

2009 Regular Legislative Session
FISCAL ANALYSIS OF PROPOSED LEGISLATION
Prepared by the Oregon Legislative Fiscal Office

MEASURE NUMBER: HB 3313 **STATUS:** Original
SUBJECT: Land use
GOVERNMENT UNIT AFFECTED: Department of Land Conservation and Development and Counties
PREPARED BY: Dawn Farr
REVIEWED BY: Laurie Byerly
DATE: June 16, 2009

| | <u>2009-2011</u> | <u>2011-2013</u> |
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| EXPENDITURES: See Comments. | | |

REVENUES:
See Comments.

EFFECTIVE DATE: January 1, 2009

LOCAL GOVERNMENT MANDATE: This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

COMMENTS: The bill provides counties with an alternative land use procedure for siting single-family dwellings on lots, parcels or tracts located within farm, forest or mixed-use zones.

The Department of Land Conservation and Development (DLCD) indicates that implementation of the bill will require a complex rulemaking process, which typically requires an investment of staff resources of approximately \$55,000. DLCD indicates that they adopt a policy and rulemaking agenda at the start of each biennium taking into account legislation, budget and program priorities. Because it is not known at this time the amount of legislation that DLCD will need to implement, DLCD indicates that they are not able to identify what, if any work, will be reprioritized as a result of passage of this bill. DLCD could undertake actions to implement this bill up to the point that budgeted resources proved insufficient to cover the actual costs. Beyond that level, DLCD may require a budget adjustment by the Legislature or the Emergency Board to continue implementation. DLCD is primarily funded with General Fund.

The Legislative Fiscal Office has requested fiscal information from counties; however, it is not available at this time.