

A-Engrossed
Senate Bill 795

Ordered by the Senate April 26
Including Senate Amendments dated April 26

Sponsored by Senator TELFER; Senators FERRIOLI, GEORGE, GIROD, KRUSE, NELSON, OLSEN, STARR, THOMSEN, WHITSETT, WINTERS, Representatives CONGER, WHISNANT

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.

[Prohibits adoption or enforcement by Land Conservation and Development Commission of transportation planning rule with specified function.]

[Sunsets provision January 2, 2017.]

Requires Land Conservation and Development Commission to adopt revisions to transportation planning rule for purposes of streamlining, simplifying and clarifying certain aspects of rule before January 1, 2012.

Requires Oregon Transportation Commission to adopt revisions to Oregon Highway Plan for purposes of streamlining, simplifying and clarifying certain aspects of plan before January 1, 2012.

Requires commissions to report to Legislative Assembly before February 1, 2012.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to transportation planning; and declaring an emergency.

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

4 **SECTION 1. (1) The Legislative Assembly finds that the growth and economic develop-**
5 **ment of this state requires an appropriate balance between economic development and**
6 **transportation planning.**

7 **(2) The Legislative Assembly finds that the Oregon Transportation Commission and the**
8 **Land Conservation and Development Commission have initiated a joint review of the trans-**
9 **portation planning rule, the Oregon Highway Plan and the associated guidance documents.**

10 **SECTION 2. (1) The Oregon Transportation Commission and the Land Conservation and**
11 **Development Commission shall jointly review the administrative rules, plans and associated**
12 **guidance documents to better balance economic development and the efficiency of urban de-**
13 **velopment with consideration of development of the transportation infrastructure in consul-**
14 **tation with local governments and transportation and economic development stakeholders.**

15 **(2) The commissions shall consider revisions to the transportation planning rule (OAR**
16 **660-012), the Oregon Highway Plan and the associated guidance documents that streamline,**
17 **simplify and clarify the requirements in the following areas:**

18 **(a) The planning requirements placed on zone changes that are consistent with locally**
19 **adopted comprehensive plans.**

20 **(b) The development of practical methods that may be used to mitigate the transporta-**
21 **tion impacts of economic development.**

22 **(c) The planning requirements placed on zone changes within urban centers.**

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 (d) The analysis required for transportation impacts of urban growth boundary changes.

2 (e) Clarification of planning periods and requirements for update of local transportation
3 system plans.

4 (f) Thresholds for required analysis of transportation impacts of project proposals.

5 (g) The use of average trip generation rates.

6 (h) The development of mobility standards, including but not limited to volume to ca-
7 pacity ratios or corridor or area mobility standards.

8 (i) The analysis required for transportation impacts of comprehensive plan amendments
9 that require improvements to avoid further degradation of transportation facility perform-
10 ance by the time of development.

11 **SECTION 3.** (1) The Land Conservation and Development Commission shall adopt re-
12 visions of the transportation planning rule consistent with the results of the review of the
13 rule required in section 2 of this 2011 Act prior to January 1, 2012.

14 (2) The Oregon Transportation Commission shall adopt revisions to the Oregon Highway
15 Plan consistent with the results of the review required in section 2 of this 2011 Act prior to
16 January 1, 2012.

17 **SECTION 4.** The Oregon Transportation Commission and the Land Conservation and
18 Development Commission shall report to the Legislative Assembly on the review of the
19 transportation planning rule, the Oregon Highway Plan and the associated guidance docu-
20 ments and on the actions taken prior to February 1, 2012.

21 **SECTION 5.** This 2011 Act being necessary for the immediate preservation of the public
22 peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect
23 on its passage.

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