

A-Engrossed
House Bill 2322

Ordered by the House April 11
Including House Amendments dated April 11

Sponsored by Representatives MARSH, HELM (Pre-session filed.)

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.

Requires Land Conservation and Development Commission to amend statewide land use planning goals related to energy **conservation** to incorporate development of renewable energy facilities and reduction of greenhouse gas emissions and to match state energy policies.

Requires commission to provide report on progress to interim committees of Legislative Assembly no later than December 31, 2020.

Appropriates moneys to Department of Land Conservation and Development for purpose of administering and implementing Act.

Declares emergency, effective on July 1, 2019.

A BILL FOR AN ACT

1
2 Relating to the adoption of energy policies into statewide land use planning goals; and declaring an
3 emergency.

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

5 **SECTION 1. (1) The Land Conservation and Development Commission shall update the**
6 **scope, content and name of the statewide land use planning goal related to energy conser-**
7 **vation to include policies and direction regarding the development of renewable energy**
8 **projects consistent with subsections (2) and (3) of this section and, as appropriate, shall**
9 **consider changes to any other related statewide land use planning goals.**

10 **(2) The update to statewide land use planning goals under this section shall:**

11 **(a) Be completed on or before December 30, 2021.**

12 **(b) Identify adequate and appropriate amounts and types of urban and rural lands to**
13 **support renewable energy to be developed in the State of Oregon, inside and outside of urban**
14 **growth boundaries, consistent with the objectives of Oregon's renewable portfolio standards**
15 **and Oregon's statutory greenhouse gas emissions reduction goals.**

16 **(3) In updating the goals, the commission shall, at a minimum, consider the following:**

17 **(a) The Oregon Climate Agenda released by the Governor and dated November 28, 2018;**

18 **(b) The energy and land use needs of Oregon's communities;**

19 **(c) Areas where siting renewable energy projects could be appropriately prioritized over**
20 **or coexist with other land uses;**

21 **(d) The role of efficiency and conservation in meeting energy demand;**

22 **(e) The role of community solar projects;**

23 **(f) The adequacy and appropriateness of lands within urban growth boundaries;**

24 **(g) Protection of agricultural and forest areas;**

25 **(h) Preservation of fish and wildlife habitat;**

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 (i) Protection of open spaces and recreational areas;

2 (j) Location and proximity of infrastructure necessary for renewable energy generation
3 and distribution; and

4 (k) Other important economic, environmental, social and natural items.

5 **SECTION 2.** (1) An advisory committee shall assist the Land Conservation and Develop-
6 ment Commission in the update of statewide land use planning goals under section 1 of this
7 2019 Act.

8 (2) The advisory committee shall consist of members as follows:

9 (a) The Director of the Department of Land Conservation and Development shall appoint:

10 (A) A member to represent city governments;

11 (B) A member to represent county governments;

12 (C) A member to represent renewable energy development businesses;

13 (D) A member to represent farming or ranching businesses;

14 (E) A member to represent forestry businesses;

15 (F) A member to represent environmental interests;

16 (G) A member to represent electric utility companies;

17 (H) A member to represent energy conservation communities;

18 (I) A member to represent federally recognized tribes; and

19 (J) Such other members as the director deems appropriate;

20 (b) The Governor shall appoint a member to represent the office of the Governor;

21 (c) The Director of Agriculture shall appoint a member to represent the State Depart-
22 ment of Agriculture;

23 (d) The State Forester shall appoint a member to represent the State Forestry Depart-
24 ment;

25 (e) The Director of the State Department of Energy shall appoint a member to represent
26 the State Department of Energy;

27 (f) The Public Utility Commission of Oregon shall appoint a member to represent the
28 commission;

29 (g) The State Fish and Wildlife Director shall appoint a member to represent the State
30 Department of Fish and Wildlife; and

31 (h) The Environmental Justice Task Force shall appoint a member to represent envi-
32 ronmental justice issues.

33 **SECTION 3.** All agencies of state government, as defined in ORS 174.111, are directed to
34 assist the Land Conservation and Development Commission and the advisory committee de-
35 scribed in section 2 of this 2019 Act in performing actions under sections 1 and 2 of this 2019
36 Act.

37 **SECTION 4.** No later than December 31, 2020, the Land Conservation and Development
38 Commission shall provide a report to the appropriate interim committees of the Legislative
39 Assembly, in the manner provided under ORS 192.245, on the progress of the commission
40 under sections 1 and 2 of this 2019 Act.

41 **SECTION 5.** In addition to and not in lieu of any other appropriation, there is appropri-
42 ated to the Department of Land Conservation and Development, for the biennium beginning
43 July 1, 2019, out of the General Fund, the amount of \$____, for the purpose of administering
44 and implementing sections 1 to 4 of this 2019 Act.

45 **SECTION 6.** This 2019 Act being necessary for the immediate preservation of the public

1 **peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect**
2 **July 1, 2019.**
3 _____