

LC 205  
2026 Regular Session  
1/9/26 (RLM/ps)

# D R A F T

## SUMMARY

Digest: This Act amends temp UGB program and lets LCDC award grants. (Flesch Readability Score: 80.3).

Expands eligibility for cities and Metro to amend their urban growth boundaries under a temporary program.

Authorizes the Land Conservation and Development Commission to issue grants to implement the commission's duties.

## 1 A BILL FOR AN ACT

2 Relating to land use; amending ORS 197.045 and sections 50, 52 and 60,  
3 chapter 110, Oregon Laws 2024.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** Section 50, chapter 110, Oregon Laws 2024, is amended to  
6 read:

7 **Sec. 50.** (1) Notwithstanding any other provision of ORS chapter 197A,  
8 a city outside of Metro may add a site to the city's urban growth boundary  
9 under sections 49 to 59, **chapter 110, Oregon Laws 2024 [of this 2024 Act]**,  
10 if:

11 (a) The site is adjacent to the existing urban growth boundary of the city  
12 or is separated from the existing urban growth boundary by only a street or  
13 road;

14 (b) The site is:

15 (A) Designated as an urban reserve under ORS 197A.230 to 197A.250, in-  
16 cluding a site whose designation is adopted under ORS 197.652 to 197.658;

17 (B) Designated as nonresource land; *[or]*

18 (C) Subject to an acknowledged exception to a statewide land use plan-

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.  
New sections are in **boldfaced** type.

1 ning goal relating to farmland or forestland; **or**

2 **(D) Other land, prioritized in the manner described in ORS 197A.285**

3 **(2)(c), only if there are insufficient lands described in subparagraphs**

4 **(A) to (C) of this paragraph;**

5 (c) The city has not previously adopted an urban growth boundary

6 amendment or exchange under sections 49 to 59, **chapter 110, Oregon Laws**

7 **2024 [of this 2024 Act];**

8 (d) The city has demonstrated a need for the addition under section 52,

9 **chapter 110, Oregon Laws 2024 [of this 2024 Act];**

10 (e) The city has requested and received an application as required under

11 sections 53 and 54, **chapter 110, Oregon Laws 2024 [of this 2024 Act];**

12 (f) The total acreage of the site:

13 (A) For a city with a population of 25,000 or greater, *[does not exceed*

14 **100] includes up to 150 net residential acres; [or]**

15 (B) For a city with a population of less than 25,000, *[does not exceed]* **in-**

16 **cludes up to 50 net residential acres; and**

17 **(C) Includes up to 30 percent of the net residential acreage added**

18 **to the site in subparagraph (A) or (B) of this paragraph, provided that**

19 **the additional net developable acreage added under this subparagraph**

20 **may only be used for open space, public facilities or commercial uses;**

21 **and**

22 (g)(A) The city has adopted a binding conceptual plan for the site that

23 satisfies the requirements of section 55, **chapter 110, Oregon Laws 2024**

24 *[of this 2024 Act]; or*

25 (B) The added site does not exceed 15 net residential acres and satisfies

26 the requirements of section 56, **chapter 110, Oregon Laws 2024 [of this 2024**

27 *Act].*

28 (2) A county shall approve an amendment to an urban growth boundary

29 made under this section that complies with sections 49 to 59, **chapter 110,**

30 **Oregon Laws 2024, [of this 2024 Act]** and shall cooperate with a city to fa-

31 cilitate the coordination of functions under ORS 195.020 to facilitate the

1 city's annexation and the development of the site. The county's decision is  
2 not a land use decision.

3 (3) Notwithstanding ORS 197.626, an action by a local government under  
4 sections 49 to 59, **chapter 110, Oregon Laws 2024, [of this 2024 Act]** is not  
5 a land use decision as defined in ORS 197.015.

6 **SECTION 2.** Section 52, chapter 110, Oregon Laws 2024, as amended by  
7 section 5, chapter 530, Oregon Laws 2025, is amended to read:

8 **Sec. 52.** A city may not add, or petition to add, a site under sections 49  
9 to 59, chapter 110, Oregon Laws 2024, unless:

10 (1) The city has demonstrated a need for additional land based on the  
11 following factors:

12 (a)(A) In the previous 20 years there have been no urban growth boundary  
13 expansions for residential use adopted by a city or by Metro in a location  
14 adjacent to the city; and

15 (B) The city does not have within the existing urban growth boundary a  
16 tract that:

17 (i) Is larger than 20 net residential acres;

18 [(ii) *Is undeveloped; and*]

19 **(ii) Contains no permanent structures;**

20 **(iii) Is not adjacent to improved public utilities that are suitable for  
21 immediate connection at the property line;**

22 **(iv) Has not received final approval of any land use entitlements,  
23 development approvals, subdivision plats, site plans or building per-  
24 mits; and**

25 [(iii)] (v) Consists of one or more lots or parcels with or without common  
26 ownership and that abut each other or are separated by only a street or a  
27 road; or

28 (b) Within urban growth boundary expansion areas for residential use  
29 adopted by the city over the previous 20 years, or by Metro in locations ad-  
30 jacent to the city, 75 percent of the lands either:

31 (A) Are developed; or

1       (B) Have an acknowledged comprehensive plan with land use designations  
2 in preparation for annexation and have a public facilities plan and associated  
3 financing plan.

4       (2) The city has demonstrated a need for affordable housing, based on:  
5           (a) Having a greater percentage of [*severely*] cost-burdened households  
6 than the average for this state based on the **most recent** Comprehensive  
7 Housing Affordability Strategy data from the United States Department of  
8 Housing and Urban Development; or

9           (b) At least 25 percent of the renter households in the city being  
10 [*severely*] rent burdened as indicated under the most recent housing equity  
11 indicator data under ORS 456.602 (2)(g).

12       (3) The evaluation of the demonstrations required under this section and  
13 the evaluation of criteria in an application under sections 49 to 59, chapter  
14 110, Oregon Laws 2024, must be based on the evidence, data and factors as  
15 of the time a public notice is issued under section 53 (1), chapter 110, Oregon  
16 Laws 2024.

17       **SECTION 3.** Section 60, chapter 110, Oregon Laws 2024, as amended by  
18 section 4, chapter 341, Oregon Laws 2025, is amended to read:

19       **Sec. 60. (1) Section 49, chapter 110, Oregon Laws 2024, as amended  
20 by section 4, chapter 530, Oregon Laws 2025, is repealed on January 2,  
21 2033.**

22       **(2) Section 50, chapter 110, Oregon Laws 2024, as amended by section  
23 1 of this 2026 Act, is repealed on January 2, 2033.**

24       [(1)] **(3) Sections [49 to 56, 58 and 59] 51, 53, 54, 56 and 59, chapter 110,  
25 Oregon Laws 2024, are repealed on January 2, 2033.**

26       **(4) Section 52, chapter 110, Oregon Laws 2024, as amended by section  
27 5, chapter 530, Oregon Laws 2025, and section 2 of this 2026 Act, is re-  
28 pealed on January 2, 2033.**

29       **(5) Section 55, chapter 110, Oregon Laws 2024, as amended by section  
30 6, chapter 530, Oregon Laws 2025, is repealed on January 2, 2033.**

31       [(2)] **(6) Section 57, chapter 110, Oregon Laws 2024, as amended by section**

1 3 [*of this 2025 Act*], **chapter 341, Oregon Laws 2025, and section 7, chapter**  
2 **530, Oregon Laws 2025**, is repealed on January 2, 2033.

3 **(7) Section 58, chapter 110, Oregon Laws 2024, as amended by section**  
4 **8, chapter 530, Oregon Laws 2025, is repealed on January 2, 2033.**

5 **[(3)] (8) Section 2, chapter 341, Oregon Laws 2025, [of this 2025 Act] is**  
6 **repealed on January 2, 2033.**

7 **SECTION 4.** ORS 197.045 is amended to read:

8 197.045. The Land Conservation and Development Commission may:

9 (1) Apply for and receive moneys from the federal government and from  
10 this state or any of its agencies or departments.

11 (2) Contract with **or issue grants to** any public agency for the performance  
12 of services or the exchange of employees or services by one to the other  
13 necessary in carrying out ORS chapters 195, 196, 197 and 197A.

14 (3) Contract for the services of and consultation with professional persons  
15 or organizations, not otherwise available through federal, state and local  
16 governmental agencies, in carrying out its duties under ORS chapters 195,  
17 196, 197 and 197A.

18 (4) Perform other functions, **including issuing grants**, required to carry  
19 out ORS chapters 195, 196, 197 and 197A.

20 (5) Assist in development and preparation of model land use regulations  
21 to guide state agencies, cities, counties and special districts in implementing  
22 goals.

23 (6) Notwithstanding any other provision of law, review comprehensive  
24 plan and land use regulations related to the identification and designation  
25 of high-value farmland pursuant to chapter 792, Oregon Laws 1993, under  
26 procedures set forth in ORS 197.251.