

## FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: HB 4095

Seventy-Sixth Oregon Legislative Assembly – 2012 Regular Session  
Legislative Fiscal Office

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### Measure Description:

Allows Jackson, Josephine and Douglas Counties to enter into intergovernmental agreement.

### Government Unit(s) Affected:

Department of Land Conservation and Development, Department of Agriculture, Department of Forestry, Water Resources Department, Counties

**Summary of Expenditure Impact:** See Analysis

### 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.

### Analysis:

The measure allows Jackson, Josephine and Douglas Counties to enter into an intergovernmental agreement and allows those counties to petition the Department of Land Conservation and Development (DLCD) to establish a regional definition for "agricultural land" and "forestland" for purposes of land use planning for the region. DLCD is directed to coordinate with the local governments affected as well as the Department of Agriculture (ODA), Department of Forestry (ODF), and Water Resources Department (WRD), and hold at least one public hearing in each county where the regional definition would apply.

The measure appropriates \$350,000 General Fund to DLCD to be distributed as grants to Jackson, Josephine and Douglas Counties to assist the counties with the petition after the counties have entered into an intergovernmental agreement with DLCD for the petition process. DLCD is directed to report to the 2014 Legislative Assembly the status and results of the actions taken by the counties and the Department in the process outlined by the measure.

The measure appropriates \$250,000 General Fund to DLCD to be expended to assist DLCD, ODA, ODF, and WRD to carry out provisions of the measure.

DLCD anticipates the need for a 0.50 FTE limited duration position to work with the counties on developing regional definitions for farm and forestlands and to conduct public hearings in the affected counties. DLCD anticipates the total cost for this petition process, including Attorney General expenses, to be \$100,000 General Fund for the 2011-13 biennium. DLCD notes that measure allows counties to amend comprehensive plans and zoning map designations and that the associated work may extend into the 2013-15 biennium.

ODA anticipates the need for a 0.25 FTE limited duration position to assist in the development of a geographic study and spatial analysis, and data collection in the three counties to best determine the appropriate definitions of "agricultural land" and "forestland". ODA anticipates the total cost for this process to be \$57,784 General Fund for the 2011-13 biennium with similar costs in 2013-15 if the workload continues.

ODF anticipates the need for a 0.25 FTE limited duration position to assist in the development of economic and GIS analysis and data collection in the three counties to best determine regional

definitions of "forestland". ODF anticipates the total cost for this process to be \$28,921 General Fund for the 2011-13 biennium.

WRD anticipates the need for a formal water availability analysis in order to determine "the availability of water needed to sustain current or anticipated land uses in the region" as the measure requires. The water availability analysis would include the evaluation of surface water and storage analysis and groundwater analysis of the affected region. WRD plans to allocate the anticipated workload of this study to existing positions at a total cost of approximately \$50,000 General Fund.

The Legislative Fiscal Office has contacted county representatives for a fiscal impact statement but has not received a response. If fiscal impact information is provided from counties, LFO will issue a revised fiscal impact statement.