

## Council work session agenda

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**Tuesday, June 27, 2023**

**10:30 AM**

**<https://zoom.us/j/615079992> Webinar ID:  
615 079 992 or 888-475-4499 (toll free)**

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### **Call to Order and Roll Call**

#### **Work Session Topics:**

10:30 2023 State Legislative Session Final Report

[23-5894](#)

Presenter(s): Anneliese Koehler (she/her), Metro  
Jenna Jones (she/her), Metro

Attachments: [Staff Report](#)  
[Attachment 1](#)  
[Attachment 2](#)

**11:15 Chief Operating Officer Communication**

**11:25 Councilor Communication**

**Adjourn**

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ការគោរពសិទ្ធិពលរដ្ឋរបស់ ។ សំរាប់ព័ត៌មានអំពីកម្មវិធីសិទ្ធិពលរដ្ឋរបស់ Metro ឬដើម្បីទទួលបានការប្រកាសស្តីពីការមិនរើសអើងសូមចូលទស្សនាគេហទំព័រ [www.oregonmetro.gov/civilrights](http://www.oregonmetro.gov/civilrights)។  
បើលោកអ្នកត្រូវការអ្នកបកប្រែភាសានៅពេលអង្គប្រជុំសាធារណៈ សូមទូរស័ព្ទមកលេខ 503-797-1700 (ម៉ោង 8 ព្រឹកដល់ម៉ោង 5 ល្ងាច ថ្ងៃធ្វើការ) ប្រាំពីរថ្ងៃ មុនថ្ងៃប្រជុំដើម្បីអាចឱ្យគេសម្រួលតាមសំណើរបស់លោកអ្នក។

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**2023 State Legislative Session Final Report**  
*Work Session Topic*

Metro Council Work Session  
Tuesday, June 27, 2023

## **STAFF REPORT**

### **STATE LEGISLATIVE RECAP**

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Date: 6/5/2023  
Department: GAPD  
Meeting Date: 6/27/2023

Presenters: Anneliese Koehler, Legislative Affairs Manager (she/her) and Jenna Jones, State and Regional Affairs Advisor (she/her)

Prepared by: Anneliese Koehler,  
Legislative Affairs Manager and Jenna  
Jones, State and Regional Affairs Advisor

Length: 45 minutes

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### **ISSUE STATEMENT**

This Council work session is for staff to provide a post session update on the Council's 2023 State Legislative Priorities and a look ahead to 2024 session.

### **ACTION REQUESTED**

The Council may discuss outcomes of the 2023 Legislative Session. The Council may wish to discuss specific legislative concepts or principles or direct staff to develop policy or funding proposals for the 2024 legislative session.

### **IDENTIFIED POLICY OUTCOMES**

Inform Metro Council of political landscape at the Oregon State Legislature and state agencies and its impact on Metro policy goals.

### **POLICY QUESTION(S)**

This is mainly an update; in future work sessions, staff will bring forward concepts the Council may wish to consider for its 2024 legislative agenda.

Does the Council wish to provide early guidance for staff with respect to 2024 legislative priorities?

### **POLICY OPTIONS FOR COUNCIL TO CONSIDER**

See attached for an annotated version of Council's State Legislative Priorities and an end of session report.

### **STRATEGIC CONTEXT & FRAMING COUNCIL DISCUSSION**

During the fall and winter of 2022, we met with Metro Departmental leadership, community organizations, jurisdictional partners and legislators to discuss possible state legislative priorities. In addition, Metro Council had work sessions in July, October and December to discuss the initial drafts of the state legislative agenda and state legislative principles. The Council adopted priorities and principles in January 2023 in advance of the legislative session.

Over the last 6 months, Metro Government Affairs and Policy Development staff have worked in partnership with Council, Metro staff and external partners to advance Metro Council's 2023 State Legislative Priorities during the 2023 legislative session. Staff is before you today to provide a summary of the legislative session and the outcomes on Metro Council's legislative priorities.

### **BACKGROUND**

The Council adopted its State Legislative Agenda in January 2023. This update is to provide Council with session outcomes and impacts on its legislative priorities.

### **ATTACHMENTS [Identify and submit any attachments related to this legislation or presentation]**

- End of session report
- 2023 State Legislative Priorities with Outcomes

[For work session:]

- Is legislation required for Council action? Yes    ☒ No
- If yes, is draft legislation attached? Yes    ☒ No
- What other materials are you presenting today? [INSERT]

**Date:** June 25, 2023  
**To:** Metro Council  
**From:** Anneliese Koehler, Legislative Affairs Manager  
Jenna Jones, State and Regional Affairs Advisor  
**Re:** End of Session Report on 2023 Legislative Session

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## **Background**

As you will recall, in January you adopted Resolution 23-5305, which established the Metro Council's overall legislative agenda for the 2023 legislative session and incorporated the Council's legislative principles. An annotated version of Exhibit A to Resolution 23-5305, which lists the Council's specific legislative priorities, is attached. The annotations describe outcomes of the session with respect to each legislative priority; the document also includes outcomes for other issues on which Metro staff engaged but that were not part of the Council's pre-session agenda.

## **Session Atmosphere**

The 2023 Legislature convened on January 17 and adjourned on June 25, on its constitutional deadline. There were several significant changes from prior sessions that impacted the tone and tenor of session. First, this session was marked by new leadership and members, and some established norms and routines of the past looked different. Following record-breaking legislative leadership tenures, Oregon has a new Governor, a new Senate President and a fairly new Speaker. It was also the session following redistricting, and consequently, there were a significant number of first-time legislators. In addition, because of the pandemic, second term legislators had only participated in remote committee hearings and work sessions. For many of the sophomore members who held chair gavels, it was their first time managing a committee in person.

For the past few years, because of the pandemic, Oregon's Legislature has primarily operated remotely. This session, the Capitol Building was open to the public and many lobbyists returned to the building. However, construction reduced the number of hearing rooms available for legislative committees to meet and closed large portions of the building. While we were back in person, space was limited and at times, challenging to navigate.

Our job as lobbyists experienced some growing pains as legislators, staff and lobbyists all became reacclimated to in-person/hybrid session. Some expectations of past in-person sessions had changed, but for the most part we were able to catch members for brief conversations in the Capitol, have drop-by conversations with staff and glean important tidbits of information, from those who roam the halls of the building. However, there were still many folks continuing to choose to work and testify from home, and all parties had to embrace the new hybrid environment.

The beginning of session was marked with significant bipartisanship and a commitment to pass two bipartisan 60-day packages (one for housing and one for semiconductors). This was a marked tone shift from prior sessions in which Republicans had walked out to prevent specific legislative priorities from advancing. In November 2022, Oregon voters passed Measure 113

which changed the state's constitution to bar any lawmaker from running for re-election if they have 10 or more unexcused absences from a floor session during a single legislative session. The combination of new leadership, new members and a constitutional amendment had many parties hoping that walkouts were a thing of the past.

However, following the passage of the two 60-day packages and a slew of other bipartisan bills, the majority of Senate Republicans and Independents walked out at the beginning of May and denied quorum on the Senate Floor until roughly one week before constitutional sine die. Their chief complaints were HB 2002, relating to reproductive and transgender rights, and HB 2005, relating to firearms. As a result of the walkout, all but three Senate Republicans could be barred from reelection. In addition, Senate Republicans refused to grant unanimous consent to dispense with the word-for-word reading of bills, which meant floor activity slowed to a crawl, creating long backlogs of bills awaiting floor votes. The House Republicans required readings of controversial bills but for the greater part of session agreed to suspend rules around reading bills word-for-word.

### **Outcomes**

The session began with a bipartisan commitment to addressing semiconductors and housing in the first two months of session. Each of these issues received significant attention for the first 60-days and preliminary consensus packages were passed on these topics. Housing and homelessness, climate resiliency, drought, infrastructure and economic recovery, and reproductive rights were also primary conversation drivers this session. In addition, the budget was expected to be tight because the significant infusion of one-time federal funds was dwindling, and the economic forecasts of the beginning of session suggested a looming recession. Ultimately, the budget situation was much less dire than earlier worst-case scenarios had suggested.

Considering the challenges described above, we (in collaboration with many partners) were able to achieve a few key priorities outlined in your agenda.

- Oregon's commitment of \$1 billion for the Interstate Bridge Replacement Project;
- Needing housing reforms including a more efficient state pipeline for private activity bond funding and a modernized housing production methodology in the land use system through the Oregon Housing Needs Analysis;
- The defeat of all bills that were targeted at undermining Metro's supportive housing services work and authority;
- Modernized electric recycling (E-cycles) program; and
- Funding for abandoned and derelict vessels.

As mentioned above, attached is a more detailed version of the Council's specific legislative priorities and associated session outcomes. Naturally, your GAPD team will work with you later this year to develop your legislative agenda for the 2024 session. Some items we anticipate could be of interest to Council in 2024 include:

- Right to Repair legislation;
- Abandoned RV program;
- Industrial Site Readiness

## METRO COUNCIL LEGISLATIVE PRIORITIES WITH OUTCOMES 2023 Legislative Session



### ECONOMIC PROSPERITY

- **Industrial Site Readiness:** Support legislation, including Semiconductor Task Force priorities, that advances solutions to make land inside urban growth boundaries available for industrial development and job creation through infrastructure investment, brownfield cleanup, land aggregation, and other means.

*SB 4 passed. The 60-day semiconductor package included \$210 million for financial incentives, industrial site readiness, and university research fund. It also includes time-limited gubernatorial executive authority to bring land into the UGB for semiconductors and advanced manufacturing.*

*HB 2548 failed. It would have extended the sunset on the Industrial Site Readiness Program (set to expire in 2023) for another ten years and would invest \$40 million in industrial site readiness loan fund. It died in Ways and Means.*

- **COVID Response and Economic Recovery:** Support legislation that addresses ongoing COVID-19 public health response and economic recovery including policy changes and funding assistance in line with the Comprehensive Economic Development Strategy and additional business, economic development, and housing support.

*GPI's Elevate Greater Portland failed. The economic development marketing strategy to restore the Portland region's reputation and to help attract, retain businesses and jobs and talent did not receive funding.*

### GUN SAFETY

- **Regulating Firearms on Metro Properties:** Support legislation that increases Metro's authority to regulate the carrying of firearms on Metro properties and public venues.

*HB 2005 passed but without the local government pre-emption lifted. The major package of gun legislation contained a lifting of the pre-emption and passed the House. It stalled on the Senate floor because of the Senate Republican walkout and ultimately, the pre-emption was stripped out of a bill as a part of the negotiations for Senate Republicans to return.*

### HOUSING AND HOMELESSNESS

- **Private Activity Bonds:** Support legislation that increases the proportion of private activity bonds allocated for affordable housing and reduces technical barriers that result in delayed projects.

*SB 225 passed. It creates coordination and strategic prioritization of PAB funding, by allocating all housing PAB resources through OHCS. In addition, this bill will eliminate the current 'blackout period' during which OHCS cannot move forward with financial closings for affordable housing developments.*



HB 5005 passed. It is the bond bill and includes a \$450 million allocation of private activity bonds to OHCS.

- **Equitable and Affordable Housing:** Support legislation to increase state housing funding, improve tenant protections, expand affordable home ownership options, increase home ownership for BIPOC households, provide additional tools and authority to local governments to address housing supply and affordability, advance solutions that leverage and integrate local, state and federal investments to implement comprehensive supportive housing and wraparound services, and address climate resilience for home owners and renters.

HB 2001 passed. The 60-day housing package included provisions around youth homelessness funding, modular housing development, predevelopment loans for moderate income housing, eviction reforms, and agriculture workforce housing grants.

HB 5019 passed. It included the funding portion of the 60-day housing package. It contained \$85.2 million to rehouse people experiencing homelessness and expand shelter capacity for areas subject to emergency status in the Governor's homelessness state of emergency executive orders, \$33.6 million to prevent homelessness statewide, \$27.4 million to rehouse people experiencing homelessness and expand shelter capacity in the 26 rural counties within the Balance of State Continuum of Care, \$3.9 million for emergency management response (OHCS and OEM), \$5 million direct allocation to federally recognized Tribes and \$200,000 to develop a proposal for a long-term rent assistance program.

SB 5030 passed. It includes \$50 million to preserve and improve existing affordable homes, prevent rent increases in affordable housing, and preserve manufactured home parks.

SB 611 passed. It keeps Oregon's current rent stabilization law intact, with the addition of a 10 percent rent increase cap. There are no limits on rent resets between tenants.

HB 3462 passed. It provides that, if OEM, ODHS, or OHCS provide temporary housing to displaced individuals in response to emergency, that the housing is safe and provided in compliance with state and federal laws relating to discrimination. In addition, when federal disaster resources are available, OEM, ODHS or OHCS may provide similar or equivalent resources to community members who are ineligible to receive federal resources due to immigration status, subject to availability of funds.

HB 2987, HB 3409, and HB 3630 passed. These bills contain various energy-related provisions, including updates to the Healthy Homes program, state agency directives to consider actions to aid in achieving state greenhouse gas reduction goals, technical fixes to OHCS Cooling Resource website, directives to ODOE to establish whole-home energy savings program, or "one stop shop", in consultation with OHCS.

SB 979 failed. It would have provided that constructing childcare facility within projects for affordable housing does not subject project for affordable housing to prevailing wage requirements if childcare facility meets specified requirements. It died in Senate Housing and Development.

- **Housing Production:** Support legislation that help increase equitable housing production and development that addresses past inequities in the land use system and in affordability and location of housing while adhering to the fundamentals of Oregon's land use system.

*HB 2001 passed. The 60-day housing package included the new Oregon Housing Needs Analysis methodology. It prioritizes planning for housing that is needed at various affordability levels and state and local government working towards housing goals together with urgency.*

*HB 2889 passed. The 60-day housing package included many provisions around the Oregon Housing Needs Analysis (OHNA). Unfortunately, there were a handful of ambiguities and technical errors in the sections of HB 2001 and HB 2889 addresses those. For Metro, the bill clarifies how state estimated housing needs for localities in our region will work with Metro's Urban Growth Management processes and population forecasts.*

*HB 2984 passed. It allows commercial building conversion for workforce housing.*

*HB 5005 passed. It is the bond bill and includes \$604.2 million in Article XI-Q bonds to develop new affordable homes with LIFT Rental and Permanent Supportive Housing.*

## LAND USE

- **Urban Growth Management:** Ensure that the Legislature establishes the policy framework and process for local land use decisions and respects the authority of local governments, including Metro, to make specific decisions on local land use matters. Oppose efforts to legislatively determine specific land use designations in the region or to distort the process of assessing land need by mandating inaccurate analysis.

*See SB 4 under industrial site readiness.*

*HB 3414 failed. It would have allowed cities to petition Metro for urban growth boundary expansions once in the next ten years for housing without demonstrating need. Metro will determine if the petition meets the requirements of the bill and if a petition does, Metro shall expand the urban growth boundary. Earlier versions of this bill (SB 1051, SB 1096, and HB 3620) all died. HB 3414 died on the Senate floor the last day of session after passing the House the night before.*

## TRANSPORTATION

- **State Funding for State-Owned Highways:** Secure ongoing state funding for investments to improve safety and multimodal mobility on state highways that operate as urban arterials.

*HB 3113 failed, but \$1 million for Great Streets Program was secured in the end of session budget bill. The bill would have dedicated significant funding (our ask was \$100m) to the Great Streets Program. It died in Ways and Means.*

*HB 2756 failed, but \$3 million for Hall Boulevard was secured in the end of session budget bill. The bill would have dedicated \$50 million to bring Hall Boulevard in Tigard to state of good repair and transferred it from ODOT to the City of Tigard. It died in Ways and Means.*

*HB 3323 failed but \$20 million for Earthquake Ready Burnside Bridge was secured in end of session budget bill. The bill would have dedicated \$300 million to the project which is the total investment needed from the state over the course of the project. It died in the Joint Transportation Committee.*

*HB 2793 passed. It establishes a Jurisdictional Transfer Advisory Committee that will review proposed jurisdictional transfer applications and submit three recommendations to the Joint Committee on Transportation.*

- **Interstate Bridge Replacement Project:** Support legislative decisions that advance the Interstate 5 bridge replacement project in ways that accommodate community concerns, measurably reduce greenhouse gas emissions and minimize other environmental impacts and address ongoing harm to communities of color caused by past and current transportation policies and investments.

*HB 5005 passed. It allocates \$251.8 million of General Obligation Bonds to the Interstate Bridge Replacement Project and commits \$750 million over the next three biennia to reach Oregon's \$1 billion portion of the project.*

- **Transportation Pricing:** Support transportation pricing mechanisms that significantly and measurably reduce congestion, minimize carbon emissions, advance equity and improve safety.

*A multitude of bills relating to tolling were introduced and did not pass this session. They all died in the Joint Transportation Committee. In early May, the Legislature created a Joint Subcommittee on Transportation Planning to oversee and monitor ODOT's plans to mitigate the negative impacts of tolling on vulnerable communities and the Governor paused the collection of tolls until Jan 1, 2026.*

## WASTE MANAGEMENT AND WASTE REDUCTION

- **Electronic Recycling and Reuse:** Support legislation that modernizes the current electronic recycling system to be more convenient, equitable and allows for better pathways to reuse when possible.

*SB 542 and HB 3631 failed. For years, many folks have been trying to pass legislation that would make it easier for Oregonians to fix their products by requiring manufacturers of consumer electronics and appliances to make parts, tools, and repair documentation available. This legislation is known as right to repair. Right to repair combats e-waste by keeping electronics not at their end other lives in circulation by refurbishing them. SB 542 died in Senate Rules and HB 3631 died in Business and Labor.*

*HB 3220 passed. It modernizes the Oregon E-cycles program, DEQ's electronic recycling program. Changes to the bill aim to make the program more convenient for community members to access as the region.*

- **Abandoned and Derelict Vessels and Recreational Vehicles:** Support legislation building towards a comprehensive statewide program and dedicated funding for the removal and

disposal of abandoned and derelict vessels and recreation vehicles, both on land and in the water.

*SB 5506 passed. It was the Christmas tree bill and included \$18,763,236 for the Abandoned and Derelict Vessel Fund in the Department of State Lands.*

*HB 3556 failed. It would have created an abandoned RV program in ODOT to help tow, dismantle and dispose of abandoned RVs left in public rights of ways and parks. It died in Joint Transportation Committee.*

Materials following this page were distributed at the meeting.



Metro

# 2023 Legislative Session Recap

Jenna Jones, State and Regional Affairs Advisor

Anneliese Koehler, Legislative Affairs Manager

June 27, 2023



# Tone and tenor of session

- New leadership and members
- First fully hybrid session



## How it started...

- Bipartisanship
- Two sixty day packages
- General level of excitement about returning to in-person

## How it ended...

- Longest Republican walkout
- Reproductive health and gun safety
- A little over a week to pass most pieces of legislation



# Overall Legislative themes

- Housing and homelessness
- Semiconductors and economic recovery
- Reproductive rights
- Drought and climate resiliency
- Budget predictions

# Metro's priorities

- Housing and homelessness
- Solid Waste



# Metro's priorities

- Transportation
- Economic Development
- Land Use
- Gun safety

# Bills of Interest

- Environment
- Elections
- Behavioral Health



# Questions



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