

## Legislative Fiscal Office

Oregon State Capitol  
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## Joint Committee on Ways and Means

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Representative Tawna Sanchez, House Co-Chair

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Tom MacDonald, Deputy Legislative Fiscal Officer (Budget)  
Paul Siebert, Deputy Legislative Fiscal Officer (Audit/IT)

**To:** Natural Resources Subcommittee

**From:** Haylee Morse-Miller, Legislative Fiscal Office

**Date:** April 27, 2023

**Subject:** HB 5027 – Department of Land Conservation and Development  
Work Session Recommendations

### Department of Land Conservation and Development – Agency Totals

	2019-21 Actual	2021-23 Legislatively Approved	2023-25 Current Service Level	2023-25 LFO Recommended
General Fund	17,238,174	26,114,458	17,781,999	17,193,865
Other Funds	1,535,571	1,793,345	1,755,120	1,755,120
Federal Funds	4,647,104	6,748,006	7,446,347	9,215,256
<b>Total Funds</b>	<b>23,420,849</b>	<b>34,655,809</b>	<b>26,983,466</b>	<b>28,164,241</b>
Positions	63	69	64	65
FTE	59.98	66.60	62.59	63.92

Attached are the recommendations from the Legislative Fiscal Office (LFO) for the Department of Land Conservation and Development. The 2023-25 LFO recommended budget is \$28,164,241 total funds, which includes 65 positions (63.92 FTE).

The 2023-25 LFO recommended budget includes the following:

- *Policy Option Package 206 - Habitat Projects Coordinator:* Includes \$268,909 Federal Funds expenditure limitation and 1 position (1.00 FTE). Grant funding for this position was awarded in 2022 and the position was authorized during the December 2022 Emergency Board meeting.
- *Policy Option Package 210 - CIO Position Request:* This is a net zero package which eliminates an existing Operations and Policy Analyst 3 position and makes a reduction to the rent line item to establish a Chief Information Officer. This position will oversee the agency-wide IT Strategic Plan, systems integration and modernization, and cyber security; and provide IT department management, geographic information systems oversight, and data management and governance.
- *Policy Option Package 211 - Technical Corrections:* This package has no net cost. It adds 0.33 FTE and reclassifies positions using other reductions.

- *Policy Option Package 801 - LFO Analyst Adjustments:* This package contains reductions which are discussed in further detail below. This package also increases Federal Funds expenditure limitation by \$1.5 million for grant funding that will be sub awarded through DLCDC to the Confederated Tribes of Siletz Indians to acquire 27.32 acres of property on Cape Foulweather.

The recommended budget also includes reductions totaling \$588,134 General Fund, equivalent to a 3.3% reduction from the agency's General Fund budget at Current Service Level. These reductions are included in Policy Option Packages 090, 091, and 801.

Reductions include:

- An increase in vacancy savings totaling \$130,978.
- Reductions to various services and supplies line items totaling \$184,407 which includes reductions to instate travel, out of state travel, employee training, telecommunications, facilities maintenance, agency related services and supplies, office expenses, and other services and supplies.
- A reduction in the Attorney General line item totaling \$137,850.
- A reduction in rent totaling \$134,899 due to unused office space in Salem.

These recommendations do not include funding that was approved as part of HB 2001 (2023), related to housing. Funding and position authority for DLCDC related to this measure was included in HB 2001, instead of the DLCDC budget bill.

### **Adjustments to Current Service Level**

See attached "Work Session Presentation Report."

Note: Statewide adjustments and six-year capital construction expenditures are not included in these recommendations. Any needed adjustments will be made in end of session bills.

***Accept*** LFO Recommendation:

MOTION: I move the LFO recommendation to HB 5027. (VOTE)

**OR**

***Change*** LFO Recommendation:

MOTION: I move the LFO recommendation to HB 5027, with modifications. (VOTE)

### **Performance Measures**

See attached "Legislatively Proposed 2023-25 Key Performance Measures."

***Accept*** LFO Recommendation:

MOTION: I move the LFO recommendation on Key Performance Measures. (VOTE)

**OR**

***Change*** LFO Recommendation:

MOTION: I move the LFO recommendation on Key Performance Measures, with modifications. (VOTE)

**Recommended Changes**

LFO recommends a budget of \$17,193,865 General Fund, \$1,755,120 Other Funds, \$9,215,256 Federal Funds, and 65 positions (63.92 FTE), which is reflected in the – 2 amendment.

MOTION: I move adoption of the – 2 amendment to HB 5027. (VOTE)

**Final Subcommittee Action**

LFO recommends that HB 5027, as amended by the – 2 amendment, be moved to the Ways and Means Full Committee.

MOTION: I move HB 5027, as amended, to the Full Committee with a do pass recommendation. (VOTE)

**Carriers**

Full Committee: \_\_\_\_\_

House Floor: \_\_\_\_\_

Senate Floor: \_\_\_\_\_

	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	Total Funds	Positions	Full-Time Equivalent (FTE)
<b>2021-23 Agy. Leg. Adopted</b>	<b>25,446,798</b>	-	<b>1,654,793</b>	<b>6,617,610</b>	-	-	<b>33,719,201</b>	<b>68</b>	<b>66.35</b>
2021-23 Ebds, SS & Admin Act	667,660	-	138,552	130,396	-	-	936,608	1	0.25
Ways & Means Actions	-	-	-	-	-	-	-	-	-
<b>2021-23 Leg Approved Budget</b>	<b>26,114,458</b>	-	<b>1,793,345</b>	<b>6,748,006</b>	-	-	<b>34,655,809</b>	<b>69</b>	<b>66.60</b>
<b>2021-23 Leg Approved Budget (Base)</b>	<b>26,114,458</b>	-	<b>1,793,345</b>	<b>6,748,006</b>	-	-	<b>34,655,809</b>	<b>68</b>	<b>66.35</b>
Summary of Base Adjustments	(626,461)	-	(56,161)	142,539	-	-	(540,083)	(4)	(3.76)
<b>2023-25 Base Budget</b>	<b>25,487,997</b>	-	<b>1,737,184</b>	<b>6,890,545</b>	-	-	<b>34,115,726</b>	<b>64</b>	<b>62.59</b>
010: Non-PICS Pers Svc/Vacancy Factor	(111,530)	-	(15,728)	(41,451)	-	-	(168,709)	-	-
020: Phase In / Out Pgm & One-time Cost	(7,793,730)	-	-	-	-	-	(7,793,730)	-	-
030: Inflation & Price List Adjustments	545,811	-	33,664	250,704	-	-	830,179	-	-
050: Fundshifts and Revenue Reductions	(346,549)	-	-	346,549	-	-	-	-	-
<b>2023-25 Current Service Level</b>	<b>17,781,999</b>	-	<b>1,755,120</b>	<b>7,446,347</b>	-	-	<b>26,983,466</b>	<b>64</b>	<b>62.59</b>
<b>Adjusted 2023-25 Current Service Level</b>	<b>17,781,999</b>	-	<b>1,755,120</b>	<b>7,446,347</b>	-	-	<b>26,983,466</b>	<b>64</b>	<b>62.59</b>
<b>Total LFO Recommended Packages</b>	<b>(588,134)</b>	-	-	<b>1,768,909</b>	-	-	<b>1,180,775</b>	<b>1</b>	<b>1.33</b>
<b>2023-25 Legislative Actions</b>	<b>17,193,865</b>	-	<b>1,755,120</b>	<b>9,215,256</b>	-	-	<b>28,164,241</b>	<b>65</b>	<b>63.92</b>
Net change from 2021-23 Leg Approved Budget	(8,920,593)	-	(38,225)	2,467,250	-	-	(6,491,568)	(4)	(2.68)
Percent change from 2021-23 Leg Approved Budget	(34.2%)	0.0%	(2.1%)	36.6%	0.0%	0.0%	(18.7%)	(5.8%)	(4.0%)
Net change from 2023-25 Adj Current Service Level	(588,134)	-	-	1,768,909	-	-	1,180,775	1	1.33
Percent change from 2023-25 Adj Current Service Level	(3.3%)	0.0%	0.0%	23.8%	0.0%	0.0%	4.4%	1.6%	2.1%

	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	Total Funds	Positions	Full-Time Equivalent (FTE)
<b>2021-23 Agy. Leg. Adopted</b>	<b>17,943,599</b>	-	<b>1,654,793</b>	<b>6,617,610</b>	-	-	<b>26,216,002</b>	<b>68</b>	<b>66.35</b>
2021-23 Ebds, SS & Admin Act	667,660	-	138,552	130,396	-	-	936,608	1	0.25
Ways & Means Actions	-	-	-	-	-	-	-	-	-
<b>2021-23 Leg Approved Budget</b>	<b>18,611,259</b>	-	<b>1,793,345</b>	<b>6,748,006</b>	-	-	<b>27,152,610</b>	<b>69</b>	<b>66.60</b>
<b>2021-23 Leg Approved Budget (Base)</b>	<b>18,611,259</b>	-	<b>1,793,345</b>	<b>6,748,006</b>	-	-	<b>27,152,610</b>	<b>68</b>	<b>66.35</b>
Summary of Base Adjustments	(626,461)	-	(56,161)	142,539	-	-	(540,083)	(4)	(3.76)
<b>2023-25 Base Budget</b>	<b>17,984,798</b>	-	<b>1,737,184</b>	<b>6,890,545</b>	-	-	<b>26,612,527</b>	<b>64</b>	<b>62.59</b>
010: Non-PICS Pers Svc/Vacancy Factor	(111,530)	-	(15,728)	(41,451)	-	-	(168,709)	-	-
020: Phase In / Out Pgm & One-time Cost	(1,999,830)	-	-	-	-	-	(1,999,830)	-	-
030: Inflation & Price List Adjustments	474,021	-	33,664	250,704	-	-	758,389	-	-
050: Fundshifts and Revenue Reductions	(346,549)	-	-	346,549	-	-	-	-	-
<b>2023-25 Current Service Level</b>	<b>16,000,910</b>	-	<b>1,755,120</b>	<b>7,446,347</b>	-	-	<b>25,202,377</b>	<b>64</b>	<b>62.59</b>
<b>Adjusted 2023-25 Current Service Level</b>	<b>16,000,910</b>	-	<b>1,755,120</b>	<b>7,446,347</b>	-	-	<b>25,202,377</b>	<b>64</b>	<b>62.59</b>
<b>Total LFO Recommended Packages</b>	<b>(588,134)</b>	-	-	<b>1,768,909</b>	-	-	<b>1,180,775</b>	<b>1</b>	<b>1.33</b>
<b>2023-25 Legislative Actions</b>	<b>15,412,776</b>	-	<b>1,755,120</b>	<b>9,215,256</b>	-	-	<b>26,383,152</b>	<b>65</b>	<b>63.92</b>
Net change from 2021-23 Leg Approved Budget	(3,198,483)	-	(38,225)	2,467,250	-	-	(769,458)	(4)	(2.68)
Percent change from 2021-23 Leg Approved Budget	(17.2%)	0.0%	(2.1%)	36.6%	0.0%	0.0%	(2.8%)	(5.8%)	(4.0%)
Net change from 2023-25 Adj Current Service Level	(588,134)	-	-	1,768,909	-	-	1,180,775	1	1.33
Percent change from 2023-25 Adj Current Service Level	(3.7%)	0.0%	0.0%	23.8%	0.0%	0.0%	4.7%	1.6%	2.1%

	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	Total Funds	Positions	Full-Time Equivalent (FTE)
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**Package 090 Analyst Adjustments**

Package Description Package 090 reduces services and supplies through reductions in Attorney General Costs, Instate Travel, Out of State Travel, Employee Training, and Office Expenses.

LFO Recommendation Recommended

<b>LFO Recommended</b>	(89,080)	-	-	-	-	-	(89,080)	-	-
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	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	Total Funds	Positions	Full-Time Equivalent (FTE)
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**Package 091 Additional Analyst Adjustments**

Package Description Package 91 in the Governor's Budget created a 5 percent vacancy savings rate. This package has been modified to instead increase vacancy savings by just over 1 percent on General Fund supported positions.

LFO Recommendation Recommended as modified.

<b>LFO Recommended</b>	(130,978)	-	-	-	-	-	(130,978)	-	-
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	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	Total Funds	Positions	Full-Time Equivalent (FTE)
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**Package 206 Habitat Projects Coordinator**

Package Description This package is for position authority and an increase in federal funds limitation for a federally funded position. The position would enable the Department to receive funds from the coastal zone management portion of the Infrastructure Investment and Jobs Act (IIJA) and compete for grants from the National Oceanic and Atmospheric Association (NOAA). This position was approved at the December 2022 Emergency Board to start in the 2021-23 biennium, and the package has been modified to establish 1.00 FTE in the 2023-25 biennium, instead of the 0.88 FTE initially requested.

LFO Recommendation Recommended as modified.

LFO Recommended	-	-	-	268,909	-	-	268,909	1	1.00
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	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	Total Funds	Positions	Full-Time Equivalent (FTE)
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**Package 210 CIO Position Request**

Package Description This package would establish a Chief Information Officer (CIO) to lead the IT/GIS services for DLCDC by eliminating an Operations and Policy Analyst 3 position and reducing rent by \$20,250 General Fund.

LFO Recommendation Recommended

<b>LFO Recommended</b>	-	-	-	-	-	-	-	-	-
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	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	Total Funds	Positions	Full-Time Equivalent (FTE)
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**Package 211 Technical Corrections**

Package Description This package corrects position classifications for two positions, and increases FTE for two other positions by a total of 0.33 FTE. Where position costs increase, the changes have been paired with services and supplies reductions to make the package cost neutral in the 2023-25 biennium.

LFO Recommendation Recommended

<b>LFO Recommended</b>	-	-	-	-	-	-	-	-	<b>0.33</b>
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	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	Total Funds	Positions	Full-Time Equivalent (FTE)
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**Package 801 LFO Analyst Adjustments**

Package Description This package makes reductions to various services and supplies line items, including \$100,000 from the Attorney General line item, \$134,899 from rent, and \$133,177 from other line items including out-of-state travel, training, telecommunications, and other services and supplies. All reductions are General Fund.

This package also increases Federal Funds expenditure limitation by \$1.5 million due to additional federal grant funding received by the agency.

LFO Recommendation Recommended

<b>LFO Recommended</b>	<b>(368,076)</b>	-	-	<b>1,500,000</b>	-	-	<b>1,131,924</b>	-	-
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	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	Total Funds	Positions	Full-Time Equivalent (FTE)
<b>2021-23 Agy. Leg. Adopted</b>	<b>7,503,199</b>	-	-	-	-	-	<b>7,503,199</b>	-	-
2021-23 Ebds, SS & Admin Act	-	-	-	-	-	-	-	-	-
Ways & Means Actions	-	-	-	-	-	-	-	-	-
<b>2021-23 Leg Approved Budget</b>	<b>7,503,199</b>	-	-	-	-	-	<b>7,503,199</b>	-	-
<b>2021-23 Leg Approved Budget (Base)</b>	<b>7,503,199</b>	-	-	-	-	-	<b>7,503,199</b>	-	-
Summary of Base Adjustments	-	-	-	-	-	-	-	-	-
<b>2023-25 Base Budget</b>	<b>7,503,199</b>	-	-	-	-	-	<b>7,503,199</b>	-	-
020: Phase In / Out Pgm & One-time Cost	(5,793,900)	-	-	-	-	-	(5,793,900)	-	-
030: Inflation & Price List Adjustments	71,790	-	-	-	-	-	71,790	-	-
<b>2023-25 Current Service Level</b>	<b>1,781,089</b>	-	-	-	-	-	<b>1,781,089</b>	-	-
<b>Adjusted 2023-25 Current Service Level</b>	<b>1,781,089</b>	-	-	-	-	-	<b>1,781,089</b>	-	-
<b>Total LFO Recommended Packages</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>2023-25 Legislative Actions</b>	<b>1,781,089</b>	-	-	-	-	-	<b>1,781,089</b>	-	-
Net change from 2021-23 Leg Approved Budget	(5,722,110)	-	-	-	-	-	(5,722,110)	-	-
Percent change from 2021-23 Leg Approved Budget	(76.3%)	0.0%	0.0%	0.0%	0.0%	0.0%	(76.3%)	0.0%	0.0%
Net change from 2023-25 Adj Current Service Level	-	-	-	-	-	-	-	-	-
Percent change from 2023-25 Adj Current Service Level	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%

# Legislatively Proposed 2023 - 2025 Key Performance Measures

Published: 4/12/2023 3:24:24 PM

**Agency:** Department of Land Conservation and Development

**Mission Statement:**

To help communities and citizens plan for, protect and improve the built and natural systems that provide a high quality of life. In partnership with citizens and local governments, we foster sustainable and vibrant communities and protect our natural resources legacy.

Legislatively Proposed KPMs	Metrics	Agency Request	Last Reported Result	Target 2024	Target 2025
1. EMPLOYMENT LAND SUPPLY - Percent of cities that have an adequate supply of land for industrial and other employment needs to implement their local economic development plan.		Approved	70%	75%	75%
2. HOUSING LAND SUPPLY - Percent of cities that have an adequate supply of buildable residential land to meet housing needs.		Approved	67%	90%	90%
3. PUBLIC FACILITIES PLANS - Percent of cities that have updated the local plan to include reasonable cost estimates and funding plans for sewer and water systems.		Approved	72%	80%	80%
5. TRANSIT SUPPORTIVE LAND USE - Percent of urban areas with a population greater than 25,000 that have adopted transit supportive land use regulations.		Approved	82%	90%	90%
6. TRANSPORTATION FACILITIES - Percent of urban areas that have updated the local plan to include reasonable cost estimates and funding plans for transportation facilities.		Approved	93%	92%	92%
9. URBAN GROWTH BOUNDARY EXPANSION - Percent of land added to urban growth boundaries that is not farm or forest land.		Approved	23%	55%	55%
10. GRANT AWARDS - Percent of local grants awarded to local governments within two months after receiving application.		Approved	100%	100%	100%
11. CUSTOMER SERVICE - Percent of customers rating their satisfaction with the agency's customer service as "good" or "excellent": overall customer service, timeliness, accuracy, helpfulness, expertise and availability of information.	Timeliness	Approved	78%	90%	90%
	Accuracy		81%	90%	90%
	Availability of Information		73%	90%	90%
	Overall		80%	90%	90%
	Helpfulness		83%	90%	90%
	Expertise		86%	90%	90%
12. BEST PRACTICES - Percent of total best practices met by the Board.		Approved	100%	100%	100%
13. FARM LAND - Percent of farm land zoned for exclusive farm use in 1987 that retains that zoning. Accounts for the conversion of EFU lands resulting from expansion of urban growth boundaries and changes in zoning.		Approved	99.75%	99%	99%
14. FOREST LAND - Percent of forest land zoned for forest or mixed farm/forest use in 1987 that remains zoned for those uses. Accounts for the conversion of forest lands resulting from expansion of urban growth boundaries and changes in zoning.		Approved	99.10%	99%	99%

**LFO Recommendation:**

LFO recommends approval of the measures and targets as presented.

**SubCommittee Action:**