



Legislative Fiscal Office
 83rd Oregon Legislative Assembly
 2025 Regular Session

Prepared by: Twais Broadus
 Reviewed by: April McDonald, Ben Ruef, Paul Siebert, Katie Bannikov
 Date: February 25, 2025

Bill Title: Relating to bioengineering for the protection of coastal resources.

Government Unit(s) Affected: Department of State Lands, Department of Land Conservation and Development, Department of Transportation, Parks and Recreation Department

Summary of Fiscal Impact

2025-27 Biennium	General Fund	Lottery Funds	Other Funds	Federal Funds	Total Funds	Positions	FTE
Department of Land Conservation and Development	\$ 268,488	\$ -	\$ -	\$ -	\$ 268,488	1	0.75
Total Fiscal Impact	\$ 268,488	\$ -	\$ -	\$ -	\$ 268,488	1	0.75

2027-29 Biennium	General Fund	Lottery Funds	Other Funds	Federal Funds	Total Funds	Positions	FTE
Department of Land Conservation and Development	\$ -	\$ -	\$ -	\$ -	\$ -	-	-
Total Fiscal Impact	\$ -	\$ -	\$ -	\$ -	\$ -	-	-

Measure Description

The Land Conservation and Development Commission is directed to adopt rules by January 1, 2028, providing guidance on nonstructural, nature-based solutions for shoreline stabilization in estuaries, coastal shorelands, and the ocean shore. These rules must define “nonstructural, nature-based solutions” separately from existing structural shoreline stabilization methods and include criteria for habitat protection, water quality improvement, cultural and recreational resources, and, where appropriate, public access. The rules must also prioritize land use management practices and nonstructural, ecologically focused approaches over structural methods for addressing erosion and flooding.

The commission must consult with the Department of State Lands, the Department of Transportation, and the Parks and Recreation Department in developing the rules. The commission is also required to establish an advisory committee composed of coastal engineering professionals, representatives from environmental and recreational organizations, landowners or managers, tribal representatives, fish and wildlife professionals, and local government officials.

The measure prohibits the commission from substantively amending any existing rule that governs shoreline stabilization actions or projects undertaken by the Department of Transportation that involve structural methods, elements, or solutions.

Fiscal Analysis

The fiscal impact to the Department of Land Conservation and Development (DLCD) is \$268,488 General Fund in the 2025-27 biennium due to the rulemaking requirements. DLCD is the state agency responsible for supporting the Land Conservation and Development Commission. To implement the provisions, DLCD will require a limited

duration Planner 4 position with personal services costs of \$216,730, along with \$18,750 for associated services and supplies. This position will lead and coordinate rulemaking efforts, conduct research, and facilitate Rules Advisory Committee meetings.

Additional costs include \$33,008 for professional services and Attorney General review. DLCDC's existing coastal staff will provide subject matter expertise within their current roles, while the agency's Senior Rules Coordinator and Coastal Program Rules Coordinator will support the process as part of their regular duties. Funding will also be required for staff travel and stakeholder engagement during the rulemaking process. Any additional rulemaking needed to support this measure in the 2027-29 biennium is expected to have a minimal fiscal impact.

Other entities

The measure is anticipated to have no or minimal impact for the Department of State Lands, Department of Transportation, and the Parks and Recreation Department.

Relevant Dates

The Land Conservation and Development Commission must adopt rules providing guidance on nonstructural, nature-based solutions for shoreline stabilization in estuaries, coastal shorelands, and the ocean shore by January 1, 2028.

The Department of State Lands and the Parks and Recreation Department may adopt rules conforming or consistent with those established by the commission under Section 1 of this measure by January 1, 2029.

The measure takes effect on January 1, 2026.