2021 Legislative Update

Presenters:
Jim McCauley, Legislative Director, League of Oregon Cities
Erin Doyle, Government Relations Manager, Washington County

County Government Relations Team
Jagjit Nagra, Senior Government Relations Manager
- Public Safety; General Governance; Taxation and Assessment
Paige Spence, Government Relations Manager
- Health and Human Services; Housing; Community Development (CDBG programming)
Erin Doyle, Government Relations Manager
- Land Use and Transportation; Fair Grounds; Economic Development

Legislative Team
Ariel Nelson – land use, housing focus
Jenna Jones – telecommunications, broadband, energy
Mark Ghart – finance, taxation, economic development
Scott Winkels – ethics, PERS, public safety, courts, CB

*Tracy Rainey – Water focus, prevailing wage, natural resources, public contracting.
*Michael Martin – Tracy’s portfolio
The 2020 interim included 3 special sessions and 13 E-Board meetings.

Legislative focus was pulled to address widespread emergencies:
- Global pandemic response and recovery
- Natural and local tensions concerning race and police reform
- The disastrous 2020 wildfire season that devastated entire communities

The forced resignation of one legislator and the expulsion of another

Historic Federal resources provided to the state, legislators, and local governments

Capitol building never opened; all committee hearings were conducted virtually

2,750 bills were introduced, and over 800 bills passed

2021 Session: Different in Every Way

- HB 4203: Use of Force – Restricting Breathing/Circulation
- HB 4205: Officer Duty to Intervene
- HB 4208: Prohibition on Tear Gas Use
- SB 1604: Discipline Action Arbitration

- HB 2162: Policy Accreditation
- HB 2930: Arbitration Reform
- HB 2932: Use of Force Reporting
- HB 2936: Racism Prevention in Policing
- HB 3145: Policy Discipline Reporting

2021 1st Special Session

Public Safety

- HB 2006: Emergency Shelter Siting
- HB 3109: Childcare Facility Siting
- HB 3261: Hotel/Motel Conversion Siting
- SB 8: Affordable Housing Land Use Requirements
- SB 301: Rural Accessory Dwelling Units
- SB 405: Nonconforming Uses in
- SB 458: Middle Housing Land Division Expedited Process

Most of these bills reflect the ongoing push towards more state-directed outcomes to the land use process, especially for housing outcomes.
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Wildfire
Response
and Relief

- HB 2247: COVID/Wildfire Tax Penalty Waiver
- HB 2272: NFIP Alignment for Wildfire Rebuilding
- HB 2289: Wildfire Rebuilding
- HB 2341: Destroyed Property Proration
- HB 2597: RV Temporary Siting
- SB 405: Wildfire Non-conforming Use Rebuild
- SB 409: Wildfire Property Tax Cancellation
- SB 762: Omnibus Wildfire Policy

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SB 762 - Omnibus Wildfire Legislation

- Establishes a statewide framework for all wildfire policy.
- Regulatory authority for defensible space and home hardening – State Fire Marshal with allowance for local control.
- Rule making already started for mapping Wildland Urban Interface (WUI) and Fire Risk. Initial maps available in 2022.
- Establishes statewide wildfire commission and wildfire Czar.

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Homelessness
Response

- HB 3115: Local Camping Ordinances (i.e. “Boise codification”)
  - Cities and counties will have to be thorough in creating their reasonable time, place and manner ordinances talking with other local governments that have properties that are monitored by their public safety personnel
  - This does not impact any federal litigation, but creates a new path to potential litigation at the state level
- HB 3124: Campsite Removal Notice
Public Contracting

- HB 2682: Construction Equipment Leasing Safety Requirements
- HB 3082: Competitive Bid Price Increase
- SB 493: Prevailing Wage Formula Change

General Governance

- HB 2560: Electronic Participation in Public Meetings
- HB 2478 (DID NOT PASS): Attorney-Client Privilege & Public Records

Solid Waste

- SB 582: Recycling System Modernization
  - Establishes a producer responsibility model
  - Provides multifamily properties with collection of materials
  - Utilizes educational resources
• SB 498 (DID NOT PASS): Liability Coverage for Community Health Care Providers
  • Instead of the proposed fix in the bill, there is access to insurance for the providers of community mental and behavior health services for the population.
  • Conversations are continuing with legislators to see if there is a long-term fix to be brought in 2022.

• HB 2471: Mobile Crisis Intervention Teams

• HB 866: Third Party Building Official Programs
  • Provides cities which had a third party building official as of 2018 with the opportunity to keep their program with additional administrative oversight.
  • The administrative steps include:
    • a designated city employee for oversight;
    • added education requirements for the city designee;
    • increased transparency for budget/revenue related to the fee structure associated with the city's building permit program.

Questions?

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