
MEMORANDUM

Legislative Fiscal Office
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To: *Capital Construction Subcommittee*

From: *Krista McDowell, Legislative Fiscal Office*
(503) 986-1838

Date: July 3, 2013

Subject: *HB 3098 - A*
Work Session Recommendations

HB 3098 - A relating to youth camp expansion. The measure has an emergency clause and is effective on passage.

The measure, the original staff measure summary, preliminary Joint Committee on Ways and Means staff measure summary, and fiscal impact statement are available on the Oregon Legislative Information System (OLIS).

The measure previously had a public hearing and work session in the House Land Use Committee and was recommended do pass with amendments and to be referred to Ways and Means. The measure further had a public hearing in the Ways and Means Subcommittee on Natural Resources on 6/20/2013

The measure has a \$50,000 General Fund fiscal impact to the Department of Land Conservation and Development.

Amendment

There is a –A11 amendment to the measure that states that a person may not establish a youth camp within an irrigation district or within three miles of an urban growth boundary. Further states a youth camp may be authorized only on a lawfully established unit of land of at least 1,000 acres.

There is a –A9 amendment to the measure which requires strict adherence to statute which stipulates the protection of archaeological objects, sites, burials, funeral objects, human remains, objects of cultural patrimony and sacred objects.

The LFO conceptual amendment provides \$50,000 General Fund expenditure limitation.

Motion: Move the –A11, -A9 & LFO conceptual amendments to HB 3098.

Measure as Modified

The measure is recommended to be moved to the full Committee on Joint Ways and Means.

Motion: Move HB 3098 - A to the full committee with a “do pass” recommendation.

Assignment of Carriers

Full: _____

2nd Chamber: _____

HB 3098-A11
(LC 3239)
6/27/13 (BHC/CJC/ps)

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 3098**

1 On page 1 of the printed A-engrossed bill, line 12, after the period insert
2 “However, a person may not establish a youth camp authorized under this
3 subsection within an irrigation district or within three miles of an urban
4 growth boundary as defined in ORS 197.295. A youth camp may be authorized
5 under this subsection only on a lawfully established unit of land as defined
6 in ORS 92.010 of at least 1000 acres.”.

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HB 3098-A9
(LC 3239)
5/16/13 (BHC/ps)

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 3098**

- 1 On page 1 of the printed A-engrossed bill, line 18, delete “and”.
- 2 In line 20, delete the period and insert “; and
- 3 “(c) Require strict adherence to the protection of archaeological objects,
- 4 archaeological sites, burials, funerary objects, human remains, objects of
- 5 cultural patrimony and sacred objects, as set forth in ORS 97.740 to 97.760
- 6 and 358.905 to 358.961, in the development and use of the youth camp.”.

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LFO Conceptual Amendment to HB 3098

In addition to and not in lieu of any other appropriation, there is appropriated to the Department of Land Conservation and Development, for the biennium beginning July 1, 2013, out of the General Fund, the amount of \$50,000 for the purpose of carrying out the provisions of this 2013 Act.”

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: HB 3098 - A11

Seventy-Seventh Oregon Legislative Assembly – 2013 Regular Session
Legislative Fiscal Office

*Only Impacts on Original or Engrossed
Versions are Considered Official*

Prepared by: Krista McDowell
Reviewed by: Susie Jordan
Date: 7/3/2013

Measure Description:

Authorizes establishment of youth camp on certain lands zoned for exclusive farm use in eastern Oregon.

Government Unit(s) Affected:

Department of Land Conservation and Development

Summary of Expenditure Impact:

	2013-15 Biennium	2015-17 Biennium
General Fund	\$50,000	
Lottery Funds		
Other Funds		
Federal Funds		
Total Funds	\$50,000	\$0

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:

This bill, as amended, authorizes a youth camp(s) only on a lawfully established unit of land, of at least 1,000 acres, zoned for exclusive farm use (EFU). The Land Conservation and Development Commission (LCDC) is directed to develop rules based on statutory authorization for youth camps in forest zones, to guide the approval and siting process for youth camps in EFU zones.

The measure will require that LCDC amend statewide land use rules. This rule amendments will require at least two hearings by the LCDC and will cost the department approximately \$50,000 General Fund for staff time, attorney general time as well as supplies and services costs associated with public hearings and printing notices.

Joint Committee on Ways and Means

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

Revenue: Revenue Impact Statement Pending

Fiscal: Fiscal Impact Statement Issued

Action:

Vote:

House

Yeas:

Nays:

Exc:

Senate

Yeas:

Nays:

Exc:

Prepared By: Krista McDowell, Legislative Fiscal Office

Meeting Date:

WHAT THE MEASURE DOES: Allows youth camps to be established on land in eastern Oregon zoned for exclusive farm use (EFU) and composed predominantly of class VI, VII or VIII soils consistent with rules adopted by Land Conservation and Development Commission (LCDC). Directs LCDC to adopt rules to implement statute and protect adjacent land uses in manner that is substantially similar to protections described in ORS 215.296 (standards for approval of certain uses in EFU zones). Requires LCDC adopt these rules establishing criteria within one year after effective date of Act and requires new rules be based on rules previously adopted under statute allowing youth camps in forest zones and mixed farm and forest zones. Prohibits local government from authorizing youth camp under this statute before effective date of rules adopted by LCDC for this purpose. Requires LCDC notify Legislative Counsel immediately upon filing these rules with Secretary of State.

ISSUES DISCUSSED:

- Overview of the exceptions process
- History of the bills amendments
- History of Young Life facilities and property and proposed future expansions

EFFECT OF COMMITTEE AMENDMENT: –A11 amendment to the measure states that a person may not establish a youth camp within an irrigation district or within three miles of an urban growth boundary. Further states a youth camp may be authorized only on a lawfully established unit of land of at least 1000 acres.

–A9 amendment to the measure requires strict adherence to statute which stipulates the protection of archaeological objects, sites, burials, funeral objects, human remains, objects of cultural patrimony and sacred objects.

LFO conceptual amendment provides \$50,000 General Fund expenditure limitation

BACKGROUND: ORS 215.457 currently allows the establishment of youth camps on lands zoned for forest use or lands zoned for mixed farm and forest use. Administrative rules established by the Land Conservation and Development Commission (LCDC) define “youth camp” and set specific criteria applicable to establishing and operating a youth camp. For a new youth camp to be established on land zoned for exclusive farm use, a camp proponent must apply to the county for a conditional use permit.

House Bill 3098 A would allow new youth camps to be established as outright permitted uses on EFU land in eastern Oregon composed predominantly of Class VI, VII or VIII soils provided the camp is consistent with rules adopted by LCDC.