

For Recording Stamp Only



Deschutes County Board of Commissioners
1300 NW Wall St., Bend, OR 97701-1960
(541) 388-6570 - Fax (541) 385-3202 - www.deschutes.org

MINUTES OF WORK SESSION

DESCHUTES COUNTY BOARD OF COMMISSIONERS

MONDAY, MARCH 23, 2015

Present were Commissioners Anthony DeBone, Alan Unger and Tammy Baney. Also present were Erik Kropp, Deputy County Administrator; Dave Doyle, County Counsel; James Lewis, Property & Facilities; Judith Ure, Administration; David Givans, Internal Auditor; Jane Smilie, Health Department; and three other citizens including media representative Ted Shorack of The Bulletin.

Chair DeBone opened the meeting at 1:30 p.m.

1. Discussion of Organizational Changes at Health Services.

Jane Smilie asked for a letter to support House Bill 2546 regarding inhalant delivery systems and its current easy availability to youth. This HB would bring equality to these products and typical tobacco products in regard to sales to minors.

BANEY: Move Board signature of the letter.

UNGER: Second.

VOTE: BANEY: Yes.

UNGER: Yes.

DEBONE: Chair votes yes.

Ms. Smilie advised the Board of some changes in the Health organization. She referenced the behavioral health portion and pointed out they have gotten very big. The changes she would like to see would be to address this issue. They would like to have four rather than three behavioral health program managers, which would not require a new FTE. The cost would be about \$10,000 to institute the change, which is needed since the current system is too big and unmanageable. She explained how the positions would be moved around to accommodate this.

Commissioner Baney asked about how far the layers might be from Ms. Smilie's oversight. Ms. Smilie said she is staying in the game; and realizes that the behavioral health side involves the majority of staff and funding. Each site will have a manager.

Erik Kropp stated that this work began before Scott Johnson retired. It was realized some time ago that reorganizational changes would be necessary.

Commissioner Baney asked about the Early Learning Division part and how that fits into WEBCO. Ms. Smilie stated that technically the manager reports to her, but the entire healthcare system is in flux and things could change.

2. Consideration of Signature of Document No. 2015-182, a Bargain and Sale Deed to Beth Shelter LLC (Bethlehem Inn).

James Lewis provided an overview of the agreement. Both parties are ready to close. There is a lot of paperwork on the Bethlehem Inn side of things. They paid \$50,000 into an escrow account and the rest will be due before April.

Commissioner Baney said that this was accomplished by a lot of great work and a continued investment to be able to serve the community, while riding out some difficult times. Chair DeBone stated they can celebrate all the hard work and results. Commissioner Unger is happy the County has been supportive. A lot of lessons were learned and there were some awkward moments.

Mr. Lewis said that he does not think there will be any further signatures needed, but someone should be designated to sign if that happens.

BANEY: Move signature of document No. 2015-182.

UNGER: Second.

VOTE: BANNEY: Yes.
UNGER: Yes.
DEBONE: Chair votes yes.

BANNEY: Move Chair signature of any other documents required to prepare for closing.

UNGER: Second.

VOTE: BANNEY: Yes.
UNGER: Yes.
DEBONE: Chair votes yes.

Commissioner Baney stated that the County is where it is today because it is prudent with money. Sometimes this means that others look to the County to save the day, but the County can only do so much without the cooperation of other agencies and partners. The cities receive tax dollars and funding as well that should also help people who live within the cities.

3. Update on Legislative Priorities.

Judith Ure went over the list of legislative priorities to garner feedback on how the Commissioners want them considered. (A copy of the list is attached for reference.)

Commissioner Baney asked to add as a 1, SB 648, a CCO bill to allow the region to work together; based on SB 204, which established the local system. It is specific to this region. It allows for regional work and reducing the amount of reporting of each county to the state. There is a hearing on April 6.

SB 516 could be a 1 or 2, relating to the Assessor's document recording fees. Commissioner Baney noted that it makes the way some of these dollars are spent more transparent. This is politically charged, with winners and losers, and some break even. The County pays in a significant amount for document recording fees but doesn't get much back. The State uses this money as gap funds. Many of the projects are in the more populated areas, so it is not determined by who paid in how much. She would like this as a 1 for now. Commissioner Unger would like to see everyone work together in the State. Commissioner Baney said the State has allowed the gap to increase to take advantage of this money.

Chair DeBone asked what the best resource is for him to get up to speed on the various bills. Ms. Ure said her breakdown of the bills is based on what the departments have tagged as important.

HB 3100 will move not SB 663. The Senate side allowed the house to move it. 516 may move, but not the House version. 3477 is not on the list, the CCO mental health pilot project bill. PAC is representing the other group. Commissioner Unger said it should be an oppose and a 2, and PAC needs to keep on top of it. It is a work-around contracting that already can occur in communities.

Regarding HB 3282, Nick Lelack said there is a hearing tomorrow and he would like a letter from the Board. In the UGB process now, there are three steps and they go to the City Council as a package. This bill is a sequencing bill to adopt the need first, then they may bet all the way through just to find out the need is not there. The City of Bend would like to utilize this in the current UGB. Thousand Friends supports additional checkpoints. The downside is a potentially longer timeframe. The hope is to take some of the heat off housing needs. Rep. Buehler is a sponsor. Commissioner Baney stated she'd like to change the language to what makes Mr. Lelack comfortable. She supports this as a 2.

HB 3431 relates to the Metolius TDO. Mr. Lelack said that there was a hearing last Thursday, and the, legislators are asking counties to opt in or not be included. Commissioner Baney asked what they would be opting into; there is too much unknown. There is a push to circumvent the local land use process and this could be one aspect. Legislators want a pathway, but the local entity needs to have a say. There is a proper way to do this. Mr. Lelack said that this might come before the Board at some point anyway.

The group decided to let those bills shown as a priority 2 to stand for now.

Ms. Ure stated some were added at a Commissioners' request just to monitor, especially those relating to gun control. There have not been any big changes.

Chair DeBone asked about HB 2072, regarding economic development. This in particular has to do with tax incentives and credits for the film industry. It affects mostly Deschutes, Clackamas, Lane and Multnomah counties. He is not sure of all that is involved but the AOC communications committee is working on it.

Regarding 3208, Mr. Lelack stated it will not receive a hearing, but the Board left it as a priority 1, opposed.

He said that 2894 has an amendment that ties into it, 3208. There is a hearing tomorrow. Chair DeBone said he is worried about 3477 also. Mr. Lelack asked if they need to take a position. Commissioner Baney said she would like to keep on top of this and clarify how it reads.

Ms. Ure said there are a few other new bills, and others being prioritized by departments. The Board would like to have this overview once more in the session.

4. Other Items.

Chair DeBone said that the La Pine Chamber of Commerce is hosting a series of educational meetings titled "5 for 5", for civic engagement in Newberry Country. One is scheduled for March 26. *(A copy of the flyer is attached for reference.)* He will be attending.

In regard to the Haner Park homeowners' messages, the Commissioners asked what is happening. Mr. Lelack stated that changing the forestland designation is a long process; and something that might help is amending the lot line requirements to allow for existing sheds, etc. The Planning Commission will address this in a work plan. Staff can prepare a letter with these ideas to go to the property owners.

Commissioner Unger wants to be sure this does not have unintended consequences. Mr. Lelack said that they could put narrow parameters on it.

Commissioner Unger said that the Deschutes Forest Collaborative would like to question or interview the Commissioners on video to be part of their new website and for outreach. So far, they have done 14 interviews.

Commissioner Baney said she has been asked to speak at a conference in May regarding substance abuse and behavioral health issues. The group generally deals with public lands but wants to push for something more.

Being no other items discussed, the meeting was adjourned at 4:15 p.m.

DATED this 8th Day of April 2015 for the
Deschutes County Board of Commissioners.



Anthony DeBone, Chair



Alan Unger, Vice Chair



Tammy Baney, Commissioner

ATTEST:



Recording Secretary



Deschutes County Board of Commissioners
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WORK SESSION AGENDA

DESCHUTES COUNTY BOARD OF COMMISSIONERS

1:30 P.M., MONDAY, MARCH 23, 2015

1. Discussion of Organizational Changes at Health Services – *Jane Smilie*

2. Consideration of Signature of Document No. 2015-182, a Bargain and Sale Deed to Beth Shelter LLC (Bethlehem Inn) – *Susan Ross, James Lewis*

3. Update on Legislative Priorities – *Judith Ure*

4. Other Items

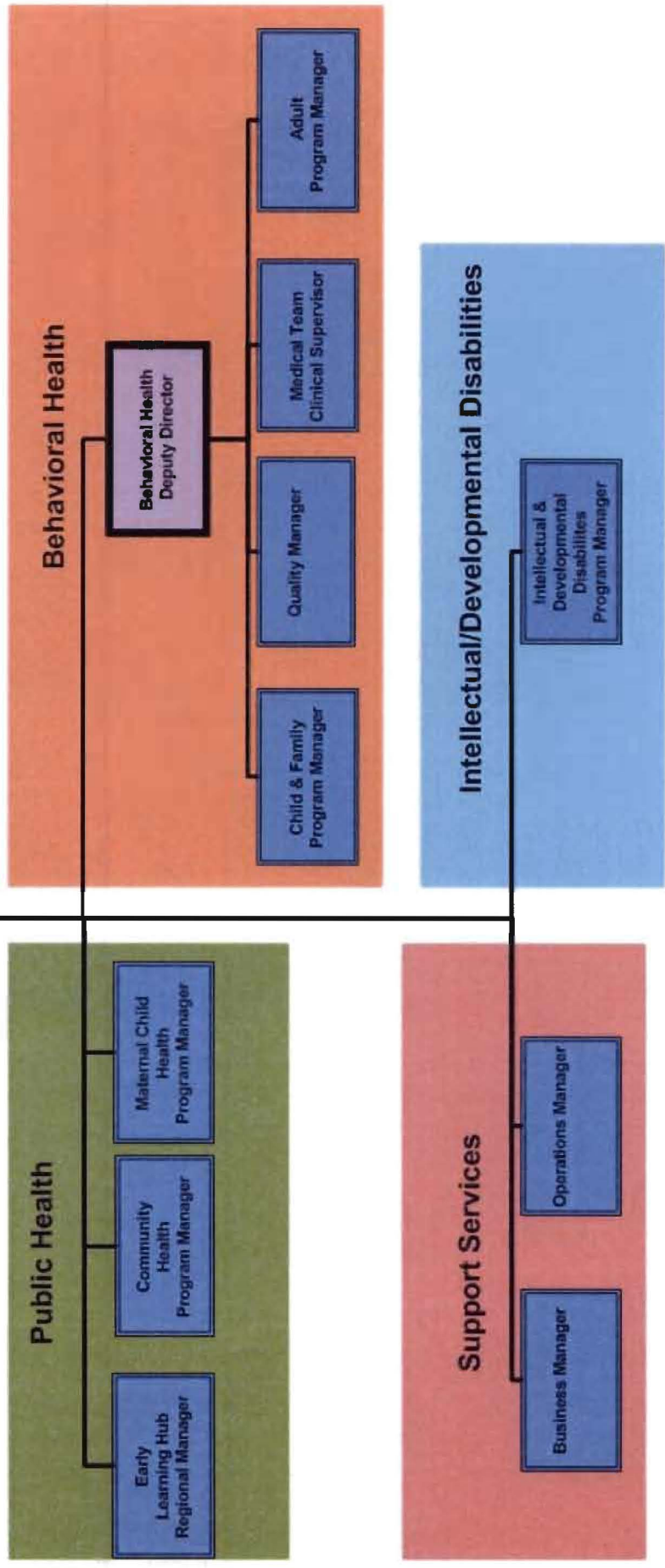
PLEASE NOTE: At any time during this meeting, an executive session could be called to address issues relating to ORS 192.660(2) (e), real property negotiations; ORS 192.660(2) (h), litigation; ORS 192.660(2)(d), labor negotiations; or ORS 192.660(2) (b), personnel issues; or other issues under ORS 192.660(2), executive session.

Meeting dates, times and discussion items are subject to change. All meetings are conducted in the Board of Commissioners' meeting rooms at 1300 NW Wall St., Bend, unless otherwise indicated. If you have questions regarding a meeting, please call 388-6572.

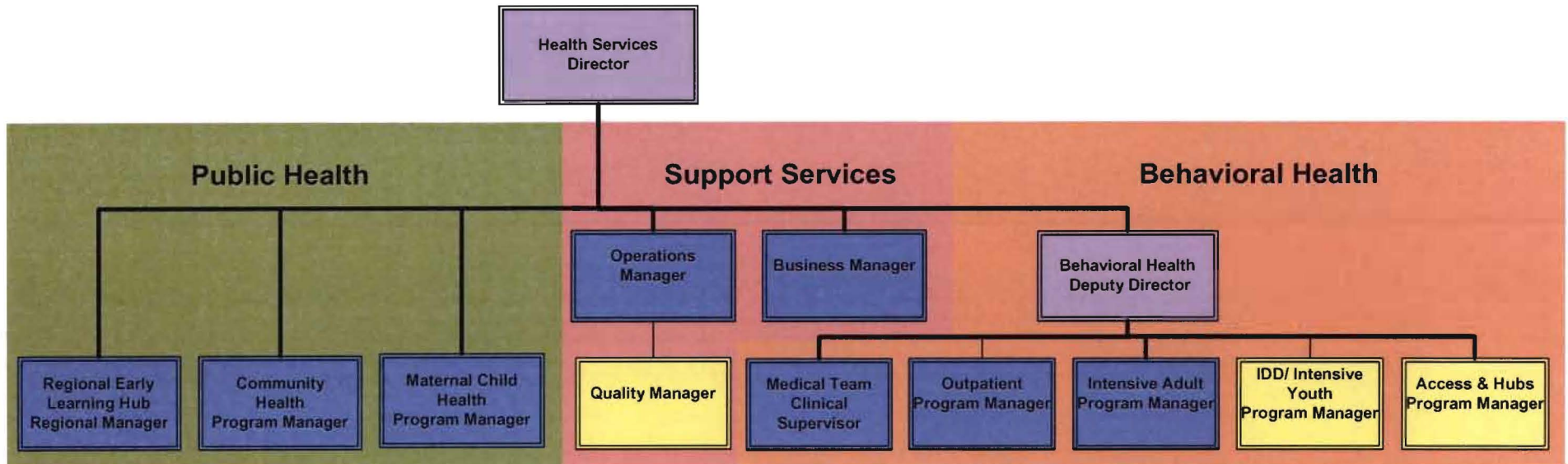
Deschutes County encourages persons with disabilities to participate in all programs and activities. This event/location is accessible to people with disabilities. If you need accommodations to make participation possible, please call (541) 388-6571, or send an e-mail to bonnie.baker@deschutes.org.

HEALTH SERVICES LEADERSHIP (CURRENT)

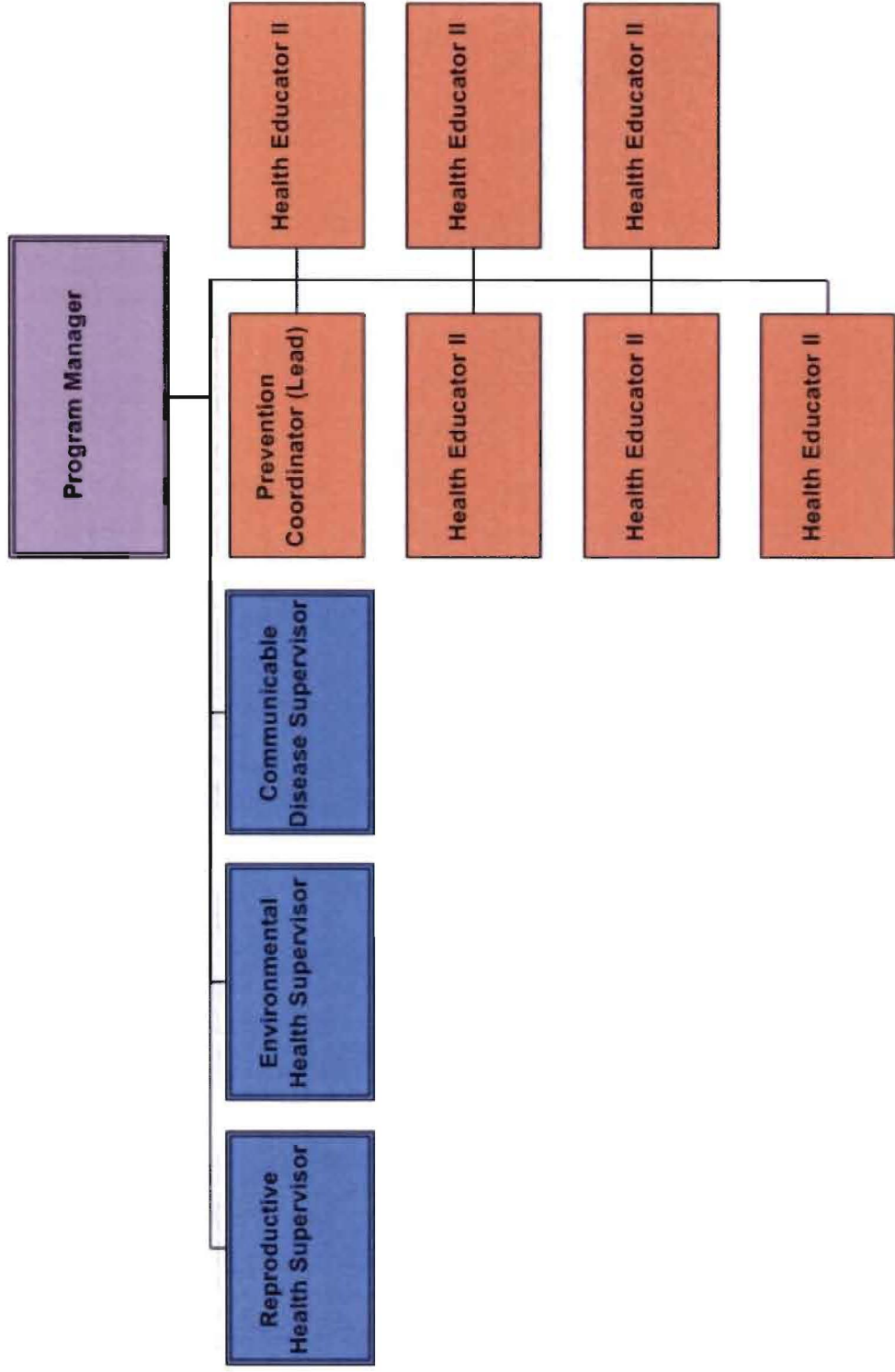
Health Services Director



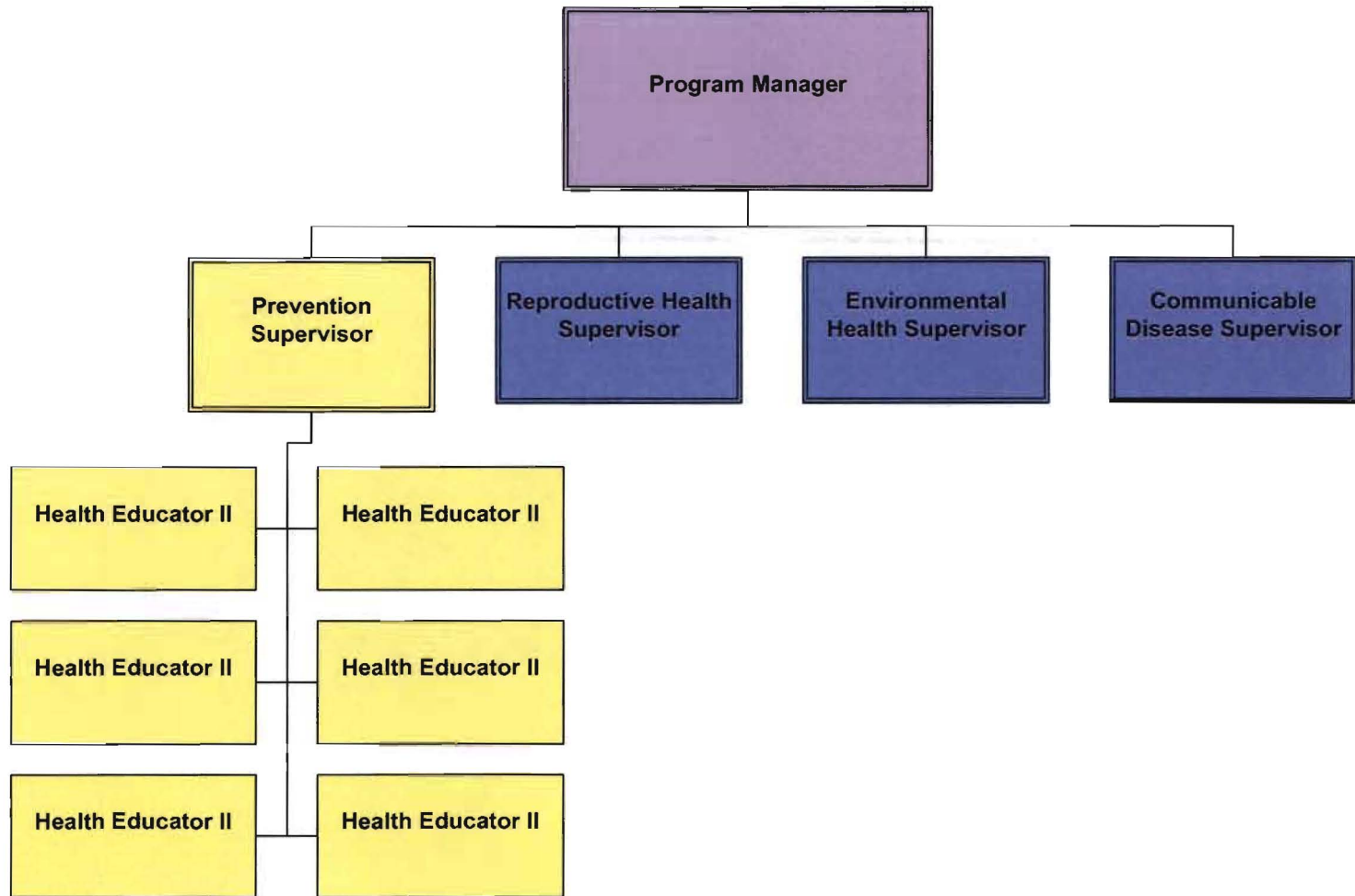
HEALTH SERVICES LEADERSHIP (Revised)



Community Health (Current)



Community Health (Revised)



2015 Legislative Session

Priority #1 and #2 Bills as of 03/18/2015

Bill Number	Summary	Department(s)	Priority*	Position**	Comments
HB 2833	Adds woody biomass to types of green energy technology for which contracting agency must set aside 1.5 percent of contract price to include in public building.	Forester Administrative Services	1	Support	Adds woody biomass as eligible use for 1.5% of public building set-aside. Commissioner DeBone is highly supportive (AS). State law required 1.5% of any new construction be dedicated to renewable energy. This bill adds biomass to the list of renewable energy options that could be used. This is a bill Deschutes County supported last session (F).
HB 3208	Modifies definition of “land use decision” to exclude decisions pertaining to construction, operation, maintenance or improvement of water delivery infrastructure that are made by districts for irrigation, drainage, water improvement or water control.	Community Development	1	Oppose	Eliminates all local land use authority over water/irrigation district-related issues. Goes further than the concept previously discussed by Nick Lelack and Commissioner Baney.
HB 3379	Limits amount of appeal fee that city or county may charge for quasi-judicial review of city or county decisions on land use application.	Community Development	1	Oppose	Companion bill to SB 359. (CD)
SB 0133A	Allows Department of Consumer and Business Services to make system for electronic access to building code information available for other purposes.	Community Development	1	Support	(CD)
SB 0359	Limits amount of appeal fee that city or county may charge for quasi-judicial review of city or county decisions on land use application. Requires city or county to refund appeals fee and transcript fee when appellate authority of city or county declines to review decision. Prohibits city or county from charging fee for appeal of final decision of city or county to Land Use Board of Appeals.	Community Development Finance	1	Oppose	Limits amount of appeal fee (10% of application or \$1,000, whichever is less) that city or county may charge for quasi-judicial review of city or county decisions on land use application. Prohibits city or county from charging fee for appeal of final decision of city or county to Land Use Board of Appeals (CD).
SB 0516	Requires Housing and Community Services Department to dedicate and use portion of moneys deposited in certain housing accounts from County Assessment and Taxation Fund for benefit of county from which fees deposited into fund were charged and collected.	Assessor’s Office Administrative Services	1 or 2	Support	Sen Knopp’s bill that requires recording fees collected for affordable housing go back to the county in which they were collected (AS).
HB 2015	Directs Department of Human Services, in consultation with Early Learning Division and	Health Services	2	Support	Expands Employment Related Day Care (ERDC). Directs DHS, in consultation with Early Learning

	Office of Child Care, to adopt rules for subsidy programs for employment-related child care that, at minimum, provide for one year of eligibility regardless of change in employment, permit students enrolled in coursework and self-employed persons to receive subsidized employment-related child care, and provide for reduced copayments and incentive payments when child care provider meets specified minimum standards under tiered quality rating and improvement system. Permits Office of Child Care to perform inspections of premises of family child care providers when required under federal law.				Division and Office of Child Care, to adopt rules for subsidy programs for employment-related child care.
HB 2132	Allows county that collects forest protection district assessment or surcharge to retain percentage of collected moneys for purpose of paying county administrative costs.	Assessor's Office	2	Support	This is an Assessors Association bill that allows assessor/county to recoup cost from additional administrative cost for ODF forest patrol assessments and related work (AO).
HB 2161	Authorizes county to charge fee not to exceed actual cost to county of recording certain instruments. Declares emergency, effective on passage.	Clerk's Office	2	Oppose	When recording fees change, it takes months for national corporations to adjust fees for documents already in the "recording pipeline". Documents are rejected and returned due to incorrect recording payments. A system that potentially changes fees annually is not cost effective and negatively impact customers when transactions and funding stalls.
HB 2235	Limits review by Land Use Board of Appeals of land use decisions and limited land use decisions changing comprehensive plans and land use regulations to issues raised during local planning process. Requires Department of Land Conservation and Development to study requirements for citizen involvement in local land use planning to identify changes that can reduce potential for appeals by ensuring more effective involvement in local land use planning. Declares emergency, effective on passage.	Community Development	2	Support	Changing goal post rule to apply to legislative amendments.
HB 2287	Authorizes issuance of lottery bonds for transportation projects funded from Multimodal Transportation Fund. Specifies allocation of lottery bond proceeds. Declares emergency, effective on July 1, 2015.	Finance Community Development Road	2	Support	Authorizes issuance of lottery bonds for transportation projects funded from Multimodal Transportation Fund (CD). Connect Oregon. One of the few transportation programs which does not use state highway fund (gas tax) (R). Community Development defers to Road (CD).
HB 2337	Modifies number of circuit court judges in certain judicial districts. Declares emergency, effective on passage.	Legal Counsel District Attorney's Office	2	Neutral	Oppose unless bill amended to add a judge for Deschutes County (DA). Neutral until further information is available (BOCC).

HB 2339	Requires court to appoint interpreter and provide appropriate assistive communication device when necessary for crime victim who seeks to exercise certain constitutional rights in open court. Prohibits court from charging fee for appointment of interpreter for crime victim. Declares emergency, effective on passage.	District Attorney's Office Justice Court	2	Support	Support, but urge legislature to increase funding to the courts to cover the additional costs to implement the bill (DA).
HB 2348	Provides honorably retired law enforcement officers with protections provided to Oregon concealed handgun license holders.	BOCC	2	Monitor	
HB 2355	Increases certain fees charged by justice courts.	Justice Court	2		Increases small claims fees that may be charged by Justice Courts. Current fee level only covers 1/6 of cost of Deschutes JC small claims. Increased fees would still be less than allowed for circuit court.
HB 2424	Authorizes employees of Department of Corrections, State Board of Parole and Post-Prison Supervision and Oregon Corrections Enterprises who work in department building to store personal handgun and ammunition in vehicle.	BOCC	2	Monitor	
HB 2529	Exempts certain transferors of firearms from requesting criminal history record check if purchaser or recipient has concealed handgun license.	BOCC	2	Monitor	
HB 2482	Requires Department of Revenue to appraise industrial property if improvements have real market value of more than \$1 million, unless appraisal delegated to county upon request of county assessor. Provides that delegation of appraisal continues for minimum of five consecutive assessment years and thereafter until county assessor requests department to resume appraisal responsibility. Provides that appeal of correction pertaining to state-appraised industrial property must be brought in tax court. Takes effect on 91st day following adjournment sine die.	Assessor's Office	2	Support	Assessor/DOR bill to allow for counties flexibility to appraise lg industrial properties if they choose.
HB 2483A	Clarifies that right of any other party to seek determination of total real market value of unit of property or real market value of components of tax account or unit of property applies in appeals of accounts constituting unit of property.	Assessor's Office	2	Support	(AO)
HB 2484	Extends due date to March 15 for filing of certain property tax returns. Eliminates	Assessor's Office	2	Support	DOR bill – should help by making consistent filing deadlines for personal property and M&E.

	extensions. Applies to returns required to be filed for property tax years beginning on or after July 1, 2016. Takes effect on 91st day following adjournment sine die.				
HB 2487	Requires correction of maximum assessed value due to correction of square footage of property to be proportional to change in real market value of property that is due to correction of square footage. Takes effect on 91st day following adjournment sine die.	Assessor's Office	2	Support	DOR bill to allow for adjustments in sq footage changes in MAV based on value instead of size
HB 2540	Modifies definition of "public works." Classifies exemption from ad valorem property taxation as funds of public agency for purpose of requiring payment of prevailing rate of wage. Requires public agency that procured contract for public works or sponsor of enterprise zone in which public works is located, as appropriate, to receive certified statements. Declares emergency, effective on passage.	Property & Facilities Road	2	Oppose	Negates some of the value of an enterprise zone by driving up cost of construction projects (R).
HB 2544	Requires issue subject to collective bargaining during term of collective bargaining agreement that is not resolved through negotiation or mediation to be resolved through binding arbitration. Prohibits public employees from striking when issue subject to collective bargaining during term of collective bargaining agreement is subject to binding arbitration.	Personnel Legal Counsel	2	Oppose	Possible fiscal and operational impact (P). Would result in strike-prohibited, binding arbitration.
HB 2546	Defines inhalant delivery system. Amends laws concerning sale of tobacco products to, and use of tobacco products by, minors so those laws equally apply to inhalant delivery systems.	Health Services	2	Support	E-Cigarettes Regulation. Defines "inhalant delivery system;" is a CLHO Priority #1. Amends laws concerning sale of tobacco products to, and use of tobacco products by, minors so those laws equally apply to inhalant delivery systems. Passed on the House Floor on 03/02/15 (56-2). Goes to Senate.
HB 2829	Modifies provisions authorizing private parks in exclusive farm use zones.	Community Development	2	Neutral	Addresses whether weddings/receptions are passive or active outdoor recreation.
HB 2836	Provides hours of service credit for vesting purposes and retirement credit to member of Oregon Public Service Retirement Plan who receives workers' compensation disability payments and later returns to employment with participating public employer.	Personnel	2	Neutral	(P)
HB 2908	Brings Oregon law into compliance with federal Preventing Sex Trafficking and Strengthening Families Act of 2014.	Sheriff's Office District Attorney's Office	2	Support	

HB 2915	Establishes credit against personal income taxes for purchase of qualifying gun safes.	BOCC	2	Monitor	
HB 3051	Provides persons licensed to carry concealed handgun in another state with protections provided to persons with Oregon concealed handgun license.	BOCC	2	Monitor	
HB 3093	Provides persons licensed to carry concealed handgun in another state with protections provided to persons with Oregon concealed handgun license if other state has no less stringent handgun competency requirement than Oregon.	BOCC	2	Monitor	
HB 3097	Makes inquiring after applicant's conviction history and certain activities related to conducting criminal records check on prospective employee unlawful employment practice.	Personnel	2	Oppose	Limits the County's ability to perform due diligence in background check for applicants. (EK)
HB 3100	Changes governmental framework for conducting public health activities in this state and for providing public health services to residents of this state.	Health Services	2	Support	Changes governmental framework for conducting public health activities and for providing public health services to Oregon residents. CLHO is working to incorporate Task Force on the Future of Public Health Services and Legislative Concept 1231 recommendations into this bill. Mirrors SB 663.
HB 3120	Directs Department of Transportation to create program by which certain persons may apply for reduction or waiver of moneys owed to department.	Road			CDD defers to Road Dept. (CD).
SB 0015	Removes six-month county residence requirement for legal resident applicant for concealed handgun license.	BOCC	2	Monitor	
SB 0027	Resolves certain contradictory provisions applicable to duties of county clerk. Eliminates biannual duty of county to examine financial books and papers of county clerk, clerk of county court, treasurer and sheriff. Requires purchaser to record sheriff's certificate of execution sale in County Clerk Lien Record.	Clerk's Office	2	Support	OACC's recording housekeeping.
SB 0028	Clarifies that county clerk may use elector's registration record, rather than physical registration card, to authenticate signatures. Permits elections official to deliver form updating information on members of district boards by method other than certified mail.	Clerk's Office	2	Support	OACC bill.
SB 0029	Establishes procedures for electing precinct committee persons. Requires one	Clerk's Office	2	Support	OACC bill.

	committeeperson for every 250 electors, rather than for every 500 electors, who are registered in precinct. Provides that write-in candidate may be eligible for election to precinct committeeperson position if no other candidate for position exists. Requires write-in candidate to signify acceptance of successful write-in candidacy before primary election, rather than after election.				
SB 0056	Directs Secretary of State to maintain Statewide Lien Register. Allows state agencies that have authority to issue warrants to transmit notice of lien to Secretary of State for filing in register. Specifies effect of filing notice of lien. Allows state agencies to amend notice of lien. Allows state agencies to release, subordinate, or extend lien. Requires state agencies to release lien when debt on which warrant is based is satisfied. Allows Secretary of State to specify format for notice or certificate of extension and manner in which state agencies transmit notice or certificate for filing in register.	Clerk's Office Finance	2	Oppose	Lien Registry – could lead to all liens and their fees going to the state. Will have significant impacts on a number of recording related funding, including A&T CAFFA. Based on last year, would reduce CAFFA monies in excess of \$20,000 in Deschutes County.
SB 0067	Changes certain ballot markings from “Presidential only” to “Federal only.”	Clerk's Office	2	Support	
SB 0173	Authorizes person licensed to carry concealed handgun to present valid license instead of providing firearm to peace officer for examination when possessing firearm in public building.	BOCC	2	Monitor	
SB 0210	Allows applicant to obtain expedited review of certain applications by filing request and paying fee. Establishes deadlines for performing expedited review of application. Allows entity performing expedited review of application to contract with state agency, city or county if assistance or recommendation of agency, city or county is necessary to review application. Limits compensation under contract.	Community Development	2	Oppose	Allows applicant to obtain expedited review of certain applications by filing request and paying fee. For counties, it pertains to review of an application for a comprehensive plan amendment. An entity shall complete expedited review of the application no later than 120 days after receiving the application. The bill does not specify the fee. Allows local governments to contract out the services.
SB 0213	Requires Early Learning Council to develop metrics for funding Early Learning Hubs. Permits council to require matching funds from Early Learning Hub that receives funding. Directs council to oversee and administer delivery of early learning services	Health Services	2	Support	Makes EL Hubs permanent (removes demonstration project language). Permits council to require matching funds from Early Learning Hubs. Directs council to oversee and administer delivery of early learning services and to regionalize service administration for communities not served by Early Learning Hub.

	and to regionalize service administration for communities not served by Early Learning Hub. Declares emergency, effective on passage.				
SB 0214	Makes calculation of aggregate days membership for kindergarten students contingent on early reading program. Establishes Kindergarten Through Grade Three Reading Initiative Program to assist community-based organizations and tribes of this state with entering into partnerships with school districts to implement early reading programs in summer or before or after school. Establishes Kindergarten Through Grade Three Reading Initiative Account. Declares emergency, effective July 1, 2015.	Health Services	2	Support	Early Literacy Initiative.
SB 0245	Modifies purposes for assessing, and authorized uses of, solid waste facility permit fees.	Solid Waste Finance	2	Neutral	Concern with provisions to allow future fee increases based on CPI. Current language has annual CPI values cumulative from year to year. County would move to supporting this legislation if amended to eliminate cumulative effect of annual CPI. AOC is in support of this bill as written.
SB 0263	Adds program elements to opportunity to recycle. Modifies program elements and program element requirements. Updates statewide goals for recovery of materials from general solid waste stream for calendar years 2020 and 2025 and subsequent years. Establishes specific statewide recovery goals for certain materials. Updates waste generation goals for calendar years 2025 and 2050 and subsequent years. Updates wasteshed recovery goals. Allows Environmental Quality Commission to revise goals under certain conditions. Directs commission to develop and adopt alternative method for calculating recovery rates based on rate of energy savings achieved through recovery of materials. Authorizes commission to adopt other alternative calculation methods under certain conditions. Authorizes wastesheds to base recovery rate calculations on weight-based or alternative methods adopted by commission. Eliminates two percent recovery credits on wasteshed recovery rates. Reduces required frequency of statewide solid waste	Solid Waste	2	Support	Consistent with AOC position.

	composition study to once every three biennia. Requires Department of Environmental Quality to conduct statewide survey of recovery rates for certain materials for calendar year 2020. Requires department to report to interim committee of Legislative Assembly by September 15, 2022, if goals are not being achieved.				
SB 0299	Changes states in which residents of Oregon may lawfully obtain long guns for transport into Oregon from contiguous states to all other states.	BOCC	2	Monitor	
SB 0385	Adds justice court and municipal court to definition of court facility in which firearms and other weapons are prohibited except in specified circumstances.	Justice Court BOCC	3 2	Support Monitor	(JC)
SB 0415	Prohibits distributing, selling or allowing to be sold flavored tobacco products or flavored inhalant delivery system products in this state.	Health Services	2	Support	Prohibits flavored tobacco from being distributed, sold or allowing to be sold.
SB 0416	Requires payment of fee for smoke shop certification, renewal of smoke shop certification, transfer of smoke shop certification and relocation of smoke shop. Requires smoke shops certified under current criteria to renew certification every five years. Becomes operative January 1, 2016. Declares emergency, effective on passage	Health Services	2	Support	Imposes fees on entities subject to ICAA; requires payment of fee for smoke shop certification, renewal, transfer, and relocation.
SB 0417	Requires premises where person makes retail sales of tobacco products and inhalant delivery systems to be licensed by Oregon Liquor Control Commission.	Health Services	2	Support	Requires retailers to be licensed by OLCC and a fee for that license. Will not have hearings or actions until HB 2546 moves forward.
SB 0440	Requires Oregon Health Policy Board to establish Health Plan Quality Metrics Committee to develop health outcome and quality measures for coordinated care organizations and plans offered by Public Employees' Benefit Board and Oregon Educators Benefit Board. Eliminates metrics and scoring committee. Declares emergency, effective on passage.	Health Services	2	Support with Amendment	This committee should have a public health representative to bring expertise in population health improvement. Will support CLHO's efforts to strengthen public health aspect of bill.
SB 0442	Directs Oregon Health Authority to adopt by rule schedule requiring submission of document to school administrator for purposes of declining immunization if document on record does not include signature of health care practitioner verifying that parent has	Health Services	2	Support	Removes the non-medical exemption for vaccines; is a CLHO Priority #2. Has three amendments, which would delete the non-medical exemptions for vaccinations and only allow a medical exemption from a licensed provider for enrollment in school or day care centers.

	reviewed risks and benefits of immunization or certificate verifying that parent has completed vaccine educational module. Declares emergency, effective on passage.				
SB 0491	Provides that state contracting agency may not prequalify prospective bidder or proposer for public contract for goods or services, or for public improvement contract, if prospective bidder or proposer employs 40 or more workers and if public contract has estimated contract price that exceeds \$500,000, unless prospective bidder or proposer submits certificate that shows completion of training program for compliance with pay equity provisions of state law.	Property & Facilities Road Legal Counsel	2	Oppose	A change as to how local governments can prequalify bidders for public projects. Employers with 40 or more employees for projects exceeding \$500k cannot be pre-qualified unless they provide proof that their employees have received pay equity training. Would require us to make sure this is part of our bidding process (PF).
SB 0528	Provides persons licensed to carry concealed handgun in another state with protections provided to persons with Oregon concealed handgun license.	BOCC	2	Monitor	
SB 0579	Requires state contracting agency that awards public improvement contract with contract price of more than \$5 million to require contractor to employ apprentices to perform 10 percent of work hours on public improvement that workers in apprenticeable occupations perform.	Property & Facilities Road Legal Counsel	2	Oppose	Requires that in order to contract for jobs exceeding \$1 million estimated cost, local government must ensure that contractor will use apprentice labor for at least 10% of the work hours.
SB 0636	Reduces required age for concealed handgun license applicant to 18 years of age if applicant is service member.	BOCC	2	Monitor	
SB 0663	Changes governmental framework for conducting public health activities in this state and for providing public health services to residents of this state.	Health Services	2	Support	Changes governmental framework for conducting public health activities and for providing public health services to Oregon residents. CLHO is working to incorporate Task Force on the Future of Public Health Services and Legislative Concept 1231 recommendations into this bill. Mirrors HB 3100.
SB 0668	Provides that right and privilege to construct, maintain, or operate water, gas, electric, or communication service line, fixture, or other facility along public roads, free of charge, does not extend to county roads.	Road	2	Support	This is the AOC bill which enables counties to establish franchise fees for utilities – similar to that of cities. I am very much in favor of this bill as it could translate into a local funding source which we have been restricted from pursuing due to state law (R).
SB 0723	Exempts certain transferors of firearms from requesting criminal history record check if purchaser or recipient has concealed handgun license.	BOCC	2	Monitor	
SB 0724	Provides persons licensed to carry concealed handgun in another state with protections	BOCC	2	Monitor	

	provided to persons with Oregon concealed handgun license if other state has no less stringent requirements for obtaining license than Oregon.				
SB 5505	Directs distribution of moneys from Criminal Fine Account. Declares emergency, effective July 1, 2015.	Community Justice District Attorney's Office Sheriff's Office	2	Support	Support the bill. Unsure at this time if the allocations are sufficient (DA).
HB 2830	Modifies time period for local government to take action on application for permit, limited land use decision or zone change after remand based on final order of Land Use Board of Appeals.	Community Development	2 or 3	Support	Provides 120 days to address LUBA remand rather than current 90 day requirement. Sponsored by Rep. Helm, supported by Rep. McLane (CD).
HB 2959	Requires Housing and Community Services Department to dedicate and use portion of moneys deposited in certain housing accounts from County Assessment and Taxation Fund for benefit of county from which fees deposited into fund were charged and collected.	Assessor's Office Administrative Services	3 2	Neutral Support	(AO) Should discuss with Board (EK).
HB 3282	Requires Director of Department of Land Conservation and Development at city request to approve or remand sequential phases of work task related to potential amendment of urban growth boundary.	Community Development	2 or 3	Support	Provides certainty for cities in UGB amendment processes – throughout the process rather than all or nothing when the final UGB amendment proposal is submitted to DLCDC. (CD)
HB 3431	Extends deadline for owner of Metolius resort site to notify Department of Land Conservation and Development that owner has elected to seek approval of small-scale recreation community.	Community Development	2 or 3	Neutral	Deschutes County is an eligible receiving county for Metolius TDOs as proposed in this bill. (CD)

*** Prioritization Guidelines:**

- #1: County has initiated and/or is leading efforts to advocate for or oppose the bill.
- #2: County is coordinating with another lead agency and will provide support through testimony, letters of support/opposition, or other assistance if needed.
- #3: County is monitoring the bill, but is not actively involved in lobbying efforts.
- #4: County has no interest in the bill and no need to monitor it further.

**** Position Options:** Support, Oppose, or Neutral

March 20, 2015

Representative Brian Clem, Chair
House Committee on Rural Communities, Land Use and Water
900 Court St. NE, H-284
Salem, Oregon 97301

RE: Support for HB 3282

Dear Chair Clem and Members of the Committee:

The Deschutes County Board of Commissioners supports HB 3282 and the sequential phasing of the different needs analyses that support urban growth boundary amendments.

The City of Bend has undertaken extensive and we believe an incredibly effective process aimed at justifying an expansion of its UGB. The certainty that would come along with ability to phase the approval of their needs analyses, or even simply separate the needs analysis from the boundary expansion process would help ensure that their hard work on this issue will lead to a successful outcome.

As you know, counties are tasked with working together with cities in support of UGB expansion. And we feel that it's important for you to understand that from our perspective, sequential approval would help of benefit our partners at the City of Bend in addressing their future land needs.

We urge your support of HB 3282 and thank you for your consideration.

Sincerely,

House Bill 3282

Sponsored by Representative BUEHLER; Representatives DAVIS, GILLIAM, Senators BEYER, JOHNSON

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure as introduced.

Requires Director of Department of Land Conservation and Development at city request to approve or remand sequential phases of work task related to potential amendment of urban growth boundary.

A BILL FOR AN ACT

1
2 Relating to local legislative review of urban growth boundaries; creating new provisions; and
3 amending ORS 197.626.

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

5 **SECTION 1.** ORS 197.626, as amended by section 6, chapter 92, Oregon Laws 2014, is amended
6 to read:

7 197.626. (1) A local government shall submit for review and the Land Conservation and Devel-
8 opment Commission shall review the following final land use decisions in the manner provided for
9 review of a work task under ORS 197.633, **subject to subsection (2) of this section:**

10 (a) An amendment of an urban growth boundary by a metropolitan service district that adds
11 more than 100 acres to the area within its urban growth boundary;

12 (b) An amendment of an urban growth boundary by a city with a population of 2,500 or more
13 within its urban growth boundary that adds more than 50 acres to the area within the urban growth
14 boundary;

15 (c) A designation of an area as an urban reserve under ORS 195.137 to 195.145 by a metropolitan
16 service district or by a city with a population of 2,500 or more within its urban growth boundary;

17 (d) An amendment of the boundary of an urban reserve by a metropolitan service district;

18 (e) An amendment of the boundary of an urban reserve to add more than 50 acres to the urban
19 reserve by a city with a population of 2,500 or more within its urban growth boundary; and

20 (f) A designation or an amendment to the designation of a rural reserve under ORS 195.137 to
21 195.145 by a county, in coordination with a metropolitan service district, and the amendment of the
22 designation.

23 **(2) When reviewing an amendment of an urban growth boundary under subsection (1)(b)**
24 **of this section and ORS 197.295 to 197.314:**

25 **(a) At the request of and in coordination with the city, the Director of the Department**
26 **of Land Conservation and Development shall parse work tasks in a manner that allows the**
27 **department to issue final orders approving or remanding sequential phases required for**
28 **completion of the work tasks, including a final order approving:**

29 **(A) An inventory of buildable lands and an opportunities analysis under a goal relating**
30 **to economic activities or an inventory of buildable lands and a needs analysis under a goal**
31 **relating to housing needs.**

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 (B) An estimation of the land need under a goal relating to economic activities.

2 (C) Any response to the department regarding approval of the estimation of land need,
3 including changes proposed to comprehensive plan designations or land use zones.

4 (b) The director shall take action on each sequential phase of a work task described in
5 paragraph (a) of this subsection not later than 90 days after the local government submits
6 the phase for review unless the local government waives the 90-day deadline or the com-
7 mission grants the director an extension.

8 (c) If the director does not take action within the time period required by paragraph (b)
9 of this subsection, the sequential phase of the work task is deemed approved.

10 (d) The director may approve or remand a sequential phase of a work task or refer the
11 phase of the work task to the commission for a decision. A decision by the director to ap-
12 prove or remand a phase of the work task may be appealed to the commission.

13 (e) The director shall provide a letter to the local government certifying the approval of
14 each sequential phase of a work task unless an interested party has filed a timely objection
15 to the phase of the work task, consistent with administrative rules for conducting periodic
16 review.

17 [(2)] (3) When the commission reviews a final land use decision of a metropolitan service district
18 under subsection (1)(a), (c), (d) or (f) of this section, the commission shall issue a final order in
19 writing within 180 days after the commission votes whether to approve the decision.

20 [(3)] (4) A final order of the commission under this section may be appealed to the Court of
21 Appeals in the manner described in ORS 197.650 and 197.651.

22 **SECTION 2.** The amendments to ORS 197.626 by section 1 of this 2015 Act apply to a
23 legislative review of an urban growth boundary under ORS 197.295 to 197.314 that has not
24 become acknowledged on or before the effective date of this 2015 Act, without regard to
25 whether the legislative review was initiated on, before or after the effective date of this 2015
26 Act.

27

*Promoting civic engagement to build a bright future **

5 for 5

**Thursday, March 26, 2015 - 11:30 am to 1:00 pm
La Pine Community Center - 16405 1st Street**

Education

Guest speakers include Carol O'Casey - Adult Education Coordinator of La Pine Park and Recreation District, Dr. Shirley Metcalf President of Central Oregon Community College, Jim Boen Bend-La Pine Schools South County Administrator, and Todd Dunkelberg Director of Deschutes Public Library.

Save the date!

April 23, 2015 - Health and Human Services:
La Pine Community Health Center, St. Charles,
Ambulance Service Providers, Deschutes County Health
Dept.

May 21, 2015 - Newberry Arts & Culture:
Rodeo, Frontier Days, City of La Pine, Sunriver

* cost is \$20 and lunch is provided by Harvest Depot

*Please rsvp! To register for any of the "5 for 5" events,
call the La Pine Chamber of Commerce today at 541-536-9771.*

Deschutes County Commissioner Tony DeBone