

B-Engrossed
Senate Bill 82

Ordered by the Senate July 11
Including Senate Amendments dated March 24 and July 11

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Governor Theodore R. Kulongoski for Department of Land Conservation and Development)

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.

Establishes Oregon Task Force on Land Use Planning. Specifies membership. Directs task force to study Oregon land use system and develop list of recommended changes. Requires task force to submit preliminary report to Governor, President of Senate and Speaker of House of Representatives and progress and final reports to Legislative Assembly, Governor and Land Conservation and Development Commission.

Appropriates moneys to Department of Land Conservation and Development for task force purposes.

Sunsets January 2, 2010.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to task force on land use planning; appropriating money; and declaring an emergency.

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

4 **SECTION 1. (1) There is created the Oregon Task Force on Land Use Planning consisting**
5 **of 10 members who are knowledgeable about Oregon's land use system and who are familiar**
6 **with Oregon's economic and employment base. The President of the Senate, the Speaker of**
7 **the House of Representatives and the Governor shall unanimously appoint the members.**

8 **(2) The purpose of the task force is to study and make recommendations on:**

9 **(a) The effectiveness of Oregon's land use planning program in meeting current and fu-**
10 **ture needs of Oregonians in all parts of the state;**

11 **(b) The respective roles and responsibilities of state and local governments in land use**
12 **planning; and**

13 **(c) Land use issues specific to areas inside and outside urban growth boundaries and the**
14 **interface between areas inside and outside urban growth boundaries.**

15 **(3) The task force shall:**

16 **(a) Conduct public meetings;**

17 **(b) Survey citizens;**

18 **(c) Gather comprehensive information necessary for the task force to carry out its pur-**
19 **pose under subsection (2) of this section;**

20 **(d) Provide information regarding the current land use planning program as needed to**
21 **inform the public's discussion; and**

22 **(e) Develop legislation for recommendation to the Seventy-fourth Legislative Assembly**
23 **and the Seventy-fifth Legislative Assembly.**

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 (4) The task force is subject to the provisions of ORS 171.605 to 171.635 and has the au-
2 thority contained in ORS 171.505 and 171.510. However, notwithstanding ORS 171.615:

3 (a) The duration of the task force is extended through the date the final report is sub-
4 mitted pursuant to subsection (10) of this section or January 2, 2010, whichever is later; and

5 (b) The term of appointment is four years.

6 (5) The Department of Land Conservation and Development shall provide staff support
7 to the task force and may, as necessary, hire staff or consultants to assist the task force in
8 the performance of its duties.

9 (6) Agencies of state government, as defined in ORS 174.111, are directed to assist the
10 task force in the performance of its duties and, to the extent permitted by laws relating to
11 confidentiality, to furnish information and advice as the members of the task force consider
12 necessary to perform their duties.

13 (7) A majority of the members of the task force constitutes a quorum for the transaction
14 of business.

15 (8) Official action by the task force requires the approval of a majority of the members
16 of the task force.

17 (9) The task force shall elect one of its members to serve as chairperson.

18 (10) The task force shall submit:

19 (a) A preliminary report to the Governor, the President of the Senate and the Speaker
20 of the House of Representatives within three months after the creation of the task force,
21 informing the Governor, the President of the Senate and the Speaker of the House of Rep-
22 resentatives of the task force's work plan.

23 (b) A progress report, including any recommendations for legislation, to the Seventy-
24 fourth Legislative Assembly, the Governor and the Land Conservation and Development
25 Commission, in the manner provided by ORS 192.245, no later than February 1, 2007.

26 (c) A final report, including any recommendations for legislation, to the Seventy-fifth
27 Legislative Assembly, the Governor and the commission, in the manner provided by ORS
28 192.245, no later than February 1, 2009. The final report must describe in detail the task
29 force's findings regarding the effectiveness of Oregon's land use planning program and in-
30 clude any recommendations for legislative, administrative or other action.

31 (11) Members of the task force who are not members of the Legislative Assembly are not
32 entitled to compensation, but may be reimbursed for actual and necessary travel and other
33 expenses incurred by them in the performance of their official duties, in the manner and
34 amounts provided for in ORS 292.495. Claims for expenses shall be paid out of funds appro-
35 priated to the department for that purpose.

36 **SECTION 2.** (1) The Department of Land Conservation and Development may accept
37 contributions of moneys and assistance from the United States Government or its agencies
38 or from any other source, public or private, and may agree to conditions placed on the
39 moneys not inconsistent with the purposes of section 1 of this 2005 Act.

40 (2) Moneys received by the department under this section must be paid into the State
41 Treasury and deposited in the General Fund to the credit of the department. The moneys are
42 appropriated continuously to the department for the purpose of carrying out the provisions
43 of section 1 of this 2005 Act.

44 **SECTION 3.** Sections 1 and 2 of this 2005 Act are repealed on January 2, 2010.

45 **SECTION 4.** This 2005 Act being necessary for the immediate preservation of the public

1 **peace, health and safety, an emergency is declared to exist, and this 2005 Act takes effect**
2 **on its passage.**

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