

Requested by Representative SMITH DB

**PROPOSED AMENDMENTS TO
HOUSE BILL 4054**

1 In line 2 of the printed bill, after “wildfires” delete the rest of the line
2 and insert “; and declaring an emergency.”.

3 Delete lines 4 through 21 and insert:

4 **“SECTION 1. (1) The Department of Land Conservation and Devel-**
5 **opment, in consultation with the State Forestry Department and**
6 **Oregon State University, shall for each wildfire risk region of this**
7 **state jointly consult with fire protection agencies and districts, fire**
8 **officials and personnel and cities and counties in the region. The de-**
9 **partments and the university shall analyze the wildfire risk for each**
10 **region to develop recommendations for reducing the wildfire risk to**
11 **people, public and private property, businesses, infrastructure and**
12 **natural resources in that region.**

13 **“(2) The Department of Land Conservation and Development, in**
14 **consultation with the State Forestry Department and the university,**
15 **shall report the recommendations for regional wildfire risk reduction**
16 **to the Land Use and Wildfire Policy Advisory Committee organized**
17 **under section 2 of this 2020 Act no later than October 1, 2020.**

18 **“SECTION 2. (1) The Director of the Department of Land Conser-**
19 **vation and Development, in consultation with counties and cities, shall**
20 **organize a Land Use and Wildfire Policy Advisory Committee. The**
21 **committee shall consist of members appointed as described in sub-**

1 sections (2) to (4) of this section.

2 “(2) The director and the State Forester, in consultation with
3 counties and cities, shall jointly appoint the following to be voting
4 members of the committee:

5 “(a) One member who is a representative of a city government
6 serving a population of less than 10,000.

7 “(b) One member who is a representative of a city government
8 serving a population of 10,000 or more but less than 25,000.

9 “(c) One member who is a representative of a city government
10 serving a population of 25,000 or more.

11 “(d) One member who is a representative of a county government
12 serving a population of less than 30,000.

13 “(e) One member who is a representative of a county government
14 serving a population of 30,000 or more but less than 100,000.

15 “(f) One member who is a representative of a county government
16 serving a population of 100,000 or more.

17 “(g) One member who is a city land use planning director.

18 “(h) One member who is a county land use planning director.

19 “(i) One member who is a representative of a utility company.

20 “(j) One member who is a representative of environmental inter-
21 ests.

22 “(k) One member who is a representative of special districts.

23 “(L) One member who is a representative of farming landowners.

24 “(m) One member who is a representative of ranching landowners.

25 “(n) One member who is a representative of realty interests.

26 “(o) One member who is a representative of land and housing de-
27 velopment firms.

28 “(p) One members who is a representative of citizen land use plan-
29 ning organizations.

30 “(q) One member who is a representative of state or regional land

1 use planning organizations.

2 “(r) One member who is a representative of public health interests.

3 “(s) One member who is a representative of small forestland own-
4 ers.

5 “(t) One member who is a representative of large forestland owners.

6 “(u) One member who is a representative of economic development
7 organizations.

8 “(v) One member who is a representative of federally recognized
9 Indian tribes.

10 “(w) One member who is a representative of the Oregon Fire Chiefs
11 Association.

12 “(x) Additional members as determined by the director in consul-
13 tation with counties and cities.

14 “(3) The director and the State Forester shall make the joint ap-
15 pointments under subsection (2) of this section from nominations
16 submitted by organizations related to the represented interest or en-
17 tities. The related organization for appointments:

18 “(a) Under subsection (2)(a), (b), (c) and (g) of this section is the
19 League of Oregon Cities.

20 “(b) Under subsection (2)(d), (e), (f) and (h) of this section is the
21 Association of Oregon Counties.

22 “(c) Under subsection (2)(i) of this section is any one or more of the
23 investor-owned utilities and consumer-owned utilities in this state.

24 “(d) Under subsection (2)(j) of this section is the Oregon League of
25 Conservation Voters.

26 “(e) Under subsection (2)(k) of this section is the Special Districts
27 Association of Oregon.

28 “(f) Under subsection (2)(L) of this section is the Oregon Farm Bu-
29 reau.

30 “(g) Under subsection (2)(m) of this section is the Oregon

1 **Cattlemen’s Association.**

2 **“(h) Under subsection (2)(n) of this section is the Oregon Associ-**
3 **ation of Realtors.**

4 **“(i) Under subsection (2)(o) of this section is the Oregon Home**
5 **Builders Association.**

6 **“(j) Under subsection (2)(p) of this section is the Oregon Property**
7 **Owners Association.**

8 **“(k) Under subsection (2)(q) of this section is 1000 Friends of**
9 **Oregon.**

10 **“(L) Under subsection (2)(r) of this section is the Oregon Health**
11 **Authority.**

12 **“(m) Under subsection (2)(s) of this section is the Oregon Small**
13 **Woodlands Association.**

14 **“(n) Under subsection (2)(t) of this section is the Oregon Forest &**
15 **Industries Council.**

16 **“(o) Under subsection (2)(u) of this section is Business Oregon.**

17 **“(p) Under subsection (2)(v) of this section is one or more of the**
18 **tribal governing bodies for Indian tribes in this state.**

19 **“(4) In addition to the members described under subsection (2) of**
20 **this section, the following shall serve as nonvoting members of the**
21 **committee:**

22 **“(a) One member appointed by the State Forester.**

23 **“(b) One member appointed by the State Fire Marshal.**

24 **“(c) One member appointed by the Director of the Oregon Health**
25 **Authority.**

26 **“(d) One member appointed by the Environmental Justice Task**
27 **Force.**

28 **“(e) One member appointed by the director of the Institute for Na-**
29 **tural Resources.**

30 **“(f) One member appointed by the Director of the Department of**

1 **Land Conservation and Development.**

2 **“(g) One member appointed by the Director of the Department of**
3 **Consumer and Business Services from the Division of Financial Reg-**
4 **ulation of the Department of Consumer and Business Services.**

5 **“(h) One member appointed by the Director of the Department of**
6 **Consumer and Business Services from department staff having exper-**
7 **tise in building codes.**

8 **“(5) Members of the committee are not entitled to reimbursement**
9 **for expenses and serve as volunteers on the committee. However, the**
10 **Director of the Department of Land Conservation and Development**
11 **may, in the discretion of the director, reimburse voting members of**
12 **the committee for unforeseen expenses from moneys available for**
13 **purposes of carrying out the functions of the committee.**

14 **“SECTION 3. (1) The Department of Land Conservation and Devel-**
15 **opment, in collaboration with the State Forestry Department and the**
16 **Land Use and Wildfire Policy Advisory Committee, shall analyze and**
17 **evaluate the material submitted under section 1 of this 2020 Act to**
18 **develop recommendations regarding possible means for implementing**
19 **the final recommendations produced by the Governor’s Council on**
20 **Wildfire Response through the statewide land use planning program**
21 **and local governments to minimize the risks from wildfires to people,**
22 **public and private property, businesses, infrastructure and natural**
23 **resources.**

24 **“(2) The committee and the departments shall, at a minimum, in-**
25 **clude the following in the analysis and evaluation:**

26 **“(a) Planning goals related to natural hazards, including but not**
27 **limited to Goal 7.**

28 **“(b) Existing state and local programs that minimize wildfire risk,**
29 **including, but not limited to, programs that identify wildlife risk**
30 **through mapping or that define minimum defensible space.**

1 “(c) Existing state and local maps that identify wildfire risk.

2 “(d) To the extent the committee and the department deem appro-
3 priate, new map resources that account for regional differences in
4 program information.

5 “(e) Identification of state and local resources needed to develop,
6 maintain and update wildfire risk maps.

7 “(f) Identification of revisions to the statewide land use planning
8 program and to local building codes appropriate to minimize wildfire
9 risks, including, but not limited to, provisions regarding sufficient
10 defensible space, safe evacuation, adequate access for wildfire fighting
11 equipment and personnel, and considerations regarding development
12 in areas of high wildfire risk that allow for regional differences in to-
13 pography, vegetation, soil types and other relevant factors.

14 “(g) Funding, staffing and other administrative resources necessary
15 for state, county and city governments to implement wildfire re-
16 duction programs, including, but not limited to, the costs of program
17 development, implementation and ongoing operations and the need for
18 stable long-term funding for the programs.

19 “SECTION 4. (1) The Department of Land Conservation and Devel-
20 opment shall report to an interim committee of the Legislative As-
21 sembly relating to natural resources in the manner provided under
22 ORS 192.245 no later than February 1, 2021.

23 “(2) The report must include, but need not be limited to, the fol-
24 lowing:

25 “(a) Analysis and evaluation of the recommendations reported to
26 the Land Use and Wildfire Policy Advisory Committee under section
27 1 of this 2020 Act.

28 “(b) Multiple recommendations regarding possible means for im-
29 plementing the final recommendations of the Governor’s Council on
30 Wildfire Response through the statewide land use planning program

1 and local governments including, but not limited to, recommendations
2 regarding revisions and updates to the statewide land use planning
3 program and local zoning codes.

4 “(c) A description of areas of agreement and disagreement among
5 the members of the advisory committee.

6 “SECTION 5. All agencies of state government as defined in ORS
7 174.111 are directed to assist the Land Use and Wildfire Policy Advisory
8 Committee and the Department of Land Conservation and Develop-
9 ment in the performance of committee and department duties under
10 section 3 of this 2020 Act.

11 “SECTION 6. In addition to and not in lieu of any other appropri-
12 ation, there is appropriated to the Department of Land Conservation
13 and Development, for the biennium ending June 30, 2021, out of the
14 General Fund, the amount of \$350,000, which may be expended for
15 carrying out department activities under this 2020 Act.

16 “SECTION 7. In addition to and not in lieu of any other appropri-
17 ation, there is appropriated to the State Forestry Department, for the
18 biennium ending June 30, 2021, out of the General Fund, the amount
19 of \$100,000, which may be expended for carrying out department ac-
20 tivities under this 2020 Act.

21 “SECTION 8. In addition to and not in lieu of any other appropri-
22 ation, there is appropriated to Oregon State University, for the
23 biennium ending June 30, 2021, out of the General Fund, the amount
24 of \$50,000, which may be expended for carrying out university activities
25 under this 2020 Act.

26 “SECTION 9. Sections 1 to 5 of this 2020 Act are repealed on July
27 1, 2021.

28 “SECTION 10. This 2020 Act being necessary for the immediate
29 preservation of the public peace, health and safety, an emergency is
30 declared to exist, and this 2020 Act takes effect on its passage.”.

