

Joint Committee on Ways and Means

Carrier – House: Rep. Jenson  
Carrier – Senate: Sen. Walker

Revenue: No revenue impact

Fiscal: Fiscal statement issued

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Action: Do Pass

Vote: 13 – 7 – 2

House

Yeas: Buckley, Galizio, Komp, Kotek, Nathanson, Shields, G. Smith

Nays: Garrard, Gilman, Richardson

Exc: D. Edwards, Jenson

Senate

Yeas: Bates, Carter, Johnson, Monroe, Verger, Walker

Nays: Girod, Nelson, Whitsett, Winters

Exc:

Prepared By: Laurie Byerly, Legislative Fiscal Office

Meeting Date: June 2, 2009

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**WHAT THE MEASURE DOES:** Ratifies two fees increased under administrative rule by the Department of Land Conservation and Development during the 2007-09 interim. Increases the annual subscription fee for mailed Notice of Proposed Action from \$50 to \$300; there are on average six subscribers. Increases the annual subscription fee for mailed Notice of Adoption from \$150 to \$500; there are currently no subscribers for this service.

**ISSUES DISCUSSED:**

- Need a mechanism to increase a fee incrementally over time, rather than wait several years and have a large percentage increase in a fee.
- Agency needs to review fee to see if the service is really needed; may not really be needed with such a low number of subscribers.

**EFFECT OF COMMITTEE AMENDMENT:** No amendment.

**BACKGROUND:** The Department of Land Conservation and Development provides mailed notices of proposed amendments to existing comprehensive plans or land use regulations to subscribers. The Department also provides notices of adoption of amended comprehensive plans or land use regulations to subscribers. The Department has statutory authority to establish by rule fees to recover the cost of sending out these notices.

In July 2008, the Department increased these fees under administrative rule; this bill ratifies that action as is required under ORS 291.055. The current fees were established in 1982.