



Legislative Fiscal Office
 82nd Oregon Legislative Assembly
 2024 Regular Session

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Bill Title: Relating to brassica production in the Willamette Valley Protected District.

Government Unit(s) Affected: Department of Agriculture

Summary of Fiscal Impact

2023-25 Biennium	General Fund	Lottery Funds	Other Funds	Federal Funds	Total Funds	Positions	FTE
Department of Agriculture	\$ 439,243	\$ -	\$ -	\$ -	\$ 439,243	1	0.54
Total Fiscal Impact	\$ 439,243	\$ -	\$ -	\$ -	\$ 439,243	1	0.54

2025-27 Biennium	General Fund	Lottery Funds	Other Funds	Federal Funds	Total Funds	Positions	FTE
Department of Agriculture	\$ 262,285	\$ -	\$ -	\$ -	\$ 262,285	1	1.00
Total Fiscal Impact	\$ 262,285	\$ -	\$ -	\$ -	\$ 262,285	1	1.00

- There are additional indeterminate costs in the 2025-27 biennium related to maintenance of a field identification mapping service or pinning map.
- Some General Fund costs could shift to Other Funds in the 2025-27 biennium based on revenue that ODA receives from fees and civil penalties, but revenue from these sources is indeterminate at this time.

Measure Description

This measure requires a person growing canola in the Willamette Valley Protected District to receive a license from the Oregon Department of Agriculture (ODA), until March 31, 2025. Starting April 1, 2025, ODA may establish by rule a system to register brassica seed crops. ODA may contract for services to facilitate compliance with rules, including for development and maintenance of a field identification mapping service or a pinning map. ODA is to determine which brassica seed producers may grow in a particular calendar year if there are multiple brassica seed producers in close proximity who have not been able to agree to an isolation distance exception. ODA may collect a fee for this determination. ODA is also authorized to assess civil penalties and prohibit a person from growing brassica seed crop in the Willamette Valley Protected District for a certain number of years for violations of brassica seed growing requirements.

All money received by ODA after April 1, 2025, as authorized under this measure, are to be deposited in the Department of Agriculture Service Fund.

Fiscal Analysis

The estimated fiscal impact of this measure on ODA is anticipated to be \$439,243 General Fund in the 2023-25 biennium, and \$262,285 General Fund in the 2025-27 biennium.

ODA would hire one permanent, full-time Operations and Policy Analyst 3 position (0.54 FTE in the 2023-25 biennium, 1.00 FTE in the 2025-27 biennium) to work on rulemaking and oversee registration and other program start up requirements.

In addition to the costs of the new position and position-related services and supplies, there are estimated costs of \$75,000 for legal expenses due to complexity of rulemaking. Other costs include \$200,000 to develop a pinning system; this amount is an estimate but is partially based on what other states have spent for this purpose. Actual costs will be dependent on the number of pins.

The measure does not specifically authorize ODA to charge a fee related to brassica seed crop registration. It is not clear if ODA has existing authority to charge these fees, and further analysis is needed. This fiscal impact statement assumes that all costs will need to be paid for with General Fund, though some costs may be offset by the determination fee and civil penalties that ODA is authorized to assess under this measure.

The measure does not state where civil penalties received before April 1, 2025, are to be deposited in the Fund. ODA assumes that any civil penalty revenue will be deposited in an existing Other Funds account.

Relevant Dates

The measure declares an emergency and takes effect on passage.

Canola licensing requirements are in effect until March 31, 2025. Brassica seed crop registration requirements take effect April 1, 2025.