

W. G. A.

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO.

I IN THE MATTER OF ADOPTING POSITIONS ON
I LEGISLATIVE ISSUES DURING THE 75TH
I LEGISLATIVE SESSION

WHEREAS, Lane County has a keen interest in state legislative activities, and;

WHEREAS, Lane County Government employs an Intergovernmental Relations Manager for the purpose of advocating on behalf of Lane County government at the Oregon Legislature, and;

WHEREAS, the Lane County Board of County Commissioners wishes to communicate their positions on legislative issues to the public and other elected officials, and;

WHEREAS, the Legislative Committee is the established standing committee which exists to fully inform the Lane County Board of Commissioners in a timely fashion on legislative issues, and;

WHEREAS, it has previously been resolved that the Legislative Committee will forward its recommendations to the Board of County Commissioners for final approval by the Board of County Commissioners on an as-necessary basis.

NOW, THEREFORE, be it resolved that the Lane County Board agrees to the slate of positions illustrated in Attachment A, and;

BE IT FURTHER RESOLVED, that this Board Order will officially represent the will of the Board of County Commissioners and may be used by the Intergovernmental Relations Manager to communicate their position to Oregon legislators during the 75th Legislative session.

DATED this _____ day of May, 2009

Pete Sorenson, Chair
Lane County Board of Commissioners

Attachment A
 Lane County, Oregon
 Board of County Commissioners
 Spreadsheet for Legislative Review
 75th Oregon Legislature
 May 13, 2009

Item #	Priority # (1-3)	House-Senate	Bill #	Reviewer	Recommendation	Bill Summary	Staff's Analysis
1	1	House	3466	Burger / Rockstroh	Support	Requires Department of State Police to create medical health database to aid law enforcement agencies in assisting persons with mental illness in obtaining services. Authorizes community mental health and developmental disabilities program director to enter and remove information from database. Requires Department of Public Safety Standards and Training to include at least one hour of training in use of database for certification as police officer.	
2	1	House	2230	Miller	Support	Excludes from definition of 'land use decision' local government decision that state agency permit is consistent with statewide land use planning goals and compatible with acknowledged comprehensive plan when local government decision is based on prior local approval of permit for substantially same action. Directs Land Conservation and Development Commission to update and improve coordination of land use decision-making between state agencies and local governments.	Clarifies that a land use decision does not include a land use compatibility statement for which a land use decision approving the use or activity has already been made or is a use that does not require review under the Comp Plan and land use regulations implementing the Plan. Directs LCDC to update and improve land use coordination between state and local agencies.

3 1 House 2229 A Miller

Update - Support

Provides that county may conduct legislative review of county lands to determine whether lands planned and zoned are consistent with definitions of "agricultural lands" or "forest lands" for purposes of correcting mapping errors and updating designations of farmlands and forestlands. Requires county to submit decisions on planning and rezoning designations to Department of Land Conservation and Development for review. Provides that county, if in conjunction with at least one other local government, may enter into collaborative regional problem-solving process with certain public bodies. Requires county to submit proposed work scope and participant list to Land Conservation and Development Commission for approval.

Establishes main principles for state land use system. Expands authorities for regional land use planning. Authorizes establishment of regional definitions of 'agricultural land' and 'forest land' for purposes of land use goal setting. Directs Land Conservation and Development Commission to carry out policy-neutral review and audit of land use system to reduce complexity. Provides for state strategic plan integrating land use, transportation and economic development priorities.

4 2 House 2424 A Miller

Support

Includes removal of noxious weeds as part of Oregon Adopt-a-Highway Program.

This is a Bill aimed at having the existing "Adopt a-road" add language that allows for people to adopt a section of road to assist in managing the spread and control of noxious weeds along State Highways. This increase the public's awareness of the problem of noxious weeds, and provides for a State funded program that could help in controlling the spread of these plants. The language in the Bill is an and/or, so it does not mandate that litter pick-up groups have to control noxious weeds.

5 2 Senate 915 A Miller

Support

Requires municipality that administers building inspection program under state building code to assess violation of program as civil penalty. Requires municipality to provide notice of violation and municipal administrative process before assessing penalty.

Requires municipal building inspection penalties to be assessed as civil penalties. Requires that notice be provided to civil penalty recipient. Limits amount of municipal civil penalty to no more than amount authorized in the state building code.

9 1 Senate 177 A Rockstroh Support

Changes name of State Board of Clinical Social Workers to State Board of Licensed Social Workers. Provides for registration of social workers with baccalaureate degrees and for licensing of social workers with master's degrees. Provisions relating to registration of baccalaureate social workers and licensing of master's social workers become operative on January 1, 2011. Exempts certain persons from licensure and certification requirements for practice of clinical social work. Increases civil penalty for certain violations of social worker regulatory statutes from \$1,000 to \$3,000 per violation. Permits board to impose civil penalty of up to \$5,000 on certain persons who practice or present themselves as qualified to practice clinical social work without license or certificate.

This bill, without the proposed amendment, could make it difficult for almost 50% of the staff working in public mental health to continue to provide the services they provide, and would drive up the costs of doing business. The concern hinges around being careful that the bill does not prevent Qualified Mental Health Professionals (as defined in OAR 309-016) who are certified by the Local Mental Health Authority (the County Commissioners) from being able to continue to provide the types of services they do for public sector clients. Many staff working in Community Mental Health settings are certified as QMHPs, but they are not required to be licensed.

10 1 House 2287 A Richardson Monitor

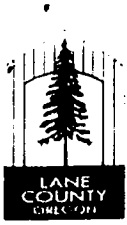
Increases court fees and other amounts that courts may charge. Creates court fees and assessment for specified fees. Establishes State Judicial Stabilization Fund. Directs certain fees to be deposited in fund. Continuously appropriates moneys in fund to Judicial Department for purpose of paying expenses related to maintaining stable and equitable operation of state court system. Establishes State Court Technology Account. Directs certain fees and assessment for specified fees to be deposited in account. Continuously appropriates moneys in account to department for purpose of paying certain expenses related to department's technology systems, equipment and services.

Generally, this bill seeks to raise filing fees assessed by the courts, as part of an effort to maintain the courts' operations. This bill proposes to raise an estimated \$40 million for the operation of the State Judiciary system, according to the Legislative Revenue Office. This bill does not at this point have any negative impact on the portion of court filing fees that county law libraries depend on for revenue (per ORS 21.350)

11 2 House HJR 35 Spartz Support

Expresses support for findings of report issued by Federal Forestlands Advisory Committee. Expresses support for effort by Governor to form group to oversee implementation of report.

Expresses support for findings of report issued by Federal Forestlands Advisory Committee. Future Revenue Possibilities



ALEX CUYLER

Intergovernmental Relations Manager
Alex.Cuyler@co.lane.or.us

DATE: May 12, 2009

TO: Lane County Board of Commissioners

RE: Three Updates from the 2009 Oregon Legislature

SB 944A

The "Lane County ACT" bill was amended in the Senate Business and Transportation Committee and then passed by the Senate on May 4, 2009. It has been assigned to the House Transportation Committee, Chaired by Representative Terry Beyer. The bill requires Lane County to submit a proposed charter for a Lane County Area Commission on Transportation to the Oregon Transportation Commission not later than September 30, 2010 and then subsequently report the progress towards an ACT to an interim legislative committee on October 31, 2010.

Comment from Alex Cuyler:

The bill is silent with regards to any action that the Oregon Transportation may take upon review of a proposed charter. For instance, if the OTC is not satisfied with the proposed charter, it is unclear from the bill, and in the policy guidance that OTC has developed, what would occur next.

HB 2626A

Requires the Director of the Oregon Department of Energy (ODE) to administer an energy efficiency and sustainable technology loan program for the purpose of providing financing, promotion and technical support to encourage significant investments in energy efficiency, renewable energy and energy conservation. It allows property owners to access long-term loans paid back on their utility bill. This bill was last heard in House Revenue, and will next travel to Ways and Means. It is likely that the bill will be amended in House Revenue, as that committee is now reviewing a 65 page amendment to replace the wording developed thus far.

Comment from Alex Cuyler:

This bill has generated interest from the Board due to their interest in local, small scale energy conservation and renewable energy generation projects. The bill is still moving, and is actively being worked, but will face a hurdle in terms of its fiscal impact at Ways and Means.

Mental Health Pilot Projects

The Co-Chairs of the Ways and Means Sub-Committee on Human Services have asked DHS (AMH Division) to develop a proposal for a series of pilot projects around the state which would integrate public and mental health service delivery. The concept received its first hearing in a policy committee on May 11, but there remain a number of questions about the process, and the expected outcomes (other attempts at integrating public and mental health provisions have proven to be difficult and costly).

Comment from Alex Cuyler:

The Association of Oregon Community Mental Health Programs is actively working to ensure that counties Mental Health Authority role is addressed. This is an odd proposal in that there is no bill associated with this effort, nor had it been heard in a policy committee prior to May 11.