

**PROPOSED AMENDMENTS TO  
HOUSE BILL 2253**

1 On page 1 of the printed bill, delete lines 5 through 30 and delete pages  
2 2 and 3 and insert:

3 **“SECTION 1. Section 2 of this 2013 Act is added to and made a part**  
4 **of ORS chapter 195.**

5 **“SECTION 2. (1) As used in this section, ‘affected local**  
6 **government’ means:**

7 **“(a) A city or county for which the Portland State University Pop-**  
8 **ulation Research Center is preparing a population forecast;**

9 **“(b) A county that contains all or part of a city or an urban growth**  
10 **boundary for which the center is preparing a population forecast; and**

11 **“(c) A local service district, as defined in ORS 174.116, that includes**  
12 **territory within the area subject to the population forecast.**

13 **“(2) For the purpose of land use planning, the center shall issue a**  
14 **population forecast for:**

15 **“(a) Each county except Multnomah, Clackamas and Washington**  
16 **Counties;**

17 **“(b) The portions of Multnomah, Clackamas and Washington**  
18 **Counties that are not within Metro; and**

19 **“(c) The area within each urban growth boundary other than the**  
20 **urban growth boundary of Metro.**

21 **“(3) A local government with land use jurisdiction over land for**  
22 **which the center issues population forecasts under subsection (2) of**

1 **this section shall apply the current final population forecast when**  
2 **changing the comprehensive plan or a land use regulation of the local**  
3 **government.**

4 **“(4) The center shall issue population forecasts for each area de-**  
5 **scribed in subsection (2) of this section not less than once every four**  
6 **years on a schedule established by rule of the State Board of Higher**  
7 **Education adopted in consultation with the Department of Land Con-**  
8 **servation and Development.**

9 **“(5) When issuing a population forecast, the center shall:**

10 **“(a) Consider and, if appropriate, incorporate available local data**  
11 **and information about local conditions received from representatives**  
12 **of local governments and members of the public;**

13 **“(b) Cause, directly or with the assistance of the Department of**  
14 **Land Conservation and Development, the issuance of notice to all af-**  
15 **ected local governments and to members of the public that have**  
16 **provided a written request for notice to the center; and**

17 **“(c) Post the methodology and supporting data used to make the**  
18 **population forecast on a publicly available website when the center**  
19 **causes notice to be issued as described in paragraph (b) of this sub-**  
20 **section.**

21 **“(6) A population forecast must forecast population for a 50-year**  
22 **period including:**

23 **“(a) Forecasts for intervals, within the 50-year period, that are es-**  
24 **tablished by rule of the State Board of Higher Education adopted in**  
25 **consultation with the Department of Land Conservation and Develop-**  
26 **ment; and**

27 **“(b) Population cohorts as provided by rule of the board adopted in**  
28 **consultation with the department.**

29 **“(7) Within 45 days after the center issues a proposed population**  
30 **forecast under this section, a member of the public or an affected local**

1 government may file objections with the center. An objection must  
2 be supported by the inclusion of data or information that supports the  
3 objection. If the center:

4 “(a) Does not receive an objection within the 45-day period, the  
5 proposed population forecast becomes final.

6 “(b) Receives an objection within the 45-day period, the center shall  
7 review the objections filed, make changes to the proposed population  
8 forecast, if necessary in the discretion of the center, and issue a final  
9 population forecast.

10 “(8) Periodically, the Department of Land Conservation and Devel-  
11 opment may require the center to submit its forecasting methodology  
12 and local data collection practices for review by an advisory committee  
13 established by the department and composed of experts in the field of  
14 population forecasting, representatives of cities and counties and  
15 members of the public.

16 “(9) The issuance of a final population forecast under this section  
17 is:

18 “(a) Not a land use decision; and

19 “(b) A final decision not subject to further review or appeal.

20 “(10) The Land Conservation and Development Commission, in  
21 consultation with the State Board of Higher Education, shall adopt  
22 rules to implement the population forecasting program required by  
23 this section.

24 “(11) Each biennium, the commission shall allocate, from the grant  
25 funding described in ORS 197.639 (5), an amount of moneys that the  
26 Land Conservation and Development Commission, in consultation with  
27 the State Board of Higher Education, determines is sufficient to op-  
28 erate the population forecasting program required by this section.

29 **“SECTION 3. (1) The first complete set of final population forecasts**  
30 **required by section 2 of this 2013 Act must be issued and made avail-**

1 able for use within four years after the effective date of this 2013 Act.

2 “(2) The Portland State University Population Research Center shall  
3 phase in production of the first set of population forecasts required  
4 by section 2 of this 2013 Act and shall make each population forecast  
5 available for use as produced.

6 “(3) Notwithstanding the amendments to ORS 195.036 by section 4  
7 of this 2013 Act and the repeal of ORS 195.034 by section 6 of this 2013  
8 Act:

9 “(a) A local government for which the center is to issue population  
10 forecasts under section 2 (2) of this 2013 Act that initiates a periodic  
11 review, or any other legislative review of its comprehensive plan that  
12 concerns the urban growth boundary, on or before the date the center  
13 issues a final population forecast for the urban growth boundary may  
14 continue its review under a population forecast that satisfies the re-  
15 quirements of ORS 195.034 and 195.036, as those sections were in effect  
16 immediately before the effective date of this 2013 Act.

17 “(b) The Land Conservation and Development Commission shall  
18 adopt rules to regulate the transition from the application of popu-  
19 lation forecasts produced under ORS 195.034 and 195.036, as those  
20 sections were in effect immediately before the effective date of this  
21 2013 Act, to the application of population forecasts produced under  
22 section 2 of this 2013 Act and ORS 195.036, as amended by section 4 of  
23 this 2013 Act.

24 “SECTION 4. ORS 195.036 is amended to read:

25 “195.036. [*The coordinating body under ORS 195.025 (1) shall establish and*  
26 *maintain a population forecast for the entire area within its boundary for use*  
27 *in maintaining and updating comprehensive plans, and shall coordinate the*  
28 *forecast with the local governments within its boundary.*] **Metro, in coordi-**  
29 **nation with local governments within its boundary, shall issue a pop-**  
30 **ulation forecast for the entire area within its boundary to be applied**

1 **by Metro and local governments within the boundary of Metro as a**  
2 **basis for changes to comprehensive plans and land use regulations.**

3 **“SECTION 5.** ORS 197.639 is amended to read:

4 “197.639. (1) In addition to coordination between state agencies and local  
5 government established in certified state agency coordination programs, the  
6 Department of Land Conservation and Development may establish one or  
7 more state assistance teams made up of representatives of various agencies  
8 and local governments, utilize the Economic Revitalization Team established  
9 under ORS 284.555 or institute an alternative process for coordinating  
10 agency participation in the periodic review of comprehensive plans.

11 “(2) The Economic Revitalization Team may work with a city to create  
12 a voluntary comprehensive plan review that focuses on the unique vision of  
13 the city, instead of conducting a standard periodic review, if the team iden-  
14 tifies a city that the team determines can benefit from a customized volun-  
15 tary comprehensive plan review.

16 “(3) The department may develop model ordinance provisions to assist  
17 local governments in the periodic review plan update process and in com-  
18 plying with new statutory requirements or new land use planning goal or  
19 rule requirements adopted by the Land Conservation and Development Com-  
20 mission outside the periodic review process.

21 “(4) A local government may arrange with the department for the pro-  
22 vision of periodic review planning services and those services may be paid  
23 with grant program funds **allocated under subsection (5) of this section.**

24 “(5) The commission shall establish an advisory committee composed, at  
25 a minimum, of representatives from the League of Oregon Cities, the Asso-  
26 ciation of Oregon Counties, metropolitan service districts, the Special Dis-  
27 tricts Association of Oregon, land use planning public interest groups and  
28 developer interest groups. The advisory committee shall advise the commis-  
29 sion and the department on the allocation of grants and technical assistance  
30 funding from General Fund sources and other issues assigned by the com-

1 mission.

2 “(6) The population forecasting program operated by the Portland  
3 State University Population Research Center pursuant to section 2 of  
4 this 2013 Act is the highest priority for the allocation of grant funding  
5 under subsection (5) of this section.

6 “SECTION 6. ORS 195.034 is repealed.

7 “SECTION 7. This 2013 Act being necessary for the immediate  
8 preservation of the public peace, health and safety, an emergency is  
9 declared to exist, and this 2013 Act takes effect July 1, 2013.”

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