, OSFM	Potential workload based on direction from Governor's Office and whether resources are available to support agency work and to provide technical assistance for local governments.