

Council Committee
Report Date: March 28, 2019

Attachment 1

City of Salem

Bill Name	Position	Priority
HB 2144 INTRO	Oppose	1
<p>Relating to tax treatment of investment in qualified opportunity zone; prescribing an effective date.</p> <p>Requires addition to federal taxable income of amounts deducted as gain attributable to investment in federal qualified opportunity zone.</p> <p>2/1/2019 - HB 2144 would decouple Oregon from the federal capital gains tax benefits of the Opportunity Zone program. Decoupling from the federal capital gains rules lessens the incentive for investment within the State as these projects would no longer receive both state and federal benefits. This could also deter out of state money from being invested in Oregon projects. In Salem, there are currently four potential Opportunity Zone projects in the works we are aware of with the possibility of more to come.</p>		
HB 2233 INTRO	Oppose	1
<p>Relating to marijuana; prescribing an effective date.</p> <p>Provides for regulation by Oregon Liquor Control Commission of consumption and sale of marijuana items at temporary events, including licensure of premises at which temporary events are conducted.</p> <p>3/18/2019 - HB 2233 allows for the Oregon Liquor Control Commission (OLCC) to regulate consumption and sale of marijuana items (smoked, aerosolized or vaporized) at temporary events and at public or private clubs for communal consumption – and for local governments to adopt ordinances to allow the temporary events and/or cannabis lounges. OLCC would regulate appropriate exhaust of the locations and ensure production and consumption activities, if at same location, occur in distinct areas. This bill is similar in scope to SB 639.</p>		
HB 2509 INTRO	Support with amendments	1
<p>Relating to checkout bags.</p> <p>Prohibits use of single-use checkout bags except in certain cases.</p> <p>3/19/2019 - HB 2509 would create statewide minimum standards for retailers and restaurants regarding the distribution of plastic carryout bags and allows other jurisdictions to exceed these standards. The proposed bill has similarities to the current plastic bag ordinance in Salem, but also has a few significant differences.</p> <p>HB 2509 would implement a statewide ban on single use bags. Amendments offered to the bill would preempt existing local regulations. In Salem's case, this would mean thick plastic bags would be allowed at check out, the fee for each carry out bag would be \$0.08 (not \$0.05), and restaurants would be required to charge for plastic but not for paper.</p>		
HB 2653 INTRO	Support with amendments	1
<p>Relating to checkout bags.</p> <p>Prohibits use of single-use checkout bags except in certain cases.</p> <p>3/19/2019 - HB 2653 would create a statewide standard for retailers and restaurants for the distribution of plastic carryout bags, with no allowance for variation. This proposed bill is most similar to the current ordinance in Salem, but does not allow flexibility for any differences to exist.</p> <p>This bill would apply to all retailers, allow thick plastic bags at check out, allow thin plastic bags in certain scenarios, and require at least a five cent charge for paper bags. Restaurants would not be impacted. It would prohibit local governments from requiring a fee on any type of carryout bag. It does not specify who would retain the fee. This bill is most similar to our ordinance, but is more lenient with plastic bags.</p>		

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HB 2766 INTRO	Oppose	1
<p>Relating to plastic checkout bags; prescribing an effective date; providing for revenue raising that requires approval by a three-fifths majority.</p> <p>Imposes excise tax of five cents per bag on provision of single-use plastic checkout bags by establishments selling raw or processed food or alcohol at retail.</p> <p>3/19/2019 - HB 2766 creates an excise tax on single-use plastic checkout bags of five cents per bag, with no charge for paper bags. The entire amount collected by retailers would be remitted to the State of Oregon to create The Plastic Clean-Up and Recycling Fund to support programs or activities that clean up plastic waste and promote plastic recycling.</p>		
HB 3317 INTRO	Oppose	1
<p>Relating to the expansion of urban growth boundaries.</p> <p>Requires cities to amend urban growth boundary yearly to expand in proportion to their most recent estimated population growth.</p> <p>3/12/2019 - HB 3317 would require the City to expand its urban growth boundary (UGB) each year in proportion to the annual percentage of population growth. The City's Housing Needs Analysis and Economic Opportunities Analysis determined that the UGB does not need to be expanded for 20 years.</p>		
HB 3326 INTRO	Support	1
<p>Relating to water quality.</p> <p>Declares harmful algal blooms to be menace to public health and welfare.</p> <p>3/15/2019 - Directs OHA and DEQ to establish a proactive monitoring program for harmful algal blooms (HABs) throughout the state and conduct research on causes and solutions to HABs. The program would fill a great void in current state efforts and greatly benefit the City. Expected amendments would allocate funding to DEQ for lab analysis and require oversight of OHA expenditures related to drinking water.</p>		
HB 3340 INTRO	Support	1
<p>Relating to water quality.</p> <p>Declares harmful algal blooms to be menace to public health and welfare.</p> <p>3/15/2019 - Directs OHA and DEQ to establish a proactive monitoring program for harmful algal blooms (HABs) throughout the state and conduct research on causes and solutions to HABs. The program would fill a great void in current state efforts and greatly benefit the City. Similar to HB 3326 but does not allocate any funding to the program.</p>		
SB 10 INTRO	Oppose	1
<p>Relating to development in priority transportation corridors.</p> <p>Establishes permissible density requirements within urban growth boundaries of cities within metropolitan service district or with population more than 10,000 for areas adjacent to transportation corridors and zoned to allow residential development.</p> <p>2/26/2019 - SB 10 would require the City to increase the maximum density allowed for housing to 50 units per acre within 1/4 mile of bus routes with 15-minute service (e.g. Commercial, Center, Market, Lancaster, Broadway) and 25 units per acre within a 1/2 mile. In most cases, this would be higher than the densities currently allowed, though developers rarely build to the current maximum densities due to parking or other requirements. SB 10 would also prohibit the City from establishing parking minimums in these transit corridors.</p>		
Bill Name	Position	Priority

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HB 2481 INTRO	Support	2
Relating to public records in child abuse investigations; declaring an emergency. Defines "reports and records" for purposes of public records in child abuse investigations. 3/13/2019 - HB 2481 amends 419B.035 to provide a definition of "reports and records" which are exempt from public disclosure as "reports and records compiled under the provisions of ORS 419B.010 to 419B.050." HB 2481, will help to preserve the confidentiality of child abuse investigation reports and records. However, in light of the Court of Appeals language in Pamplin that a Record of Arrest is not a record mandated by and compiled under the provisions of ORS 419B.005 et. seq., it is still recommended that legislation to amend ORS 192.345(3) be supported.		
HB 2656 INTRO	Support	2
Relating to forestland that supplies drinking water systems. Prohibits certain forest operation activities on forestland that supplies drinking water for one or more public water systems. 1/30/2019 - Prohibits certain forest management activities (fertilizer & pesticide application, new road construction, etc.) in forestland designated as a drinking water source. This would provide a major protection to a portion of the City's North Santiam watershed. However, Federal lands make up 65% of the land in the watershed and would not be affected by the provisions of the bill.		
HB 3226 INTRO	Oppose	2
Relating to covenants not to sell separately. Requires local governments to allow building across lot lines if owner has recorded covenant not to sell separately. 3/8/2019 - HB 3226 would require the City to allow buildings to be constructed across property lines, essentially combining properties for the sake of lot size and building setback requirements. A covenant not to sell the properties separately would have to be recorded. The City already has effective processes that allow property lines to be moved or removed to accommodate developments on multiple properties. This bill would require the City to establish a new process for approving the termination of covenants.		
HB 3334 INTRO	Oppose	2
Relating to armories; declaring an emergency. Provides that local government laws, including land use regulations, do not apply to siting of armories by Oregon Military Department. 3/12/2019 - HB 3334 would preempt local authority by allowing State military armories to essentially be constructed wherever the military department thinks they are needed, regardless of local regulations.		