On page 2 of the printed A-engrossed bill, line 15, after the first semicolon delete the rest of the line and insert “and declaring an emergency.”.

On page 3, line 40, delete “, 11, 23 and 26” and insert “and 16”.

On page 4, line 7, delete “De-”.

In line 8, delete “artment of Land Conservation and Development” and insert “State Forestry Department”.

In line 19, after the first “the” delete the rest of the line.

Delete lines 24 through 45 and delete pages 5 through 12 and insert:

“SECTION 11. The State Forestry Department shall report regarding the development of the comprehensive statewide map described in section 10 of this 2020 Act to a committee of the Legislative Assembly related to natural resources in the manner provided in ORS 192.245 no later than February 1, 2021.

“LAND USE AND WILDFIRE POLICY ADVISORY COMMITTEE

“SECTION 12. (1) The Director of the Department of Land Conservation and Development, in consultation with counties and cities, shall organize a Land Use and Wildfire Policy Advisory Committee. The committee shall consist of members appointed as described in subsections (2) to (5) of this section.

“(2) The director and the State Forester, in consultation with counties and cities, shall jointly appoint the following to be voting members of the committee:

“(a) One member who is a representative of a city government serving a population of less than 10,000.

“(b) One member who is a representative of a city government serving a population of 10,000 or more but less than 25,000.

“(c) One member who is a representative of a city government serving a population of 25,000 or more.

“(d) One member who is a representative of a county government serving a population of less than 30,000.

“(e) One member who is a representative of a county government serving a population of 30,000 or more but less than 100,000.

“(f) One member who is a representative of a county government serving a population of 100,000 or more.

“(g) One member who is a city land use planning director.

“(h) One member who is a county land use planning director.
“(i) One member who is a representative of a utility company.
“(j) One member who is a representative of environmental interests.
“(k) One member who is a representative of special districts.
“(L) One member who is a representative of farming landowners.
“(m) One member who is a representative of ranching landowners.
“(n) One member who is a representative of realty interests.
“(o) One member who is a representative of land and housing development firms.
“(p) One member who is a representative of citizen land use planning organizations.
“(q) One member who is a representative of state or regional land use planning organizations.
“(r) One member who is a representative of public health interests.
“(s) One member who is a representative of small forestland owners.
“(t) One member who is a representative of large forestland owners.
“(u) One member who is a representative of economic development organizations.
“(v) One member who is a representative of federally recognized Indian tribes.
“(w) One member who is a representative of the Oregon Fire Chiefs Association.
“(x) Additional members as determined by the director in consultation with counties and cities.
“(3) The director and the State Forester shall make the joint appointments under subsection (2) of this section from nominations submitted by entities related to the represented interest or entities. The related entities for appointments:
“(a) Under subsection (2)(a), (b), (c) and (g) of this section is the League of Oregon Cities.
“(b) Under subsection (2)(d), (e), (f) and (h) of this section is the Association of Oregon Counties.
“(c) Under subsection (2)(i) of this section is any one or more of the investor-owned utilities and consumer-owned utilities in this state.
“(d) Under subsection (2)(j) of this section is the Oregon League of Conservation Voters.
“(e) Under subsection (2)(k) of this section is the Special Districts Association of Oregon.
“(f) Under subsection (2)(L) of this section is the Oregon Farm Bureau.
“(g) Under subsection (2)(m) of this section is the Oregon Cattlemen’s Association.
“(h) Under subsection (2)(n) of this section is the Oregon Association of Realtors.
“(i) Under subsection (2)(o) of this section is the Oregon Home Builders Association.
“(j) Under subsection (2)(p) of this section is the Oregon Property Owners Association.
“(k) Under subsection (2)(q) of this section is 1000 Friends of Oregon.
“(L) Under subsection (2)(r) of this section is the Oregon Health Authority.
“(m) Under subsection (2)(s) of this section is the Oregon Small Woodlands Association.
“(n) Under subsection (2)(t) of this section is the Oregon Forest & Industries Council.
“(o) Under subsection (2)(u) of this section is Business Oregon.
“(p) Under subsection (2)(v) of this section is one or more of the tribal governing bodies for Indian tribes in this state.
“(q) Under subsection (2)(w) of this section is the State Fire Marshal.
“(4) In addition to the members described under subsection (2) of this section, the following shall serve as nonvoting members of the committee:
“(a) One member appointed by the State Forester.
“(b) One member appointed by the State Fire Marshal.
“(c) One member appointed by the Director of the Oregon Health Authority.
“(d) One member appointed by the Environmental Justice Task Force.
“(e) One member appointed by the director of the Institute for Natural Resources.
“(f) One member appointed by the Director of the Department of Land Conservation and Development.
“(g) One member appointed by the Director of the Department of Consumer and Business Services from the Division of Financial Regulation of the Department of Consumer and Business Services.
“(h) One member appointed by the Director of the Department of Consumer and Business Services from department staff having expertise in building codes.
“(5)(a) The President of the Senate, in consultation with the Senate Minority Leader, shall appoint two members from among the members of the Senate to be nonvoting members of the committee. The two members appointed under this paragraph may not be from the same political party.
“(b) The Speaker of the House of Representatives, in consultation with the House Minority Leader, shall appoint two members from among the members of the House of Representa-tives to be nonvoting members of the committee. The two members appointed under this paragraph may not be from the same political party.
“(6) Members of the Legislative Assembly appointed to the committee are nonvoting members of the committee and may act in an advisory capacity only.
“(7) The members of the committee shall elect a voting member to be chair of the committee and a voting member to be vice-chair, with all powers appropriate to those offices.
“(8) The committee shall meet at times and places determined by the chair or by the Director of the Department of Land Conservation and Development. A majority of the voting members shall be a quorum for the conducting of business. Official actions by the committee require approval by a majority of the voting members.
“(9) The Department of Land Conservation and Development shall provide staff services for the committee.
“(10) Notwithstanding ORS 171.072, members of the committee who are members of the Legislative Assembly are not entitled to mileage expenses or a per diem and serve as volunteers on the committee. Other members of the committee are not entitled to reimbursement for expenses and serve as volunteers on the committee. However, the Director of the Department of Land Conservation and Development may, in the discretion of the director, reimburse voting members of the committee for unforeseen expenses from moneys available for purposes of carrying out the functions of the committee.

SECTION 13. All agencies of state government as defined in ORS 174.111 are directed to assist the Land Use and Wildfire Policy Advisory Committee and the Department of Land Conservation and Development in the performance of committee and department duties under sections 14 and 15 of this 2020 Act.

REGIONAL WILDFIRE RISK

SECTION 14. (1) The State Forestry Department and Oregon State University, in consultation with the Department of Land Conservation and Development, shall for each wildfire risk region of this state jointly consult with fire protection agencies and districts, fire offi-
cials and personnel and cities and counties in the region. The departments and the university
shall analyze the wildfire risk for each region to develop recommendations for reducing the
wildfire risk to people, public and private property, businesses, infrastructure and natural
resources in that region.

“(2) The State Forestry Department and the university, in consultation with the De-
partment of Land Conservation and Development, shall report the recommendations for re-
gional wildfire risk reduction to the Land Use and Wildfire Policy Advisory Committee no
later than October 1, 2020.

“(3) The departments and the committee shall analyze and evaluate the material to de-
velop recommendations regarding possible means for implementing the final recommend-
dations produced by the Governor’s Council on Wildfire Response through the statewide land
use planning program and local governments to minimize the risks from wildfires to people,
public and private property, businesses, infrastructure and natural resources.

“IMPLEMENTATION OF COUNCIL RECOMMENDATIONS

SECION 15. (1) The State Forestry Department, in collaboration with the Department
of Land Conservation and Development and the Land Use and Wildfire Policy Advisory
Committee, shall report to an interim committee of the Legislative Assembly relating to
natural resources in the manner provided under ORS 192.245 no later than February 1, 2021,
regarding possible means for implementing the final recommendations produced by the
Governor’s Council on Wildfire Response.

“(2) The report must include, but need not be limited to, the following:

“(a) The recommendations developed under section 14 of this 2020 Act.

“(b) Existing state and local maps that identify wildfire risk.

“(c) To the extent the Land Use and Wildfire Policy Advisory Committee and the de-
partments deem appropriate, new map resources that account for regional differences in
program information.

“(d) Identification of state and local resources needed to develop, maintain and update
wildfire risk maps.

“(e) Multiple recommendations regarding possible means for using the statewide planning
program and local governments including, but not limited to, recommendations regarding
revisions and updates to the statewide land use planning program and local zoning codes.

“(f) Planning goals related to natural hazards, including but not limited to Goal 7.

“(g) Existing state and local programs that minimize wildfire risk, including, but not
limited to, programs that identify wildlife risk through mapping or that define minimum
defensible space.

“(h) Identification of revisions to the statewide land use planning program and to local
building codes appropriate to minimize wildfire risks, including, but not limited to, provisions
regarding sufficient defensible space, safe evacuation, adequate access for wildfire fighting
equipment and personnel, and considerations regarding development in areas of high wildfire
risk that allow for regional differences in topography, vegetation, soil types and other rele-
vant factors.

“(i) Funding, staffing and other administrative resources necessary for state, county and
city governments to implement wildfire reduction programs, including, but not limited to, the
costs of program development, implementation and ongoing operations and the need for
stable long-term funding for the programs.

“(j) A description of areas of agreement and disagreement among the departments and
members of the Land Use and Wildfire Policy Advisory Committee.

“TREATMENT PROGRAM

SECTION 16. (1) The State Forestry Department shall establish not more than 15
projects designed to reduce wildfire danger on public or private forestlands and rangelands
through the restoration of landscape resiliency and the reduction of hazardous fuel levels.
The department shall identify, design and oversee the implementation, administration,
maintenance and evaluation of the projects. In carrying out its functions regarding the
projects, the department shall, to the extent practicable, consult and cooperate with state
and federal agencies, counties, cities and other units of local government, public and private
forestland and rangeland owners, forest collaboratives and other relevant community or-
izations.

“(2) The State Forestry Department shall:

“(a) In collaboration with the Oregon State University Extension Service and other en-
tities, identify strategic landscapes that are ready for treatment under the projects, giving
priority to projects:

“(A) On lands currently approved for treatment projects under the National Environ-
mental Policy Act (42 U.S.C. 4321 et seq.);

“(B) On lands within areas identified as high fire risk areas in the Governor’s Council
on Wildfire Response November 2019: Report and Recommendations; and

“(C) That focus on treatments protective of human life, property, critical infrastructure
or other public values;

“(b) To the extent practicable, design the projects to:

“(A) Evaluate varying types of fuel treatment methods;

“(B) Leverage the collective power of public-private partnerships, federal funding and
state funding; and

“(C) Optimize the receipt of federal government investments that equal or exceed de-
partment investments;

“(c) Design the projects to involve existing forest-based contracting entities;

“(d) Design the projects to involve the Oregon Watershed Enhancement Board or other
state agencies as needed;

“(e) Affirmatively seek, and enhance opportunities for, collaboration from stakeholders
holding a wide variety of perspectives regarding forest management and opportunities for
significant involvement by communities in proximity to project sites; and

“(f) Engage in careful monitoring of the project sites to produce useful information on
which to base recommendations to the Legislative Assembly.

“(3) A project under this section may not include commercial thinning on:

“(a) Inventoried roadless areas;

“(b) Riparian reserves identified in the Northwest Forest Plan or in Bureau of Land
Management resource management plans;

“(c) Late successional reserves, except to the extent consistent with the 2011 United
States Fish and Wildlife Service Revised Recovery Plan for the Northern Spotted Owl (Strix occidentalis caurina);

“(d) Areas protected under the federal Wild and Scenic Rivers Act (P.L. 90-542), national recreation areas, national monuments or areas protected under ORS 390.805 to 390.925;

“(e) Designated critical habitat for species listed as threatened or endangered under the Endangered Species Act of 1973 (P.L. 93-205) or by the State Fish and Wildlife Commission under ORS 496.172, unless commercial thinning is already allowed under an existing environmental review or recognized habitat recovery plan; or

“(f) Federally designated areas of critical environmental concern or federally designated wilderness study areas.

“(4) The department shall give public notice, and allow reasonable opportunity for public input, when identifying and selecting projects under this section.

“SECTION 17. Section 16 of this 2020 Act does not expand, diminish or otherwise affect any rights, privileges, duties or functions otherwise established under federal, state or local laws, rules or regulations that pertain to the management of private lands in this state.

“SECTION 18. (1) The State Forestry Department shall complete the operation of projects under section 16 of this 2020 Act no later than June 30, 2021.

“(2) The department shall report regarding progress in carrying out projects under section 16 of this 2020 Act and prescribed fire activities to an interim committee of the Legislative Assembly related to natural resources, in the manner provided by ORS 192.245, and to the Governor no later than December 1, 2020. The report shall include, but need not be limited to:

“(a) A summary of project selection, the initial outcome of project implementation activities, anticipated time frames for project completions and any initial findings or recommendations resulting from project identification, design or implementation activities;

“(b) A description of the funding source types and amounts secured by the department as matching funds to implement projects; and

“(c) A summary of forestland and rangeland treatment activities using prescribed fire to reduce wildfire danger, the initial outcome of the prescribed fire activities, disincentives or other factors affecting the carrying out of the prescribed fire activities, management of the prescribed fire activities and any initial findings or recommendations resulting from the prescribed fire activities.

“(3)(a) The department shall report its findings and recommendations regarding wildfire danger reduction on forestland and rangeland, based on information obtained from the projects described in section 16 of this 2020 Act and from prescribed fire activities to an interim committee of the Legislative Assembly related to natural resources, in the manner provided by ORS 192.245, and to the Governor no later than September 15, 2021. The report shall include, but need not be limited to:

“(A) A qualitative and quantitative summary of the project outcomes that, at a minimum, states the number of acres treated, the treatment actions carried out, the amount and commercial value of timber harvested if not exempt from public disclosure and any resulting or anticipated changes in landscape conditions related to enhanced resiliency or the mitigation of wildfire risk to public values;

“(B) The identification of barriers to more efficient implementation and achievement of goals in future wildfire danger reduction projects;
“(C) Recommendations for creating optimal working relationships with forest collaboratives and other relevant community organizations regarding design, implementation and cost recovery for future wildfire danger reduction projects;

“(D) A description of the funding source types and amounts secured by the department as matching funds to carry out projects;

“(E) Recommendations for investment in future wildfire danger reduction projects;

“(F) A qualitative and quantitative summary of the use of prescribed fire activities for wildfire danger reduction that, at a minimum, states the number of acres burned and any resulting or anticipated changes in landscape conditions related to enhanced resiliency or the mitigation of wildfire risk to public values;

“(G) The identification of existing disincentives to the use of prescribed fire;

“(H) Recommendations regarding the appropriate standard of care for the use of prescribed fire;

“(I) Recommendations for facilitating the establishment of a statewide voluntary Prescribed Burn Manager Certificate program; and

“(J) Recommendations regarding means for increasing the quantity of wildfire danger reduction projects to achieve the scale of reduction envisioned as a 20-year goal in the Governor's Council on Wildfire Response November 2019: Report and Recommendations.

“(b) In developing the report required under this subsection, the department shall work in coordination with federal land management agencies, institutions of higher education and third parties to develop consistent performance measurements and condition-based metrics for monitoring and communicating the effectiveness of state investments, project actions and prescribed fire activities in reducing wildfire danger on public or private forestlands and rangelands.

“APPROPRIATIONS

“SECTION 19. 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 ending June 30, 2021, out of the General Fund, the amount of $350,000, which may be expended by the department for carrying out department activities under this 2020 Act.

“SECTION 20. In addition to and not in lieu of any other appropriation, there is appropriated to the State Forestry Department, for the biennium ending June 30, 2021, out of the General Fund, the amount of $24,438,279, which may be expended by the department for carrying out department activities under this 2020 Act.

“CAPTIONS

“SECTION 21. The unit captions used in this 2020 Act are provided only for the convenience of the reader and do not become part of the statutory law of this state or express any legislative intent in the enactment of this 2020 Act.

“EMERGENCY

“SECTION 22. This 2020 Act being necessary for the immediate preservation of the public
peace, health and safety, an emergency is declared to exist, and this 2020 Act takes effect on its passage."