

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: HB 3212

Seventy-Eighth Oregon Legislative Assembly – 2015 Regular Session
Legislative Fiscal Office

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

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Date: 04/08/2015

Measure Description:

Makes law or rule for restricting previously allowed farming practice land use regulation for purposes of certain land use laws.

Government Unit(s) Affected:

Department of Land Conservation and Development

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: This bill would broaden the definition of “land use regulation” for the purpose of determining eligibility for Measure 49 claims. In addition, the bill makes law or rule for restricting previously allowed farming practice land use regulation for purposes of certain land use laws. Removes just compensation exemption for land use regulation that reduces fair market value of property and restricts farming practice or forest practice covered by right-to-farm laws.

The Department of Land Conservation and Development anticipates a possible fiscal impact from processing new claims associated with a broader definition of “land use regulation”. DLCD states that the fiscal impact is indeterminate given that there is no way to accurately project the likelihood of claims being filed or the cost to process new claims arising from this bill.

At this time, the Legislative Fiscal Office (LFO) believes that the ramifications of this measure are not fully understood by the agency and therefore the fiscal impact cannot be determined. The agency may need to return to the Legislative Assembly in the future and request additional resources if the fiscal impact is more than minimal.