

# MORROW COUNTY BOARD OF COMMISSIONERS MEETING AGENDA

Wednesday, April 13, 2022 at 9:00 a.m.

Bartholomew Building Upper Conference Room

110 N. Court St., Heppner, Oregon

See Zoom Meeting Information on Page 2

**AMENDED**

1. **Call to Order and Pledge of Allegiance: 9:00 a.m.**
2. **City/Citizen Comments:** Individuals may address the Board on issues not on the agenda
3. **Open Agenda:** The Board may introduce subjects not already on the agenda
4. **Consent Calendar**
  - a. Approve Accounts Payable & Payroll Payables
  - b. Oregon Department of Agriculture, Wolf Compensation and Financial Assistance 2022 Grant Agreement #ODA-4332-GR
  - c. Amendment 4 to Oregon Health Authority Intergovernmental Agreement #169524 for the Financing of Public Health Services
5. **Public Hearing:** Supplemental Budget Resolution No. R-2022-8 – Amazon Discretionary Appropriations (Darrell Green, Administrator)
6. **Business Items**
  - a. Out-of-State Travel Policy Review (Chair Doherty)
  - b. Building Project Updates
7. **Department Reports**
  - a. Justice Court Quarterly Report (Judge Glen Diehl)
  - b. Veterans Services Quarterly Report (Linda Skendzel)
  - c. Treasurer’s Monthly Report (Jaylene Papineau)
  - d. Planning Department Monthly Report (Tamra Mabbott)
8. **Correspondence**
9. **Commissioner Reports**
10. **Executive Session:** Pursuant to ORS 192.660(2)(h) – To consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed
- ~~11. **Executive Session:** Pursuant to ORS 192.660(2)(i) – To review and evaluate the employment-related performance of the chief executive officer of any public body, a public officer, employee or staff member who does not request an open hearing~~
12. **Sign documents**
13. **Adjournment**

Agendas are available every Friday on our website ([www.co.morrow.or.us/boc](http://www.co.morrow.or.us/boc) under “Upcoming Events”). Meeting Packets are also available the following Monday.

The meeting location is accessible to persons with disabilities. A request for an interpreter for the hearing impaired or for other accommodations for persons with disabilities should be made at least 48 hours before the meeting to Roberta Lutcher at (541) 676-5613.

Pursuant to ORS 192.640, this agenda includes a list of the principal subjects anticipated to be considered at the meeting; however, the Board may consider additional subjects as well. This meeting is open to the public and interested citizens are invited to attend. Executive sessions are closed to the public; however, with few exceptions and under specific guidelines, are open to the

media. The Board may recess for lunch depending on the anticipated length of the meeting and the topics on the agenda. If you have anything that needs to be on the agenda, please notify the Board office before noon of the preceding Friday. If something urgent comes up after this publication deadline, please notify the office as soon as possible. If you have any questions about items listed on the agenda, please contact Darrell J. Green, County Administrator at (541) 676-2529.

**Zoom Meeting Information**

<https://zoom.us/j/5416762546>

**PASSWORD: 97836**

Meeting ID: 541-676-2546

**Zoom Call-In Numbers for Audio Only:**

- 1-346-248-7799, Meeting ID: 541 676 2546#
- 1-669-900-6833, Meeting ID: 541 676 2546#
- 1-312-626-6799, Meeting ID: 541-676-2546#
- 1-929-436-2866, Meeting ID: 541-676-2546#
- 1-253-215-8782, Meeting ID: 541-676-2546#
- 1-301-715-8592, Meeting ID: 541-676-2546#



**AGENDA ITEM COVER SHEET**  
**Morrow County Board of Commissioners**  
 (Page 1 of 2)

(For BOC Use)  
 Item #

Please complete for each agenda item submitted for consideration by the Board of Commissioners  
 (See notations at bottom of form)

Presenter at BOC:  
 Department: Health Department  
 Short Title of Agenda Item:

Phone Number (Ext): 5212  
 Requested Agenda Date: 04/13/2022

(No acronyms please)

**Oregon Health Authority Intergovernmental Agreement 169524-4**

**This Item Involves:** (Check all that apply for this meeting.)

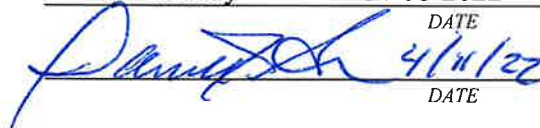
<input type="checkbox"/> Order or Resolution	<input type="checkbox"/> Appointments
<input type="checkbox"/> Ordinance/Public Hearing:	<input type="checkbox"/> Update on Project/Committee
<input type="checkbox"/> 1st Reading <input type="checkbox"/> 2nd Reading	<input checked="" type="checkbox"/> Consent Agenda Eligible
<input type="checkbox"/> Public Comment Anticipated:	<input type="checkbox"/> Discussion & Action
Estimated Time:	Estimated Time:
<input type="checkbox"/> Document Recording Required	<input type="checkbox"/> Purchase Pre-Authorization
<input checked="" type="checkbox"/> Contract/Agreement	<input type="checkbox"/> Other

N/A

Purchase Pre-Authorizations, Contracts & Agreements

Contractor/Entity: **Oregon Health Authority**  
 Contractor/Entity Address: **800 NE Oregon Street, Suite 930, Portland, OR 97232**  
 Effective Dates – From: **December 30, 2020**                      Through: **September 30, 2021**  
 Total Contract Amount: **\$23,633.00**                                      Budget Line: **GL 101-114-3-30-3496**  
 Does the contract amount exceed \$5,000?     Yes     No

Reviewed By:

<u>Robin Canaday</u>	<u>04-08-2022</u>	Department Director	Required for all BOC meetings
	DATE		
	<u>4/11/22</u>	Administrator	Required for all BOC meetings
	DATE		
_____	DATE	County Counsel	*Required for all legal documents
_____	DATE	Finance Office	*Required for all contracts; other items as appropriate.
_____	DATE	Human Resources	*If appropriate

\*Allow 1 week for review (submit to all simultaneously). When each office has notified the submitting department of approval, then submit the request to the BOC for placement on the agenda.

**Note:** All other entities must sign contracts/agreements before they are presented to the Board of Commissioners (originals preferred). Agendas are published each Friday afternoon, so requests must be received in the BOC Office by 1:00 p.m. on the Friday prior to the Board's Wednesday meeting. Once this form is completed, including County Counsel, Finance and HR review/sign-off (if appropriate), then submit it to the Board of Commissioners Office.

**AGENDA ITEM COVER SHEET**  
**Morrow County Board of Commissioners**  
**(Page 2 of 2)**

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**1. ISSUES, BACKGROUND, DISCUSSION AND OPTIONS (IF ANY):**

Funds to train and maintain at least one staff to act as a Disease Intervention Specialist (DIS), we will use the funds for the Program Element in accordance with our local program budget which has been approved by the State. The funds are used to pay wages of staff that are educating on prevention, counseling clients and their partners, collecting specimens and sending them out to the lab, providing treatment and also reporting to the state/tracking outbreaks.

**2. FISCAL IMPACT:**

State will provide funds under this agreement of \$23,633.00 for delivery of STD client services and implementation of STD Control Measures within the LPHA's service area.

**3. SUGGESTED ACTION(S)/MOTION(S):**

Move to approve the Fourth Amendment to Oregon Health Authority Intergovernmental Agreement 169524-4 and authorize Commissioner Doherty to sign on behalf of the County.

Attach additional background documentation as needed.

Agreement #169524



**FOURTH AMENDMENT TO OREGON HEALTH AUTHORITY  
2021-2023 INTERGOVERNMENTAL AGREEMENT FOR THE  
FINANCING OF PUBLIC HEALTH SERVICES**

In compliance with the Americans with Disabilities Act, this document is available in alternate formats such as Braille, large print, audio recordings, Web-based communications and other electronic formats. To request an alternate format, please send an e-mail to [dhs-oha.publicationrequest@state.or.us](mailto:dhs-oha.publicationrequest@state.or.us) or call 503-378-3486 (voice) or 503-378-3523 (TTY) to arrange for the alternative format.

This Fourth Amendment to Oregon Health Authority 2021-2023 Intergovernmental Agreement for the Financing of Public Health Services, effective July 1, 2021, (as amended the "Agreement"), is between the State of Oregon acting by and through its Oregon Health Authority ("OHA") and Morrow County, ("LPHA"), the entity designated, pursuant to ORS 431.003, as the Local Public Health Authority for Morrow County. OHA and LPHA are each a "Party" and together the "Parties" to the Agreement.

**RECITALS**

WHEREAS, OHA and LPHA wish to modify the set of Program Element Descriptions set forth in Exhibit B of the Agreement

WHEREAS, OHA and LPHA wish to modify the Fiscal Year 2022 (FY22) Financial Assistance Award set forth in Exhibit C of the Agreement.

WHEREAS, OHA and LPHA wish to modify the Exhibit J information required by 2 CFR Subtitle B with guidance at 2 CFR Part 200;

NOW, THEREFORE, in consideration of the premises, covenants and agreements contained herein and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

**AGREEMENT**

1. This Amendment is effective on January 1, 2022, regardless of the date this amendment has been fully executed with signatures by every Party and when required, approved by the Department of Justice. However, payments may not be disbursed until the Amendment is fully executed.

2. The Agreement is hereby amended as follows:

a. Exhibit A “Definitions”, Section 18 “Program Element” is amended to add Program Element titles and funding source identifiers as follows:

<b>PE NUMBER AND TITLE</b> • SUB-ELEMENT(S)	<b>FUND TYPE</b>	<b>FEDERAL AGENCY/ GRANT TITLE</b>	<b>CFDA#</b>	<b>HIPAA RELATED (Y/N)</b>	<b>SUB-RECIPIENT (Y/N)</b>
PE 10-02 Sexually Transmitted Disease (STD)	FF	CDC/Preventive Health Services - Sexually Transmitted Diseases Control Grants	93.977	N	Y

b. Exhibit B Program Element #10 “Sexually Transmitted Disease” is hereby superseded and replaced in its entirety by Attachment A attached hereto and incorporated herein by this reference.

c. Section 1 of Exhibit C of the Agreement, entitled “Financial Assistance Award” for FY22 is hereby superseded and replaced in its entirety by Attachment B, entitled “Financial Assistance Award (FY22)”, attached hereto and incorporated herein by this reference. Attachment B must be read in conjunction with Section 3 of Exhibit C.

d. Exhibit J of the Agreement entitled “Information required by 2 CFR Subtitle B with guidance at 2 CFR Part 200” is amended to add to the federal award information datasheet as set forth in Attachment C, attached hereto and incorporated herein by this reference.

3. LPHA represents and warrants to OHA that the representations and warranties of LPHA set forth in Section 4 of Exhibit F of the Agreement are true and correct on the date hereof with the same effect as if made on the date hereof.

4. Capitalized words and phrases used but not defined herein shall have the meanings ascribed thereto in the Agreement.

5. Except as amended hereby, all terms and conditions of the Agreement remain in full force and effect.

6. This Amendment may be executed in any number of counterparts, all of which when taken together shall constitute one agreement binding on all parties, notwithstanding that all parties are not signatories to the same counterpart. Each copy of this Amendment so executed shall constitute an original.

**OHA - 2021-2023 INTERGOVERNMENTAL AGREEMENT - FOR THE FINANCING OF PUBLIC HEALTH SERVICES**

IN WITNESS WHEREOF, the parties hereto have executed this Amendment as of the dates set forth below their respective signatures.

**7. Signatures.**

**STATE OF OREGON, ACTING BY AND THROUGH ITS OREGON HEALTH AUTHORITY**

Signature: \_\_\_\_\_

Name: /for/ Nadia A. Davidson

Title: Director of Finance

Date: \_\_\_\_\_

**MORROW COUNTY LOCAL PUBLIC HEALTH AUTHORITY**

Signature: \_\_\_\_\_

Printed Name: Jim Doherty

Title: Chair, Morrow County Board of Commissioners

Date: April 13, 2022

**DEPARTMENT OF JUSTICE – APPROVED FOR LEGAL SUFFICIENCY**

*Approved by Wendy Johnson, Senior Assistant Attorney General on July 27, 2021. Copy of emailed approval on file at OHA, OC&P.*

**REVIEWED BY OHA PUBLIC HEALTH ADMINISTRATION**

Signature: \_\_\_\_\_

Name: Derrick Clark (or designee)

Title: Program Support Manager

Date: \_\_\_\_\_

**Attachment A  
Program Element Description**

**Program Element #10: Sexually Transmitted Diseases (STD) Client Services**

**OHA Program Responsible for Program Element:**

Public Health Division/Center for Public Health Practice/HIV, STD and TB Section

1. **Description.** Funds provided under this Agreement for this Program Element may only be used in accordance with, and subject to, the requirements and limitations set forth below, to deliver Sexually Transmitted Diseases (STD) Client Services. ORS 433.006 and OAR 333-019-0000 assign responsibility to LPHAs for sexually transmitted disease (STD) investigations and implementation of STD control measures within an LPHA's service area. STD client services may include, but are not limited to, Case finding, Partner Services (i.e., contact tracing), clinical and laboratory services, and education and outreach activities. The funds provided for STD client services under the Agreement for this Program Element may only be used as supplemental funds to support LPHA's STD investigations and control efforts and are not intended to be the sole funding for LPHA's STD client services program.

STDs are a significant health problem in Oregon, with over 22,000 new Cases reported every year. STDs pose a threat to immediate and long-term health and well-being. In addition to increasing a person's risk for acquiring and transmitting HIV infection, STDs can lead to severe reproductive health complications, including poor pregnancy outcomes. Protecting the population from communicable disease by reducing rates of gonorrhea and early syphilis is a public health priority and is included in Healthier Together Oregon, the State Health Improvement Plan.

This Program Element, and all changes to this Program Element are effective the first day of the month noted in Issue Date section of Exhibit C Financial Assistance Award unless otherwise noted in Comments and Footnotes of Exhibit C of the Financial Assistance Award.

2. **Definitions Specific to Sexually Transmitted Diseases (STD) Client Services.**

- a. **Case:** An individual who has been diagnosed by a health care provider, as defined in OAR 333-017-0000, as having a reportable disease, infection, or condition, as described in OAR 333-018-0015, or whose illness meets defining criteria published in OHA's Investigative Guidelines.
- b. **Case Investigation:** A process that includes identifying Cases, conducting a Case interview, collecting and reporting Core Variables, and providing Partner Services.
- c. **Contact:** Sexual partner of STD Case.
- d. **Core Variables:** Variables required by OHA and the CDC cooperative agreement PS19-1901 Strengthening STD Prevention and Control for Health Departments (STD PCHD) that are essential for counting and/or investigating reported Cases accurately and for describing trends in reported Cases in key populations at the local and state level.
- e. **Disease Intervention Specialist:** Job title used to identify to staff person(s) trained to deliver HIV/STD Partner Services.



- f. **In-Kind Resources:** Tangible goods or supplies having a monetary value that is determined by OHA. Examples of such In-Kind Resources include goods such as condoms, lubricant packages, pamphlets, and antibiotics for treating STDs. If the LPHA receives In-Kind Resources under this Agreement in the form of medications for treating STDs, LPHA must use those medications to treat individuals for STDs as outlined in Section 4.j. of this Program Element. In the event of a non-STD related emergency, with notification to the OHA STD program, the LPHA may use these medications to address the emergent situation. If the LPHA self-certifies as a 340B STD clinic site and receives reimbursement for 340B medications from OHA, they shall ensure these medications are used in accordance with the Health Resources and Services Administration (HRSA) Office of Pharmacy Affairs regulations regarding “340B Drug Pricing Program.”
- g. **Investigative Guidelines:** OHA reportable disease guidelines, which are incorporated herein by this reference.
- h. **Partner Services:** Partner Services refers to a continuum of clinical evaluation, counseling, diagnostic testing, and treatment designed to increase the number of infected persons brought to treatment and reduce transmission among sexual networks. Partner Services includes conducting Case interviews to identify sex and needle-sharing partners, offering to conduct partner notification, providing STD/HIV testing (or referrals) to all contacts, and referring Cases and Contacts to HIV PrEP and additional medical/social services, including treatment.
- i. **Priority Gonorrhea Cases:** Gonorrhea Cases requiring Case Investigation, defined as Cases among pregnant or pregnancy-capable individuals, Cases among individuals co-infected with HIV; and rectal gonorrhea Cases.
- j. **Priority Syphilis Cases:** Syphilis Cases requiring Case Investigation, defined as Cases staged as primary, secondary, and early non-primary non-secondary syphilis and Cases of any syphilis stage among pregnant or pregnancy-capable individuals.
- k. **Reportable STDs:** A Reportable STD refers to diagnosed or suspected Cases of Chancroid, Chlamydia, Gonorrhea, and Syphilis, as further described in Division 18 of OAR Chapter 333, and HIV, as further described in ORS Chapter 433.
- l. **STD Outbreak:** The occurrence of an increase in Cases of previously targeted priority disease type in excess of what would normally be expected in a defined community, geographical area or season, and, by mutual agreement of the LPHA and OHA, exceeds the expected routine capacity of the LPHA to address.
- m. **Technical Assistance:** Services of OHA HIV/STD Prevention staff to support the LPHA’s delivery of STD Client Services, which include providing training and during STD Case Investigations and STD Outbreak response.

3. **Alignment with Modernization Foundational Programs and Foundational Capabilities.** The activities and services that the LPHA has agreed to deliver under this Program Element align with Foundational Programs and Foundational Capabilities and the public health accountability metrics (if applicable), as follows (see [Oregon’s Public Health Modernization Manual](http://www.oregon.gov/oha/PH/ABOUT/TASKFORCE/Documents/public_health_modernization_manual.pdf), ([http://www.oregon.gov/oha/PH/ABOUT/TASKFORCE/Documents/public\\_health\\_modernization\\_manual.pdf](http://www.oregon.gov/oha/PH/ABOUT/TASKFORCE/Documents/public_health_modernization_manual.pdf)):

a. **Foundational Programs and Foundational Capabilities** (As specified in Public Health Modernization Manual)

Program Components	Foundational Program					Foundational Capabilities						
	CD Control	Prevention and health promotion	Environmental health	Population Health Direct services	Access to clinical preventive services	Leadership and organizational competencies	Health equity and cultural responsiveness	Community Partnership Development	Assessment and Epidemiology	Policy & Planning	Communications	Emergency Preparedness and Response
<i>Asterisk (*) = Primary foundational program that aligns with each component</i>					<i>X = Foundational capabilities that align with each component</i>							
<i>X = Other applicable foundational programs</i>												
Epidemiological investigations that report, monitor and control Sexually Transmitted Diseases and HIV.	*						X		X			
STD client services (screening, testing, treatment, prevention).	*				X		X		X			
Condom and lubricant distribution.	*						X	X				

b. The work in this Program Element helps Oregon’s governmental public health system achieve the following Public Health Accountability Metric:

Gonorrhea rates

c. The work in this Program Element helps Oregon’s governmental public health system achieve the following Public Health Modernization Process Measure:

- (1) Percent of gonorrhea Cases that had at least one contact that received treatment; and
- (2) Percent of gonorrhea Case reports with complete “priority” fields. As used herein, priority fields are defined as: race, ethnicity, gender of patient’s sex partners, HIV status or date of most recent HIV test, and pregnancy status for females of childbearing age (15-44).

4. **Procedural and Operational Requirements.** By accepting and using the Financial Assistance awarded under this Agreement and for this Program Element, LPHA agrees to conduct activities in accordance with the following requirements:
- a. Train and maintain at least one staff to act as a Disease Intervention Specialist (DIS), as described in its local staffing plan, which has been approved by OHA. OHA shall make available CDC-training to LPHAs needing to train staff as a DIS.
  - b. Use funds for this Program Element in accordance with its local program budget, which has been approved by OHA. Modification to the local program budget may only be made with OHA approval.
  - c. Allowable budget expenses are:
    - (1) Personnel costs including fringe for at least one staff acting as a DIS. Personnel costs for additional staff beyond a DIS are allowable (e.g. program manager, epidemiologist, public health nurse) provided the additional staff are supporting the role and function of a DIS and HIV/STD Case Investigations. Additional staff shall not exceed the FTE dedicated to the DIS position.
    - (2) Travel (including mileage, lodging, per diem). Client transportation (e.g. taxi vouchers, gas cards) are an allowable expense provided the purpose is to facilitate STD testing, treatment, and other Case Investigation activities.
    - (3) Supplies and equipment needed to carry out the work of a DIS. Equipment is defined as costing \$5,000 or greater and having a useful life of at least one year.
    - (4) Other allowable expenses including postage, software and other licenses (e.g. Accurint), printing costs for educational/outreach materials, and other expenses approved by the STD Program on a case-by-case basis.
    - (5) Indirect costs to a maximum allowable rate of 10%.
  - d. Unallowable expenses include but are not limited to:
    - (1) Medications and screening/testing costs
    - (2) Harm reduction supplies including syringes
    - (3) Cash or gift card incentives (outside of taxi vouchers or gas cards as outlined in Section 4.c.(2)).
    - (4) Advertising or marketing
    - (5) Purchase or maintenance of vehicles
  - e. Pending availability of funds, OHA may provide the following items to the LPHA in-kind: STD medications, gift card incentives, condoms, lubricant, rapid HIV test kits, rapid syphilis test kits, coverage of certain lab fees through the Oregon State Public Health Laboratory.
  - f. LPHA must attend any training webinars and Case review meetings required by OHA. Travel costs associated with attendance at any in-person meetings or trainings is an allowable budget expense

- g. LPHA acknowledges and agrees that the LPHA bears the primary responsibility, as described in Divisions 17, 18, and 19, of Oregon Administrative Rules (OAR) Chapter 333, for identifying potential STD Outbreaks within LPHA's service area, for preventing the incidence of STDs within LPHA's service area, and for reporting in a timely manner (as required in Section 6.a.) the incidence of Reportable STDs within LPHA's service area (as described below in Reporting Requirements). LPHA must fulfill the following minimum Case Investigation expectations described below:
- (1) HIV: Case Investigation should be completed for each HIV Case assigned to the LPHA by the OHA HIV Surveillance Program.
  - (2) Syphilis: Case Investigation should be completed for all Priority Syphilis Cases below at minimum. Other syphilis Cases should be investigated if there is staffing capacity or there are no Priority Syphilis Cases. OHA may require LPHA to investigate other syphilis Cases if necessitated by local epidemiology, an STD Outbreak response, or other considerations. LPHA may also independently require Case Investigation for other syphilis Cases. Priority Syphilis Cases include:
    - (a) All primary, secondary, and early non-primary non secondary syphilis Cases regardless of sex/gender or age
    - (b) All Cases among pregnant or pregnancy-capable individuals regardless of stage. Pregnant individuals that don't meet the Case definition may require treatment verification. Refer to the OHA Syphilis Investigative Guidelines.
  - (3) Gonorrhea: Case Investigation should be completed for all Priority Gonorrhea Cases below at minimum. Other gonorrhea Cases should be investigated if there is staffing capacity or there are no Priority Gonorrhea Cases. OHA may require LPHA to investigate other gonorrhea Cases if necessitated by local epidemiology, an STD Outbreak response, or other considerations. LPHA may also independently require Case Investigation for other gonorrhea Cases. Priority Gonorrhea Cases include:
    - (a) All rectal gonorrhea Cases
    - (b) All Cases among pregnant or pregnancy-capable individuals
    - (c) All Cases among individuals co-infected with HIV
  - (4) Chlamydia: Case Investigation for chlamydia Cases is not expected and may be pursued at the discretion of the LPHA.
- h. LPHA must provide or refer client for STD Client Services in response to an individual seeking such services from LPHA. Clinical STD Client Services consist of screening individuals for Reportable STDs and treating Cases and their Contacts.
- i. LPHA must provide STD Client Services including Case finding, treatment (not applicable for HIV) and prevention activities, to the extent that local resources permit, related to HIV, syphilis, gonorrhea, and chlamydia in accordance with:
- (1) Oregon Administrative Rules (OAR), Chapter 333, Divisions 17, 18, and 19;
  - (2) "OHA Investigative Guidelines for Notifiable Diseases" which can be found at: <http://bit.ly/OR-IG> ;
  - (3) Oregon Revised Statutes (ORS), Chapters 431 & 433; and
  - (4) Current "Centers for Disease Control and Prevention Sexually Transmitted Infections Treatment Guidelines," which can be found at: <https://www.cdc.gov/std/treatment/>.

- j. OHA may provide, pursuant to this agreement, In-Kind Resources or Technical Assistance to assist LPHA in delivering STD Client Services. If LPHA receives In-Kind Resources under this Agreement in the form of medications for treating STDs, LPHA may use those medications to treat Cases or Contacts, subject to the following requirements:
  - (1) The medications must be provided at no cost to the individuals receiving treatment.
  - (2) LPHA must perform a monthly medication inventory and maintain a medication log of all medications supplied to LPHA under this Agreement. Specifically, LPHA must log-in and log-out each dose dispensed.
  - (3) LPHA must log and document appropriate disposal of medications supplied to LPHA under this Agreement which have expired and thereby, prevent their use.
  - (4) If the LPHA self certifies as a 340B STD clinic site and receives reimbursement for 340B medications from OHA, they must only use “340B medications” to treat individuals for STDs in accordance with the Health Resources and Services Administration (HRSA) Office of Pharmacy Affairs regulations regarding the 340B Drug Pricing Program.
  - (5) If LPHA Subcontracts with another person to provide STD Client Services required under this Program Element, the In-Kind Resources in the form of medications received by LPHA from OHA must be provided, free of charge, to the Subcontractor for the purposes set out in this section and the Subcontractor must comply with all requirements related to such medications unless OHA informs LPHA in writing that the medications cannot be provided to the Subcontractor. The LPHA must document the medications provided to a Subcontractor under this section
  - (6) If LPHA receives In-Kind Resources under this Agreement in the form of condoms and lubricant, LPHA may distribute those supplies at no cost to individuals infected with an STD and to other individuals who are at risk for STDs. LPHA may not, under any circumstances, sell condoms supplied to LPHA under this Agreement. LPHA shall store condoms in a cool, dry place to prevent damage and shall check expiration date of condoms at least once annually.
- k. LPHA staff funded through this Agreement may be utilized to assist with Directly Observed Therapy (DOT) for Tuberculosis Services on a case-by-case basis. LPHA must discuss the staffing need with the OHA STD and TB programs and obtain written approval from both before utilizing STD staff for TB DOT.

**5. General Revenue and Expense Reporting.**

LPHAs receiving funding under this Financial Assistance Award must complete an “Oregon Health Authority Public Health Division Expenditure and Revenue Report” located in Exhibit C of the Agreement. These reports must be submitted to OHA each quarter on the following schedule:

<b>Fiscal Quarter</b>	<b>Due Date</b>
First: July 1 – September 30	October 30
Second: October 1 – December 31	January 30
Third: January 1 – March 31	April 30
Fourth: April 1 – June 30	August 20

**6. Reporting Requirements.**

- a. LPHA must review laboratory and health care provider Case reports by the end of the calendar week in which initial laboratory or physician report is made in accordance with the standards established pursuant to OAR 333-018-0020. All Cases shall be reported to the OHA HIV/STD/TB (HST) Program via Orpheus.
- b. LPHA must collect and report the Core Variables as outlined in Attachment 1. Required Core Variables are subject to change. Core Variables below that are not required for chlamydia Cases and non-Priority Gonorrhea/Syphilis Cases may be collected at the discretion of the LPHA based on local policy and capacity.

**7. Performance Measures.**

- a. LPHA must operate its program in a manner designed to achieve the following STD performance goals:
  - (1) Treatment with CDC-recommended gonorrhea regimen documented within 14 days of LPHA notification
  - (2) Pregnancy status documented within 14 days of LPHA notification in 100% of all female syphilis Cases under age 45
  - (3) Treatment of early syphilis with penicillin G benzathine (Bicillin) documented within 14 days of LPHA notification
  - (4) Congenital syphilis electronic report form should be completed within 45 days of birth
  - (5) Contacts should be tested/treated within 30 days before or after the index patient's testing date
- b. LPHA must operate the STD Client Services program in a manner designed to make progress toward achieving the following Oregon public health modernization process measures:
  - (1) Percent of gonorrhea Cases that had at least one Contact that received treatment
  - (2) Percent of gonorrhea Case reports with complete priority fields  
Priority fields include race, ethnicity, sex of sex partner, pregnancy status, and HIV status/date of last HIV test

**Attachment 1  
Required Core Variables**

<b>STD Core Variables</b>	<b>Chlamydia and Gonorrhea Cases—All</b>	<b>Priority Gonorrhea Cases:</b>	<b>Syphilis Cases—All</b>	<b>Priority Syphilis Cases</b>
Age*	✓	✓	✓	✓
Sex*	✓	✓	✓	✓
County*	✓	✓	✓	✓
Specimen collection date*	✓	✓	✓	✓
Diagnosing facility type	✓	✓	✓	✓
Anatomic site of infection*	✓	✓		
Race/ethnicity		✓		✓
Gender identity		✓		✓
Sexual orientation		✓		✓
Sex of sex partners		✓		✓
Pregnancy status		✓	✓	✓
HIV status		✓		✓
Treatment/Date of treatment		✓	✓	✓
Clinical signs/symptoms				✓
Substance use				✓
Incarceration history				✓
* Included on lab report				

OHA - 2021-2023 INTERGOVERNMENTAL AGREEMENT - FOR THE FINANCING OF PUBLIC HEALTH SERVICES

HIV Core Variables	Orpheus Tab	Reported via ELR	Entered by OHA	Entered by LPHA
Stage	Home layout-Stage		✓	
Status	Home layout-Status		✓	
DOB/Age*	Home layout-Age	✓	✓	✓
Sex*	Home layout-SOGI	✓	✓	✓
Gender identity	Home layout-SOGI		✓	✓
Sexual orientation	Home layout-SOGI		✓	✓
Race/ethnicity	Home layout-REALD		✓	✓
Pregnancy status	Home layout-Pregnant		✓	✓
Housing at Dx	Home layout-Housing at Dx		✓	✓
Address*	Home layout	✓	✓	✓
Phone/email	Home layout		✓	✓
Diagnosing facility/Provider*	Home layout-Provider	✓	✓	✓
HARS ID HIV Diagnosis AIDS Diagnosis	Home layout		✓	
Specimen collection date*	Labs tab	✓	✓	✓
Clinical signs/symptoms	Clinical tab		✓	✓
Treatment/Date of treatment	Treatment tab		✓	✓
HIV risk history At minimum: sex of partners trans partners sex for drugs/\$ substance use last neg HIV test PrEP use history STD tested	Risks tab		✓	✓
Contacts	Contacts tab			✓
Outbreak Info	Epilinks tab		✓	
* Included on lab report				



**Attachment B  
Financial Assistance Award (FY22)**

State of Oregon Oregon Health Authority Public Health Division		
<b>1) Grantee</b> Name: Morrow County  Street: 110 N Court Street City: Heppner State: OR Zip: 97836-7328	<b>2) Issue Date</b> Saturday, January 1, 2022	<b>This Action</b> Amendment
	<b>3) Award Period</b> From July 1, 2021 through June 30, 2022	

4) OHA Public Health Funds Approved				
Number	Program	Previous Award Balance	Increase / Decrease	Current Award Balance
PE01-01	State Support for Public Health	\$15,225.00	\$0.00	\$15,225.00
PE01-07	ELC ED Contact Tracing	\$162,128.00	\$0.00	\$162,128.00
PE01-08	COVID Wrap Direct Client Services	\$20,000.00	\$0.00	\$20,000.00
PE01-09	COVID-19 Active Monitoring - ELC	\$466,916.00	\$0.00	\$466,916.00
PE01-10	OIP - CARES	\$186,799.00	\$0.00	\$186,799.00
PE10-02	Sexually Transmitted Disease (STD)	\$0.00	\$23,633.00	\$23,633.00
PE12-01	Public Health Emergency Preparedness and Response (PHEP)	\$68,636.00	\$0.00	\$68,636.00
PE13-01	Tobacco Prevention and Education Program (TPEP)	\$7,500.00	\$0.00	\$7,500.00
PE42-03	MCAH Perinatal General Funds & Title XIX	\$1,911.00	\$0.00	\$1,911.00
PE42-04	MCAH Babies First! General Funds	\$6,112.00	\$0.00	\$6,112.00
PE42-06	MCAH General Funds & Title XIX	\$3,587.00	\$0.00	\$3,587.00
PE42-11	MCAH Title V	\$18,583.00	\$0.00	\$18,583.00
PE42-12	MCAH Oregon Mothers Care Title V	\$3,441.00	\$0.00	\$3,441.00
PE43-01	Public Health Practice (PHP) - Immunization Services	\$8,628.00	\$0.00	\$8,628.00

OHA - 2021-2023 INTERGOVERNMENTAL AGREEMENT - FOR THE FINANCING OF PUBLIC HEALTH SERVICES

4) OHA Public Health Funds Approved				
Number	Program	Previous Award Balance	Increase / Decrease	Current Award Balance
PE43-06	CARES Flu	\$0.00	\$0.00	\$0.00
PE44-01	SBHC Base	\$60,000.00	\$0.00	\$60,000.00
PE44-02	SBHC - Mental Health Expansion	\$40,000.00	\$0.00	\$40,000.00
PE46-05	RH Community Participation & Assurance of Access	\$12,950.00	\$0.00	\$12,950.00
PE51-01	LPHA Leadership, Governance and Program Implementation	\$97,388.00	\$0.00	\$97,388.00
PE51-03	ARPA WF Funding	\$37,505.00	\$0.00	\$37,505.00
		\$1,217,309.00	\$23,633.00	\$1,240,942.00

5) Foot Notes:	
PE01-01	5/1/21: Bridge funding for July-Sept 2021. Additional funds to be awarded once budgets are final.
PE01-01	9/1/21: Prior comment null and void. Funding is now for FY22 7/1/2021-6/30/2022.
PE01-07	9/1/2021: Funds are available 07/01/2021 - 06/30/2023
PE01-08	9/1/2021: Funds are available 07/01/2021 - 06/30/2023
PE01-09	9/1/2021: Funds are available 7/1/2021 - 06/30/2023
PE01-10	Awarded funds can be spent on allowable costs for the period of 7/1/2021 - 6/30/2024. Any unspent funds as of 6/30/22 will be rolled over into the FY23 award. Please see provided <b>budget guidance</b> for more details on roll over information.
PE43-06	9/1/2021: Activities funded under PE43-06 are the same as PE01-10. Please use PE43-06 funds first and if possible, use by 6/30/2022. No additional funds will be added to PE43-06. Current FY22 awards are a rollover of unspent FY21 awards.
PE51-01	5/1/21: Bridge funding for July-Sept 2021. Additional funds to be awarded once budgets are final.
PE51-01	9/1/21. Prior comment null and void. Award is for FY22 7/1/2021-6/30/2022.

**OHA - 2021-2023 INTERGOVERNMENTAL AGREEMENT - FOR THE FINANCING OF PUBLIC HEALTH SERVICES**

<b>6) Comments:</b>	
PE01-07	9/2021: SFY22 Rollover of unspent funds from FY21
PE01-08	9/2021: Rollover of unspent FY21 award to FY22
PE01-09	9/2021: Rollover of unspent funds from FY21 to FY22
PE01-10	9/2021: Rollover of Unspent funds 124,198 from FY21 to FY22
PE10-02	1/2022: Funds must be spent between 1/1/2022-06/30/2022
PE12-01	10/2021: SFY22 award of unspent funds from SFY21 - must be spent by 06/30/2022 and an updated Budget is required by 12/31/2021
PE51-01	9/2021: added funding for FY22

<b>7) Capital outlay Requested in this action:</b>				
Prior approval is required for Capital Outlay. Capital Outlay is defined as an expenditure for equipment with a purchase price in excess of \$5,000 and a life expectancy greater than one year.				
Program	Item Description	Cost	PROG APPROV	

**Attachment C**  
**Information required by CFR Subtitle B with guidance at 2 CFR Part 200**

<b>PE10-02 Sexually Transmitted Disease (STD)</b>	
Federal Award Identification Number:	NH25PS005149
Federal Award Date:	12/16/2020
Budget Performance Period:	01/01/2019-12/31/2023
Awarding Agency:	Centers for Disease Control & Prevention
CDFA Number:	93.977
CFDFA Name:	Preventive Health Services - Sexually Transmitted Diseases Control Grants
Total Federal Award:	2,975,291.00
Project Description:	STD Prevention & Control
Awarding Official:	Cassandra Davis
Indirect Cost Rate:	17.64%
Research and Development (T/F):	FALSE
PCA:	53195
Index:	50403

Agency	DUNS No.	Amount	Grand Total:
Morrow	010741189	\$23,633.00	\$23,633.00





**AGENDA ITEM COVER SHEET**  
**Morrow County Board of Commissioners**  
**(Page 2 of 2)**

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**1. ISSUES, BACKGROUND, DISCUSSION AND OPTIONS (IF ANY):**

This is the annual grant overseen by the Morrow County Wolf Depredation Advisory Committee. The current award amount of \$11,000 is to be used for financial assistance for implementing methods that limit wolf-livestock interaction (livestock management techniques or nonlethal wolf deterrent techniques).

These are the current members of the Advisory Committee:

1. Commissioner Jim Doherty
2. Dean Robinson, Chair, representing Wolf Conservation, term expires December 31, 2023
3. Alan Scott, representing Wolf Conservation, term expires December 31, 2024
4. Robert Mahoney, representing Livestock Producers, term expires December 31, 2024
5. Paul Hisler, Jr., representing Livestock Producers, term expires December 31, 2023
6. Cameron Sweeney, representing Local Business, term expires December 31, 2023
7. John Gould, representing Local Business, term expires December 31, 2024

**2. FISCAL IMPACT:**

The county must contribute an amount of money equal to 10% of the allowable expenditures necessary to implement the county program during the calendar year as described in OAR 603-019-0015(g)

**3. SUGGESTED ACTION(S)/MOTION(S):**

Move to approve ODA Wolf Compensation and Financial Assistance Grant Agreement #ODA-4332-GR in the amount of \$11,000 and authorize Chair Doherty to sign on behalf of the County.

Attach additional background documentation as needed.

## Roberta Lutcher

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**From:** SANDAU Jonathan \* ODA <Jonathan.SANDAU@oda.oregon.gov>  
**Sent:** Monday, April 4, 2022 10:48 AM  
**To:** Roberta Lutcher  
**Cc:** ODA\_wdcfa  
**Subject:** Re: 2022 Wolf Grant Application - Morrow County  
**Attachments:** 2022 Morrow Co wolf grant agreement (unsigned).pdf

**STOP and VERIFY - This message came from outside of Morrow County Government**

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Roberta –

Attached is the 2022 Grant Agreement for Morrow County. The award total is **\$11,000**.

For the 2022 Wolf Depredation Grant, ODA is awarding a total of \$393,681.91 to twelve (12) Counties: Baker, Crook, Douglas, Grant, Jackson, Klamath, Lake, Morrow, Umatilla, Union, Wallowa, and Wheeler. The total amount funded 100% of county requests for confirmed depredation, prevention, and administration. ODA was able to fund missing claims at 50% of the requested value, which is average for this grant.

Please return a signed copy of the Grant Agreement no later than **April 15, 2022**. ODA will process payments upon the return of each agreement.

Please reach out with any questions,

Jonathan

--  
Jonathan Sandau, Special Assistant to Director  
**Oregon Department of Agriculture – Director's Office**  
635 Capitol St NE, Salem, OR 97301-2532  
PH: (503) 986-7239 | CELL: (503) 385-5027 | WEB: [Oregon.gov/ODA](http://Oregon.gov/ODA)

---

**From:** Roberta Lutcher <rlutcher@co.morrow.or.us>  
**Date:** Tuesday, March 8, 2022 at 3:53 PM  
**To:** SANDAU Jonathan \* ODA <Jonathan.SANDAU@oda.oregon.gov>  
**Subject:** 2022 Wolf Grant Application - Morrow County





County	Morrow
Grant #	ODA-4332-GR
Total Paid	\$11,000.00

## 2022 ODA Wolf Grant Payment

Award Type	PCA 52008 GF	PCA 29011 FF	Totals
Death/Inj	\$0	\$0	\$ 0.00
Prevention	\$11,000	\$0	\$11,000.00
Missing	\$0	\$0	\$ 0.00
Admin	\$0	\$0	\$ 0.00
<b>Total</b>	<b>\$11,000.00</b>	<b>\$ 0.00</b>	<b>\$11,000.00</b>



**Oregon Department of Agriculture  
Wolf Compensation and Financial Assistance  
2022 Grant Agreement – Grant #: ODA-4332-GR**

**Between:** State of Oregon, acting by and through its Oregon Department of Agriculture  
**And:** Grantee: Morrow County  
Grantee Address: P.O Box 788  
Heppner, OR 97836  
**Date:** Date of Agreement: April 04, 2022

**Section 1  
Legal Basis of Award; Term of Agreement**

Section 1.01. Pursuant to ORS 610.150 to ORS 610.155 (the “Act”), the Department of Agriculture (the “Department”) shall establish and implement a wolf depredation compensation and financial assistance grant program and award grants in accordance with the Act and rules adopted by the Department in OAR chapter 603, Division 019 (the “Rules”) pursuant to ORS 610.150(4).

Section 1.02. Grant Term and Termination. This Agreement shall be effective on the date on which it has been fully executed by every party and when required, approved by the Department of Justice. The availability of Grant moneys under this Agreement and Department’s obligation to disburse Grant moneys pursuant to Section 2.01 shall end on **January 31, 2023** (the “Termination Date”). Grantee shall not submit any disbursement requests and Department shall not disburse any Grant moneys after the Termination Date. Agreement termination shall not extinguish or prejudice the Department’s right to enforce this Agreement with respect to any default by Grantee that has not been cured.

**Section 2  
Grant Award**

Section 2.01. Grant. Subject to Sections 2.02 and in accordance with all terms and conditions of this Agreement, the Department shall disburse to Grantee, no earlier than **April 15, 2022**, a maximum of **\$11,000** (Grant money) to be awarded to Grantee for the purposes and amounts as set forth in the Budget found in Table 2.01. The purposes for the grant shall be for one or more of following numbered “Award Types”:

- 1) Compensation for injury or death of livestock or working dogs resulting from wolf depredation;
- 2) Compensation for missing livestock or working dogs resulting from wolf depredation;
- 3) Reimbursement for qualified expenses incurred by the county for implementing the county program, as provided in OAR 603-019-0001(5), OAR 603-019-0005(c) and OAR 603-019-0015(2)(g); and
- 4) Financial assistance for implementing methods that limit wolf-livestock interaction (livestock management techniques or nonlethal wolf deterrence techniques.

All disbursements (“Awards”) that the Grantee makes to persons or organizations (“Award Recipients”) for Award Types 1, 2, and 3 must be detailed in reports as required by Section 5.01. Awards to owners and managers for Award Types 1 and 2 are compensation for injury, death, or missing livestock or working dogs that occurred from February 1, 2021 through January 30, 2022, and that were documented in the grantee’s grant application. Grantee will report to the Department all grant moneys actually spent and allocated annually as required by Section 3.03.

**Table 2.01 BUDGET**

AWARD TYPE	BUDGET AMOUNT
#1 (Death/Ingury)	\$ -
#2 (Missing)	\$ -

#3 (Prev./Noneleathal)	\$11,000.00
#4 (Admin)	\$ -
Total Award	\$11,000.00

Section 2.02. Conditions Precedent to Disbursement. Disbursement of Grant moneys to Grantee pursuant to Section 2.01 is subject to satisfaction of each of the following conditions precedent:

- a) The Wolf Management Compensation and Proactive Trust Fund (Trust Fund) managed by the Department and established in compliance with the Act and Rules contains sufficient funds and the Department has received sufficient expenditure authorizations to allow the Department, in the exercise of its reasonable administrative discretion, to make the disbursement;
- b) The county maintains a County Advisory Committee (“CAC”) described in ORS 610.150(2) and the committee meets the requirements of OAR 603-019-0015(2);
- c) The county is in compliance with the Act and Rules, including without limitation:
  - i. In accordance with OAR 603-019-0015, the CAC has established compensation rates for injured, dead and missing animals that are qualified for compensation; livestock or working dog owners applying to Grantees to receive Type 1 or Type 4 Awards meet the specified conditions for compensation; and the county program distributes funds, to the extent possible, in an equal and balanced manner between payments to compensate for death, injury or for missing animals and payments to implement livestock management techniques or nonlethal wolf deterrence techniques, with a minimum of 30% of the county’s Grant funds distributed for livestock management techniques (including non-lethal methods) that limit wolf-livestock interaction.
  - ii. County has submitted, or will submit, an itemized record of expenses for which it is claiming compensation for no more than 90 percent of the expenses associated with implementing the county program for the wolf depredation and financial assistance grant program, as described in OAR 603-019-0010(2)(g), and county provides a matching, money contribution of at least 10% of the total expenses, described in 603-019-0015(2)(g), incurred for implementing the county program;
- d) None of the conditions established by the Act that would limit expenditures exist;
- e) No default as described in Section 6.03 has occurred and is continuing; and
- f) Grantee’s representations and warranties set forth in Section 4 are true and correct when made and effective, and shall be true and correct on the date of disbursement with the same effect as though made on and as of such date.

**Section 3  
Uses of Grant**

Section 3.01. Eligible Uses of Grant. Grant moneys may be used solely for the purposes described in this Agreement.

Section 3.02. Ineligible Uses of Grant. Grantee may not obligate or expend any Grant moneys in excess of the amounts set forth in Table 2.01. Budget changes must be approved by the Department.

Section 3.03. Report of Moneys Spent and Allocated; Return of Unspent Moneys. Grantee shall report to the Department by **December 31, 2022** all grant moneys spent and all moneys allocated to be spent by the **January 31, 2023** termination date. Any unspent and unallocated moneys must be returned to the Department as provided by Section 3.04.

Section 3.04. Recovery of Grant Moneys. Any Grant moneys disbursed to Grantee under this Agreement that are expended in violation or contravention of one or more of the provisions of this Agreement (“Misexpended Funds”) or that remain unexpended on the Termination Date (“Unexpended Funds”) must be returned to Department. If Grantee fails to return the amount of any Unexpended Funds within fifteen (15) days after the date Department demands return of those funds, Department may deduct the amount demanded from any future payment from Department to Grantee, including but not limited to, any payment to Grantee from Department under this Agreement and any payment to Grantee from Department under any other contract or agreement, present or future, between Department and Grantee. Before taking action to recover Misexpended Funds, the Department will contact Grantee to



notify it of the lack of compliance and the Department's potential action in order to give the county the opportunity to address the Department's concerns. If the Department chooses to take action to recover funds from the county, the Department will provide a 30-day advance notice to the county.

Section 3.05. Equipment. Department shall have no right, title or interest in any equipment purchased using Grant moneys.

#### **Section 4 Grantee's REPRESENTATIONS AND WARRANTIES**

Grantee represents and warrants to Department that: (1) Grantee is a county government duly organized and validly existing under the laws of Oregon; and (2) Grantee has full power, authority and legal right to make this Agreement and to incur and perform its obligations hereunder. Grantee represents and warrants that the making and performance by Grantee of this Agreement (a) has been duly authorized by all necessary action of Grantee; (b) does not and will not violate any provision of any applicable law, rule, or regulation or order of any court, regulatory Department, board or other administrative agency or any provision of Grantee's charter or other organizational document; and (c) does not and will not result in the breach of, or constitute a default or require any consent under any other agreement or instrument to which Grantee is a party or by which Grantee or any of its properties are bound or affected; and (c) this Agreement has been duly authorized, executed and delivered on behalf of Grantee and constitutes the legal, valid, and binding obligation of Grantee, enforceable in accordance with its terms

#### **Section 5 Grantee's Agreements**

Section 5.01. Reports.

- a) Annual Report. For each Award Recipient receiving Type 1 or Type 4 compensation listed in Table 2.01, Grantee shall provide Department a written report (requirements listed below) describing detailed claim, expenditure and price determination information related to awarded Grant moneys. Grantee shall provide such reports upon request by Department, or by the date established elsewhere in this Agreement. This report may be submitted with the Grantee's grant application, but the Department retains the right to request clarifying or additional information before grant disbursement. For each Award Recipient receiving Type 2 grant funds, Grantee shall provide Department a written report as described below.
  - i. Please respond to the following requests in your report:
    1. Please explain the procedures established by your County Advisory Committee (CAC) requiring livestock owners to provide evidence of loss or injury to livestock or working dogs due to wolf depredation in order to be considered for compensation. What types of evidence and documentation did you require?
    2. Please explain the procedures established by your CAC requiring livestock owners to provide cost estimates or receipts of livestock management techniques and/or non-lethal wolf deterrence techniques to be considered for financial assistance. What type of follow-up has been or will be done to assure these techniques were implemented after financial assistance Awards were made?
    3. Please describe the procedures that your CAC used in order to establish compensation for missing livestock attributable to wolf depredation. (Please note that compensation for missing livestock may only be granted for missing animals that were located within an area of known wolf activity.) What procedures were in place and what types of documentation was required in order to rule out other possible causes for the animals being missing?
    4. Please describe how your CAC established compensation rates for death or injury to livestock or working dogs, attributable to wolf depredation, based on fair market value.
    5. Please describe how your CAC established compensation rates for missing livestock or working dogs attributable to wolf depredation.
    6. Please describe your county's plan for distributing grant funds in an equal and balanced manner between payments to compensate for death or injury to livestock or working dogs attributed to wolf depredation, and payments to implement livestock management techniques or nonlethal wolf deterrence techniques designed to discourage wolf depredation of livestock, with a minimum of 30% of a county's grant funds, as distributed by the Department, distributed for livestock management techniques or nonlethal wolf deterrence techniques.
    7. Please describe what techniques/procedures were used by your CAC to make a determination that a livestock owner seeking compensation for dead, injured or missing livestock or working



dogs attributable to wolf depredation, did not unreasonably or purposefully create circumstances that attracted wolves or encouraged conflict between wolves and livestock or working dogs, excluding accepted normal husbandry and grazing activities.

8. In order for livestock owners to receive compensation funds for death or injury to livestock or working dogs or for missing livestock in an area of known wolf activity, the owner or manager must demonstrate implementation of best management practices to deter wolves, including non-lethal methods when practicable. Please describe the established process/procedure, tools and techniques that your CAC used to make this determination.
- ii. For each Award made to owners or managers for compensation for death or injury of livestock or working dogs due to wolf depredation, counties must determine that the owner or manager has not already been compensated by other means and must supply the following information in a report to the Department:
    1. A copy of the Oregon Department of Fish and Wildlife (“ODF&W”) Wolf Depredation Summary Finding Form,
    2. Animal type,
    3. Whether animal was insured,
    4. Number of animals included in claim,
    5. Average value of animal(s); and
    6. List wolf deterrence methods used by owner or manager before depredation occurred (this is required if depredation occurred in area of known wolf activity as found by ODF&W).
  - iii. For Awards made to owners or managers for livestock and working dogs that are missing due to wolf depredation, counties must determine that the owner or manager has not already been compensated by other means and must supply the following information in a report to the Department:
    1. Owner or manager name,
    2. Date range unconfirmed depredation occurred resulting in missing animal(s),
    3. County unconfirmed depredation occurred in (must be area designated by ODF&W as an area of known wolf activity),
    4. Animal type,
    5. Whether animal was insured,
    6. Number of animals included in this claim,
    7. Average value of animal, and
    8. List wolf deterrence methods used by owner or manager before depredation occurred.
  - iv. For Awards to persons or organizations to implement livestock management techniques or nonlethal wolf deterrence techniques (Type 2 Awards), counties must consult with the Oregon Department of Fish and Wildlife on location and type of technique(s) applied before Awards are given. Counties must supply the following information in a report to the Department:
    1. Award Recipient name,
    2. Brief description of management or nonlethal deterrence technique,
    3. Date and location implemented,
    4. Cost of management or nonlethal deterrence technique, and
    5. Source of cost/price estimate.

- b) **Periodic Oral Reports.** Grantee shall, from time to time and upon request from Department, make oral presentations at times and locations designated by Department, describing the then current status of Awards.

Section 5.02. **Records and Inspection.** Grantee shall keep and maintain in accordance with generally accepted accounting principles proper books of account and records on all activities associated with all Awards and the activities financed with the Grant funds, including livestock owner or manager compensation. Grantee shall retain the books of account and records until the later of six years after the Termination Date or the date that all disputes, if any, arising under this Agreement have been resolved. The Department, the Secretary of State’s Office of the State of Oregon and their duly authorized representatives shall have access during normal business hours to the books, documents, papers and records of Grantee that are directly related to this Agreement, and the Grant moneys provided hereunder for the purpose of making audits and examinations. In addition, the Department, the Secretary of State’s Office of the State of Oregon and their duly authorized representatives may make and retain excerpts, copies and transcriptions of the foregoing books, documents, papers and records. Grantee shall permit authorized representatives of Department, the Secretary of State’s Office of the



State of Oregon and their duly authorized representatives to perform site reviews of all activities financed with the Grant funds.

Section 5.03. Compliance with Laws. Grantee shall comply, and require all Award Recipients to comply, with all applicable federal, state and local laws. This Section shall survive expiration or termination of this Agreement.

Section 5.04. Delivery of Work Product. Grantee shall deliver to Department, at no charge, copies of all reports, articles, books, or other documents that arise from Awards funded in whole or in part with Grant moneys.

Section 5.05. Ownership of Work Product. Grantee shall retain ownership of all work product produced using Grant moneys. Grantee hereby grants to Department a royalty free, perpetual, non-exclusive license to reproduce, distribute, prepare derivative works based upon, distribute copies of, perform and display the work product, and to authorize others to do the same on Department's behalf.

## **Section 6 Termination and Default**

Section 6.01. Termination by Department. The Department may terminate this Agreement for its convenience effective upon written notice to Grantee, or at such later date as may be established by Department in such notice. In the event that Department terminates this Agreement pursuant to this Section 6.01(a), Grantee shall, as of the effective date of termination, cease activities and distribution of Awards, and shall submit to Department an invoice detailing Grantee's expenditures as of the date of termination that are funded with Grant moneys. All amounts unexpended as of the date of termination shall be returned to Department in accordance with Section 3.03.

Section 6.02. Termination by Grantee: Grantee may terminate this Agreement upon written notice to Department, or at such later date as may be established by Grantee in such notice, under any of the following circumstances: (i) Grantee fails, after diligently pursuing all reasonable funding sources, to obtain sufficient funding from other planned funding sources that were made known to Department in writing before the Effective Date of this Agreement, or (ii) if, because of events wholly out of the control of the Grantee, Grantee is unable to discharge any of its covenants, agreements or obligations under this Agreement. In the event of termination pursuant to Section 6.02(i), Grantee shall return all Grant moneys attributable to the terminated Award previously disbursed by Department to Grantee under this Agreement. In the event of termination pursuant to Section 6.02(ii), Grantee shall return to Department all unexpended Grant moneys attributable to the terminated Award previously disbursed to Grantee by Department under this Agreement.

Section 6.03. Default. Grantee shall be in default under this Agreement if (a) Grantee fails to perform, observe or discharge any of its covenants, agreements or obligations contained herein or in any exhibit attached hereto; (b) Any representation, warranty or statement made by Grantee herein or in any documents or reports relied upon by Department to measure progress on the Awards funded by the Grant, the expenditure of Grant moneys or the performance by Grantee is untrue in any material respect when made; (c) if Grantee (i) applies for or consents to the appointment of, or the taking of possession by, a receiver, custodian, trustee, or liquidator of itself or of all of its property, (ii) admits in writing its inability, or is generally unable, to pay its debts as they become due, (iii) makes a general assignment for the benefit of its creditors, (iv) is adjudicated a bankrupt or insolvent, (v) commences a voluntary case under the Federal Bankruptcy Code (as now or hereafter in effect), (vi) files a petition seeking to take advantage of any other law relating to bankruptcy, insolvency, reorganization, winding-up, or composition or adjustment of debts, (vii) fails to controvert in a timely and appropriate manner, or acquiesces in writing to, any petition filed against it in an involuntary case under the Bankruptcy Code, or (viii) takes any action for the purpose of effecting any of the foregoing; or (d) A proceeding or case is commenced, without the application or consent of Grantee, in any court of competent jurisdiction, seeking (i) the liquidation, dissolution or winding-up, or the composition or readjustment of debts, of Grantee, (ii) the appointment of a trustee, receiver, custodian, liquidator, or the like of Grantee or of all or any substantial part of its assets, or (iii) similar relief in respect to Grantee under any law relating to bankruptcy, insolvency, reorganization, winding-up, or composition or adjustment of debts, and such proceeding or case continues undismissed, or an order, judgment, or decree approving or ordering any of the foregoing is entered and continues unstayed and in effect for a period of sixty (60) consecutive days, or an order for relief against Grantee is entered in an involuntary case under the Federal Bankruptcy Code (as now or hereafter in effect).

Section 6.04. Remedies Upon Default. If Grantee's default is not cured, whether or not curable, within fifteen (15) days of written notice thereof to Grantee from Department or such longer period as Department may authorize in its sole discretion, Department may pursue any remedies available under this Agreement, at law or in equity. Such remedies include, but are not limited to, termination of this Agreement and return of all or a portion of the Grant moneys, and



payment of interest earned on the Grant amount. Department may pursue remedies with respect to defaults related to an individual Award, to multiple Awards, or to all of the Awards set forth in Section 2.

## **Section 7 Miscellaneous**

Section 7.01. No Implied Waiver, Cumulative Remedies. The failure of Department to exercise, and any delay in exercising any right, power, or privilege under this Agreement shall not operate as a waiver thereof, nor shall any single or partial exercise of any right, power, or privilege under this Agreement preclude any other or further exercise thereof or the exercise of any other such right, power, or privilege. The remedies provided herein are cumulative and not exclusive of any remedies provided by law.

Section 7.02. Governing Law; Venue; Consent to Jurisdiction. This Agreement shall be governed by and construed in accordance with the laws of the State of Oregon without regard to principles of conflicts of law. Any claim, action, suit or proceeding (collectively, "Claim") between the Department or any other agency or department of the State of Oregon, or both, and Grantee that arises from or relates to this Agreement shall be brought and conducted solely and exclusively within the Circuit Court of Marion County for the State of Oregon; provided, however, if a Claim must be brought in a federal forum, then it shall be brought and conducted solely and exclusively within the United States District Court for the District of Oregon. In no event shall this Section be construed as a waiver by the State of Oregon of the jurisdiction of any court or of any form of defense to or immunity from any Claim, whether sovereign immunity, governmental immunity, immunity based on the eleventh amendment to the Constitution of the United States or otherwise. Each party hereby consents to the exclusive jurisdiction of such court, waives any objection to venue, and waives any claim that such forum is an inconvenient forum. This Section shall survive expiration or termination of this Agreement.

Section 7.03. Notices. Except as otherwise expressly provided in this Agreement, any communications between the parties hereto or notice to be given hereunder shall be given in writing by personal delivery, facsimile, or mailing the same, postage prepaid to Grantee or Department at the address or number set forth on page 1 of this Agreement, or to such other addresses or numbers as either party may hereafter indicate pursuant to this section. Any communication or notice so addressed and mailed shall be deemed to be given five (5) days after mailing. Any communication or notice delivered by facsimile shall be deemed to be given when receipt of the transmission is generated by the transmitting machine. Any communication or notice by personal delivery shall be deemed to be given when actually delivered.

Section 7.04. Amendments. This Agreement may not be waived, altered, modified, supplemented, or amended in any manner except by written instrument signed by both parties.

Section 7.05. Successors and Assigns. This Agreement shall be binding upon and inure to the benefit of Department, Grantee, and their respective successors and assigns, except that Grantee may not assign or transfer its rights or obligations hereunder or any interest herein without the prior consent in writing of Department.

Section 7.06. Entire Agreement. This Agreement constitutes the entire agreement between the parties on the subject matter hereof. There are no understandings, agreements, or representations, oral or written, not specified herein regarding this Agreement.

Section 7.07. Contribution. If any third party makes any claim or brings any action, suit or proceeding alleging a tort as now or hereafter defined in ORS 30.260 ("Third Party Claim") against a liability, the Notified Party must promptly notify the Other Party in writing of the Third Party Claim and deliver to the Other Party a copy of the claim, process, and all legal pleadings with respect to the Third Party Claim. Either party is entitled to participate in the defense of a Third-Party Claim, and to defend a Third Party Claim with counsel of its own choosing. Grantee by the Other Party of the notice and copies required in this paragraph and meaningful opportunity for the Other Party to participate in the investigation, defense and settlement of the Third-Party Claim with counsel of its own choosing are conditions precedent to the Other Party's liability with respect to the Third Party Claim.

With respect to a Third Party Claim for which the State is jointly liable with the Grantee (or would be if joined in the Third Party Claim ), the State shall contribute to the amount of expenses (including attorneys' fees), judgments, fines and amounts paid in settlement actually and reasonably incurred and paid or payable by the Grantee in such proportion as is appropriate to reflect the relative fault of the State on the one hand and of the Grantee on the other hand in connection with the events which resulted in such expenses, judgments, fines or settlement amounts, as well as any other relevant equitable considerations. The relative fault of the State on the one hand and of the Grantee on the other hand shall be

determined by reference to, among other things, the parties' relative intent, knowledge, access to information and opportunity to correct or prevent the circumstances resulting in such expenses, judgments, fines or settlement amounts. The State's contribution amount in any instance is capped to the same extent it would have been capped under Oregon law if the State had sole liability in the proceeding.

With respect to a Third Party Claim for which the Grantee is jointly liable with the State (or would be if joined in the Third Party Claim), the Grantee shall contribute to the amount of expenses (including attorneys' fees), judgments, fines and amounts paid in settlement actually and reasonably incurred and paid or payable by the State in such proportion as is appropriate to reflect the relative fault of the Grantee on the one hand and of the State on the other hand in connection with the events which resulted in such expenses, judgments, fines or settlement amounts, as well as any other relevant equitable considerations. The relative fault of the Grantee on the one hand and of the State on the other hand shall be determined by reference to, among other things, the parties' relative intent, knowledge, access to information and opportunity to correct or prevent the circumstances resulting in such expenses, judgments, fines or settlement amounts. The Grantee's contribution amount in any instance is capped to the same extent it would have been capped under Oregon law if it had sole liability in the proceeding.

This Section shall survive expiration or termination of this Agreement.

Section 7.08. Indemnification by Subcontractors. Grantee shall take all reasonable steps to require its contractor(s) that are not units of local government as defined in ORS 190.003, if any, to indemnify, defend, save and hold harmless the State of Oregon and its officers, employees and agents ("Indemnatee") from and against any and all claims, actions, liabilities, damages, losses, or expenses (including attorneys' fees) arising from a tort (as now or hereafter defined in ORS 30.260) caused, or alleged to be caused, in whole or in part, by the negligent or willful acts or omissions of Grantee's contractor or any of the officers, agents, employees or subcontractors of the contractor ("Claims"). It is the specific intention of the parties that the Indemnatee shall, in all instances, except for Claims arising solely from the negligent or willful acts or omissions of the Indemnatee, be indemnified by the contractor from and against any and all Claims. This Section shall survive expiration or termination of this Agreement.

Section 7.09. Survival. All provisions of this Agreement set forth in the following sections shall survive termination of this Agreement: Section 3.03, Recovery of Grant Moneys; Section 5.02, Records and Inspection; and the entirety of Section 7, MISCELLANEOUS.

Section 7.10. Counterparts. This Agreement may be executed in several counterparts, all of which when taken together shall constitute one agreement binding on all parties, notwithstanding that all parties are not signatories to the same counterpart. Each copy of this Agreement so executed shall constitute an original.

Section 7.11. No Third-Party Beneficiaries. Department and Grantee are the only parties to this Agreement and are the only parties entitled to enforce its terms. Nothing in this Agreement gives, is intended to give, or shall be construed to give or provide any benefit or right, whether directly, indirectly or otherwise, to third persons any greater than the rights and benefits enjoyed by the general public unless such third persons are individually identified by name herein and expressly described as intended beneficiaries of the terms of this Agreement. This Section shall survive expiration or termination of this Agreement.

Section 7.12. Relationship of Parties. The parties agree and acknowledge that their relationship is that of independent parties and that Grantee is not an officer, employee, or agent of the State of Oregon as those terms are used in ORS 30.265 or otherwise.

Section 7.13 Subcontracts. Grantee shall not enter into any subcontracts for any part of the program supported by this Agreement without the Department's prior written consent. In addition to any other provisions the Department may require, Grantee shall include in any permitted subcontract under this Agreement provisions to ensure that the Department will receive the benefit of subcontractor activity(ies) as if the subcontractor were the Grantee.





IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be duly executed as of the dates set forth below their respective signatures.

**GRANTEE COUNTY: Morrow County**

**AUTHORIZED REPRESENTATIVE:** \_\_\_\_\_, **County Commissioner**

<b>Signature</b>		<b>Date</b>	
<b>Print Name</b>		<b>Title</b>	

**State of Oregon, Acting by and through its Oregon Department of Agriculture**

<b>Signature</b>		<b>Date</b>	
<b>Print Name</b>	Lauren Henderson	<b>Title</b>	Deputy Director
<b>Address</b>	635 Capitol St. NE		
<b>City</b>	Salem	<b>State</b>	Oregon
		<b>Zip</b>	97301
<b>Phone</b>	(503) 986-4552	<b>FAX</b>	(503) 986-4750





**AGENDA ITEM COVER SHEET**  
**Morrow County Board of Commissioners**  
**(Page 2 of 2)**

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**1. ISSUES, BACKGROUND, DISCUSSION AND OPTIONS (IF ANY):**

This is a public hearing for the proposed supplemental budget R-2022-8 for Morrow County, for the fiscal year July 1, 2021 to June 30, 2022.

**CIP Fund:**

1. Increase in capital outlay for Army Depot land, \$1,000,000.

**Resiliency Fund:**

1. Increase materials & service by \$10,545,618 for Amazon discretionary grant appropriations for incorporated cities and taxing districts (see enclosed schedule); and
2. Increase interfund transfer to CIP Fund for Army Depot capital purchase of land; \$1,000,000.

**2. FISCAL IMPACT:**

Increase appropriations for CIP fund by \$1,000,000 to \$6,117,322; and resiliency fund by \$11,545,618, to \$13,254,518.

**3. SUGGESTED ACTION(S)/MOTION(S):**

Move to approve Supplemental Budget Resolution R-2022-8 increasing total adopted budget to \$78,278,048.

Attach additional background documentation as needed.

**NOTICE OF SUPPLEMENTAL BUDGET HEARING**

A public hearing on a proposed supplemental budget for Morrow County, Oregon for the fiscal year July 1, 2021 to June 30, 2022, will be held at the Morrow County Bartholomew Building 110 N. Court Street Heppner, OR.

The hearing will take place on April 13, 2022 at 9:00 AM.

The purpose of the hearing is to discuss the supplemental budget with interested persons.

A copy of the supplemental budget document may be inspected or obtained on or after April 8, 2022 at the Morrow County Finance Department located at: 110 N. Court St. Heppner, OR., between the hours of 8:00 AM and 5:00 PM.

**SUMMARY OF SUPPLEMENTAL BUDGET**

	<u>Current Appropriations</u>	<u>Increase (Decrease)</u>	<u>Amended Budget</u>
<b><u>CIP FUND</u></b>			
Capital Outlay	\$ 4,476,863	\$ 1,000,000	\$ 5,476,863
Total Increase/(Decrease) CIP Fund	\$	\$	\$ 5,476,863
<b><u>RESILIENCY FUND</u></b>			
Materials & Services	\$ 1,689,288	\$ 10,545,619	\$ 12,234,907
Interfund Transfer	\$ 19,611	\$ 1,000,000	\$ 1,019,611
Total Increase/(Decrease) Resiliency Fund	\$ 1,708,899	\$ 11,545,619	\$ 13,254,518
	<b>Total APPROPRIATIONS, All Funds</b>		<b>\$ 71,298,354</b>
	Total Unappropriation and Reserve Amounts, All Funds		<b>\$ 6,979,694</b>
	<b>TOTAL ADOPTED BUDGET</b>		<b>\$ 78,278,048</b>

**BEFORE THE BOARD OF COMMISSIONERS FOR  
MORROW COUNTY, OREGON**

IN THE MATTER OF )  
 APPROPRIATIONS FOR FISCAL )  
 YEAR BEGINNING JULY 1, 2021 )

RESOLUTION NO. R-2022-8

BE IT RESOLVED that the amounts shown below are hereby appropriated for the fiscal year beginning July 1, 2021, for the following purposes:

**WHEREAS**, the Morrow County Resiliency Fund received an Amazon discretionary payment increasing materials and services, capital outlay, and interfund transfer for appropriating funds for the Army Depot land acquisition and grants for incorporated cities and taxing districts.

	Current Appropriations	Increase (Decrease)	Amended Budget
<b><u>CIP FUND</u></b>			
Capital Outlay	\$ 4,476,863	\$ 1,000,000	\$ 5,476,863
Total Increase/(Decrease) CIP Fund	\$	\$	\$ 5,476,863
<b><u>RESILIENCY FUND</u></b>			
Materials & Services	\$ 1,689,288	\$ 10,545,619	\$ 12,234,907
Interfund Transfer	\$ 19,611	\$ 1,000,000	\$ 1,019,611
Total Increase/(Decrease) Resiliency Fund	\$ 1,708,899	\$ 11,545,619	\$ 13,254,518
<b>Total APPROPRIATIONS, All Funds</b>			\$ 71,298,354
<b>Total Unappropriation and Reserve Amounts, All Funds</b>			\$ 6,979,694
<b>TOTAL ADOPTED BUDGET</b>			<b>\$ 78,278,048</b>

Dated this 13<sup>th</sup> day of April 2022

**BOARD OF COMMISSIONERS  
MORROW COUNTY, OREGON**

\_\_\_\_\_  
Jim Doherty, Chair

\_\_\_\_\_  
Melissa Lindsay, Commissioner

\_\_\_\_\_  
Don Russell, Commissioner

## Amazon Gift Payment Final Distribution

Total Funds to Distribute	<b>\$11,545,618.52</b>
Total to Cities	<b><u>-\$1,000,000.00</u></b>
Total To Other Dist	<b>\$10,545,618.52</b>

City of Boardman	<b>\$200,000.00</b>
City of Heppner	<b>\$200,000.00</b>
City of Ione	<b>\$200,000.00</b>
City of Irrigon	<b>\$200,000.00</b>
Town of Lexington	<b>\$200,000.00</b>
Mo Co General	<b>\$3,071,633.38</b>
Ione SD Bond	<b>\$188,356.24</b>
Boardman Urb Ren	<b>\$39,688.28</b>
Radio District	<b>\$135,727.24</b>
West Boardman URA	<b>\$39,674.71</b>
MOCO Health Dist	<b>\$657,983.10</b>
City of Board Bond	<b>\$316,665.63</b>
City of Irrigon Bond	<b>\$68,342.64</b>
Town of Lex Bond	<b>\$21,631.21</b>
Port of Morrow	<b>\$76,366.50</b>
Boardman Fire & Res	<b>\$411,707.24</b>
Board F&R Bond	<b>\$114,776.15</b>
Heppner RFPD	<b>\$38,365.40</b>
Irrigon RFPD	<b>\$53,419.00</b>
Ione RFPD	<b>\$65,917.74</b>
Boardman Cemetery	<b>\$29,813.97</b>
Heppner Cemetery	<b>\$33,056.14</b>
Ione-Lex Cemetery	<b>\$36,596.45</b>
Irrigon Cemetery	<b>\$24,896.91</b>
Willow Creek Park	<b>\$68,133.77</b>
Boardman Park	<b>\$140,198.66</b>
Irrigon Park	<b>\$44,652.03</b>
Board Park Bond	<b>\$237,616.62</b>
MOCO Unif Rec Dist	<b>\$333,320.35</b>
Heppner Water Cont	<b>\$21,102.48</b>
MOCO School Dist	<b>\$2,545,582.79</b>
Intermountain ESD	<b>\$437,566.40</b>
BMCC	<b>\$468,554.08</b>
BMCC Bond	<b>\$158,963.72</b>
N Morrow Vector	<b>\$169,289.84</b>
Ione Library	<b>\$32,336.32</b>
OR Trail Library	<b>\$168,359.66</b>
Ione School Dist	<b>\$238,677.79</b>
Heppner RFPD Bond	<b>\$26,495.88</b>
City of Heppner Bond	<b>\$30,150.20</b>
	<b>\$11,545,618.52</b>

PACKET: 00157-Supp Bdgt Res Amazon

BUDGET CODE: CB-Current Budget

FUND ACCOUNT	DATE	DESCRIPTION	ADJUSTMENT	ORIGINAL BUDGET	PREVIOUS ADJUSTMENTS	NEW BUDGET	BUDGET BALANCE
-----							
Budget Adj. # 000311							
227 100-3-90-3818	4/13/2022	Supp Bdgt Res - Amz	1,000,000.00	0.00	0.00	1,000,000.00-	1,000,000.00-
		TFR FROM RESILIENCEY FUND					
540 540-5-50-5356	4/13/2022	Supp Bdgt Res - Amz	1,000,000.00	0.00	0.00	1,000,000.00	1,000,000.00
		TFR TO CIP					
540 540-3-30-3615	4/13/2022	Supp Bdgt Res - Amz	11,545,618.52	0.00	0.00	11,545,618.52-	0.00
		IN LIEU OF TAX					
540 540-5-20-2412	4/13/2022	Supp Bdgt Res - Amz	10,545,618.52	500,000.00	0.00	11,045,618.52	10,745,618.52
		GRANTS - RESILIENCEY					
227 100-5-40-4404	4/13/2022	Supp Bdgt Res - Amz	1,000,000.00	0.00	0.00	1,000,000.00	1,000,000.00
		ARMY DEPOT					
		TOTAL NO. ADJUSTMENTS--REVENUE:			2	12,545,618.52	
		TOTAL NO. ADJUSTMENTS--EXPENSE:			3	12,545,618.52	
		TOTAL IN PACKET--				25,091,237.04	

\*\*\* NO WARNINGS \*\*\*

\*\*\* NO ERRORS \*\*\*

\*\*\* END OF REPORT \*\*\*

**O. Employee-Incurred Expenses and Reimbursements**

Morrow County will pay actual and reasonable business-related expenses incurred by an employee in the performance of his/her job responsibilities if they are: (1) listed below or elsewhere in this handbook; and (2) pre-approved by the supervisor/manager before they are incurred. Morrow County will not pay for or reimburse the costs incurred by a spouse, registered same-sex domestic partner or travel companion who accompanies the employee on Morrow County-approved travel.

Employees must provide a completed and signed expense report and evidence of proof of purchase (receipts) within one month of the expense being incurred or the employee risks forfeiting his/her payment or reimbursement.

**P. Travel Policy**

The purpose of this policy is to provide guidelines for the reimbursement of necessary, out-of-pocket expenses incurred in the course of an employee's job performance. Morrow County hereby adopts an "accountable plan" whereby: 1) all expenses must have a business connection, 2) expenses must be substantiated, and 3) unspent amounts must be returned. It is the intent of this policy that travelers will select the lodging, meals, and method of transportation most economical to the County.

Transportation & Mileage

Travel must be over the most direct and usually traveled route. If an employee travels by an indirect route for personal convenience, or interrupts travel by a direct route, the employee will bear the extra expense. Travel between home and the workplace is not reimbursable for employees. Mileage will normally be claimed from an employee's workplace. Travel may be requested from an employee's home, rather than from the workplace if it is economically beneficial to Morrow County.

Travel of employees on official business shall whenever possible and practical, be by County-owned vehicle. Reimbursement is available for employees (elected and non-elected), and members of various boards and commissions, if travel has been approved and budgeted by that board or commission. Employees must furnish a record of where, when and why they traveled on business in order to receive the mileage allowance. The employee, board, or commission member will be responsible for ensuring that sufficient accident and injury insurance coverage exists on their private auto to cover the employee's liability for accident or injury.

Employees will be reimbursed for authorized use of their personal vehicles at the rate established by the Internal Revenue Service if there is not a County vehicle available. Employees who have a County vehicle available to them and choose to use their private auto for personal convenience will be reimbursed at 50% of the IRS per mile rate. Reasonable parking costs are also reimbursed upon submission of receipts on an expense report. Any traffic citations or court-ordered fees relating to driving or parking offenses (including parking tickets) are the responsibility of the employee and will not be reimbursed by Morrow County. If two or more employees ride together, only one may be reimbursed for mileage.



### Out-of-State Travel

Due to the expense, out-of-state travel (defined as traveling beyond Oregon, Washington, and Idaho) should be rare and should be undertaken only when there is no viable in-state alternative. All out-of-state travel requires advance notice either during the Budget process or presented to the Board of Commissioners 30 days in advance of the travel date, or as soon as you have been notified of expected travel plans. Emergency out-of-state travel by Sheriff's Office or District Attorney's Office personnel for official law enforcement or prosecutorial business, including but not limited to prisoner extradition or witness interviews may be approved by the Sheriff or District Attorney with notice to the County Administrator and with no further approval required.

Requests for out-of-state travel will be considered on a case-by-case basis. In general, out-of-state travel shall be approved under the following circumstances:

- It is for training that is directly related to an employee's essential job functions and no comparable training is available in-state or is not provided in-state in a timely manner.
- It is for continuing education or accreditation required for a professional license or certification an employee must maintain and no comparable programs are available in-state or are not provided in-state in a timely manner.
- It is for an annual conference of a professional association that provides unique training or educational opportunities for an employee who is a member of the association.
- It is for the furtherance of Morrow County interests before other government agencies with legislative or financial control over matters expected to impact Morrow County.

Use of private or rental airplanes must be authorized by the County Administrator.

Use of other modes of public transportation (commercial airplanes, taxis, buses, rental cars, railways, shuttles, etc.) is reimbursed at actual cost. Employees will select the class of transportation most economical to the county. Receipts must be provided to receive reimbursement.

Any and all employee travel must be authorized by their Department Director or Elected Official. Travel reimbursements paid from outside of Morrow County may be approved with notice to the County Administrator.

Drivers of County-owned vehicles shall obey all traffic and speed laws. No alcoholic beverages shall ever be carried in a County-owned vehicle except as required for evidence by law enforcement officials.

### Vehicle Use

No personal use of County vehicles – Morrow County provides vehicles, either owned or leased by Morrow County, to employees for County business use except as authorized below:

- When the vehicles are not being used, they must be kept on the employer's premises, except when they are temporarily located elsewhere, such as for repairs or assigned to a Commissioner as defined in the Commissioner Vehicle Policy below.
- Employees may not use the vehicles for personal purposes except for de minimis use.

No personal use of County vehicles required to be used for commuting – The Morrow County Board of Commissioners hereby requires all of the employees listed below to commute to and from work in the following vehicles assigned to them:

- Marked police vehicles assigned to Sheriff Deputies.
- Unmarked law enforcement vehicles assigned to the Sheriff, Undersheriff, Detectives, District Attorney, and Deputy District Attorney (when acting as on-call counsel).
- Marked, specially equipped pickups assigned to the Public Works Director and the Assistant Road Master.
- Marked, specially equipped pickup assigned to the General Maintenance Supervisor, when due to inclement weather, the sanding or snow plow equipment is attached.

This policy hereby prohibits the employees listed above from any personal use other than commuting or de minimis personal use.

#### Commissioner Vehicle Policy

A County-owned vehicle may be assigned to each member of the Board of Commissioners. County-owned vehicles that are assigned to individual Commissioners under this Section shall be used for County business purposes only and may be parked overnight at a County owned facility or at the residence of the assigned Commissioner. If a County-owned vehicle is parked at the residence of a Commissioner, the Commissioner shall sign a written statement acknowledging that the vehicle will be used solely for business purposes. The Commissioner shall keep a record of each vehicle trip that details the date, purpose of the trip, and miles traveled in order to document that the vehicle was used solely for County business purposes.

#### Meals

Receipts for meals are required and must be attached to the claim form for reimbursement or payment. Receipts shall show the detail of services purchased or if not available, a written explanation by the employee can be attached. No more than a 15% gratuity will be reimbursed. Alcohol beverages are not allowable expenses.

If two or more employees are attending a function outside of Morrow County, one employee can pay for another employee's meal and turn in both for reimbursement or payment. The cost of each meal should be clearly broken out.

When traveling outside of Morrow County, meal expenses will be allowed for travel that is both out-of-county and overnight, and for meals not provided by the conference, training, meeting or hotel. Request for payment or reimbursement and the associated agenda shall be incorporated in the Travel Expense Reimbursement Claim Form. Employees shall follow the U.S. General Services Administration (GSA) guidelines for breakfast, lunch, and dinner only. GSA rates include gratuity. Claims in excess of GSA rates will be at the employee's expense.

Link to GSA rates; <http://www.gsa.gov/portal/category/100120>

When the travel period is less than 24 hours, the following guidelines shall be used for payment or reimbursement:

1. Breakfast - if departing prior to 7:00 a.m., or returning after 8:00 a.m.
2. Lunch - if departing prior to 12:00 noon, or returning after 1:00 p.m.
3. Dinner - if departing prior to 6:00 p.m., or returning after 7:00 p.m.

When travel is overnight, the County will reimburse or pay up to the total daily meal rate maximum allowed by GSA, unless a meal is sponsored by the conference, training meeting for that day.

#### When Traveling in County

Meal expenses will be reimbursed by the County only as provided in this section.

1. Directly Related. The meal is combined with the conduct of County business, County business is actually conducted during the meal period, and there is more than a general expectation that some County benefit will be derived from the combined business and meal meeting; or
2. Trade/Professional Meeting. The meal is directly related to and necessary for attending a meeting, conference or convention of a chamber of commerce, business league or a trade/professional association.

Reimbursement or payment requests must be submitted within 30 days of expenditure, and include original detailed receipts, documentation of the business purposes of the meal, and a list of those attending the meal. GSA meal guidelines shall be followed.

#### Lodging

Lodging costs are allowed when County business requires an overnight stay. Receipts for lodging are required and must be attached to the claim for reimbursement.

#### Travel Time

Employees required to travel away from the home community in the performance of their duties will be compensated for travel time as work time, whether driving or a passenger. The expense and demands on the employee of travel time may be mitigated by flexing a normal work schedule to accommodate travel time.

#### Miscellaneous

Receipts are required for miscellaneous items such as bridge tolls, parking fees, phone calls (for County business), fax charges, etc. Reimbursement is not allowed for entertainment or incidental expenses.

#### Elected Officials

Whenever a person is duly elected to fill the position of a County elected official but has not yet taken office, their expenses while traveling on authorized County business may be paid or reimbursed by the County in accordance with these policies.

Any exceptions to the travel policy must be approved by the Board of Commissioners

### **Q. Reporting Changes to an Employee's Personal Data**

Because personnel records are used to administer pay and benefits, and other employment decisions, employees are responsible for keeping information current

7a



**MORROW COUNTY JUSTICE COURT**

P.O. Box 130  
Irrigon, OR 97844  
541-922-4082  
(Fax) 541-922-3472

P.O. Box 1125  
Heppner, OR 97836  
541-676-5644  
(Fax) 541-676-5660

Court Clerks  
Gabriela Perches  
Robin Jones

**Glen G. Diehl**  
**Justice of the Peace**

**Justice Court**  
**Quarterly Report**  
**April 01, 2022**

1. Distribution of Fines and Assessments for the months of January, February, and March, 2022
2. Learning our new environment.
  - a. The Court is getting accustomed to our new home and adjusting as needed.
  - b. I recently returned from a three-day conference with both Municipal and Justice Court judges from around the state. Many of these Courts are also seeing a large increase in speeding violations, and failure to appear cases. Many of us feel that this is not only due, in part to the Pandemic but, also due to several of the Legislative changes that have taken many of the tools the Courts use to gain compliance with our Laws.
  - c. Now that most of the Pandemic restrictions are loosening we are bracing for an increase in Small Claims cases.
3. Going Paperless.
  - a. Several of the Court forms that we converted to digital format last quarter are working very well and we are hopeful that we may be able to bring in an intern to assist in converting the cases to a digital format as well.

Thank you.

Sincerely,

**Glen G. Diehl**  
**Justice of the Peace**

IRRIGON IRRIGON COURT  
 THIRD & MAIN PO BOX 130  
 IRRIGON, OREGON 97844

JCDIS2

DISTRIBUTION OF FINES AND ASSESSMENTS  
 1/01/22 - 1/31/22

DOCKET CODE/ DESCRIPTION	TOTAL AMOUNT	CITY SHARE	COURT COSTS	COUNTY SHARE	JAIL ASSESS	STATE SHARE	IDP FEES	LEMLA	SUPPL. ASSESS	ALL OTHER
I CITY OF BOARDMA	130.00	.00	.00	96.00	34.00	.00	.00	.00	.00	.00
O COUNTY OFFICER	10490.74	.00	144.00	7774.74	560.00	74.00	.00	.00	68.00	1870.00
T STATE OFFICER	8104.45	.00	386.00	3423.00	384.00	3161.45	.00	.00	50.00	700.00
Z DUII	855.00	.00	410.00	400.00	15.00	.00	.00	.00	.00	30.00
W STATE WEIGHMAST	440.00	.00	.00	186.00	16.00	186.00	.00	.00	2.00	50.00
G FISH & GAME	115.00	.00	.00	23.50	16.00	23.50	.00	.00	2.00	50.00
V MISD.	1410.00	.00	511.57	633.43	16.00	.00	.00	.00	4.00	245.00
D ANIMAL VIOLATIO	75.00	.00	.00	75.00	.00	.00	.00	.00	.00	.00
** COLUMN TOTALS **	21620.19 *	.00 *	1451.57 *	12611.67 *	1041.00 *	3444.95 *	.00 *	.00 *	126.00 *	2945.00 *

CITY SHARE BREAKDOWN	COUNTY SHARE BREAKDOWN	STATE SHARE BREAKDOWN	MISCELLANEOUS OTHER
FINE SHARE..... .00	FINE SHARE..... 12566.67	FINE SHARE..... 3370.95	OTHER..... .00
COURT COSTS..... .00	COURT COSTS..... 290.00	UNITARY AS..... 74.00	COMP. FINES..... 25.00
CLERK COSTS..... .00	CLERK COSTS..... .00	DMV FEES..... .00	RESTITUTION..... 100.00
		STATE MISC..... .00	
SUPPL ASSESS..... .00	JAIL 60% ..... 20.40	DWS CONV FEE..... .00	
	SUPPL ASSESS..... 126.00	STATE OBLIG..... .00	
	JAIL HB2562..... 1007.00	VICTIM ASSIST..... .00	
NON-COST COURT... .00	NON-COST COURT... 536.57	JAIL 40% ..... 13.60	
	SMALL CLAIMS..... .00	LEMLA..... .00	
COURT SECURITY... .00	COURT SECURITY... .00	IDP..... .00	REFUNDS..... 600.00
	OFFENSE SURCHG... 45.00	COURT SECURITY... .00	COLL. AGY. .... .00
	ATTORNEY FEES..... 625.00		
TOTAL CITY .00 **	TOTAL COUNTY 15216.64 **	SECTION 6B-CFA 2820.00	
		TOTAL STATE 6278.55 **	

I CERTIFY THAT THIS IS A TRUE STATEMENT OF FINES LEVIED AND COLLECTED AND BAIL BONDS FORFEITED IN THIS COURT DURING THE MONTH OF JANUARY, 2022

SIGNED



TITLE--JUSTICE CT JUDGE DATE 2/02/22

IRRIGON IRRIGON COURT  
 THIRD & MAIN PO BOX 130  
 IRRIGON, OREGON 97844

JCDIS2

DISTRIBUTION OF FINES AND ASSESSMENTS  
 2/01/22 - 2/28/22

DOCKET CODE/ DESCRIPTION	TOTAL AMOUNT	CITY SHARE	COURT COSTS	COUNTY SHARE	JAIL ASSESS	STATE SHARE	IDP FEES	LEMLA	SUPPL. ASSESS	ALL OTHER
I CITY OF BOARDMA	161.08	.00	25.00	99.08	.00	37.00	.00	.00	.00	.00
O COUNTY OFFICER	12990.02	.00	370.00	9385.02	678.00	.00	.00	2.00	84.00	2471.00
T STATE OFFICER	3718.00	.00	176.00	1316.00	128.00	1631.00	.00	.00	22.00	445.00
Z DUII	1445.00	.00	485.00	942.00	16.00	.00	.00	.00	2.00	.00
W STATE WEIGHMAST	230.81	.00	.00	.00	.00	230.81	.00	.00	.00	.00
V MISD.	1276.93	.00	253.43	809.50	48.00	.00	.00	.00	6.00	160.00
D ANIMAL VIOLATIO	125.00	.00	.00	100.00	.00	.00	.00	.00	.00	25.00
** COLUMN TOTALS **	19946.84 *	.00 *	1309.43 *	12651.60 *	870.00 *	1898.81 *	.00 *	2.00 *	114.00 *	3101.00 *

CITY SHARE BREAKDOWN

COUNTY SHARE BREAKDOWN

STATE SHARE BREAKDOWN

MISCELLANEOUS OTHER

FINE SHARE.....	.00	FINE SHARE.....	12651.60	FINE SHARE.....	1861.81	OTHER.....	.00
COURT COSTS.....	.00	COURT COSTS.....	280.00	UNITARY AS.....	37.00	COMP. FINES.....	.00
CLERK COSTS.....	.00	CLERK COSTS.....	.00	DMV FEES.....	.00	RESTITUTION.....	100.00
		JAIL 60% .....	13.20	STATE MISC .....	.00		
SUPPL ASSESS.....	.00	SUPPL ASSESS.....	114.00	DWS CONV FEE.....	.00		
		JAIL HB2562.....	848.00	STATE OBLIG .....	.00		
NON-COST COURT...	.00	NON-COST COURT...	674.43	VICTIM ASSIST.....	.00		
		SMALL CLAIMS.....	.00	JAIL 40% .....	8.80	REFUNDS.....	.00
COURT SECURITY...	.00	COURT SECURITY....	.00	LEMLA.....	2.00	COLL. AGY. ....	.00
		ATTORNEY FEES.....	355.00	IDP.....	.00		
TOTAL CITY	.00 **	TOTAL COUNTY	14936.23 **	COURT SECURITY....	6.00		
				SECTION 6B-CFA	2995.00		
				TOTAL STATE	4910.61 **		

I CERTIFY THAT THIS IS A TRUE STATEMENT OF FINES LEVIED AND COLLECTED AND BAIL BONDS FORFEITED IN THIS COURT DURING THE MONTH OF FEBRUARY, 2022

SIGNED



TITLE--JUSTICE CT JUDGE DATE 3/03/22

IRRIGON IRRIGON COURT  
 THIRD & MAIN PO BOX 130  
 IRRIGON, OREGON 97844

JCDIS2

DISTRIBUTION OF FINES AND ASSESSMENTS  
 3/01/22 - 3/31/22

DOCKET CODE/ DESCRIPTION	TOTAL AMOUNT	CITY SHARE	COURT COSTS	COUNTY SHARE	JAIL ASSESS	STATE SHARE	IDP FEES	LEMLA	SUPPL. ASSESS	ALL OTHER
* SMALL CLAIMS	111.00	.00	111.00	.00	.00	.00	.00	.00	.00	.00
I CITY OF BOARDMA	216.00	.00	50.00	40.00	39.00	74.00	.00	2.00	4.00	7.00
O COUNTY OFFICER	12806.53	.00	500.00	9044.53	769.00	.00	.00	.00	98.00	2395.00
T STATE OFFICER	4334.00	.00	81.00	2035.00	160.00	1741.00	.00	.00	22.00	295.00
Z DUII	1150.00	.00	794.50	217.00	16.00	.00	.00	.00	2.00	120.50
W STATE WEIGHMAST	1620.00	.00	11.00	768.50	.00	838.50	.00	.00	2.00	.00
V MISD.	2208.53	.00	577.50	1054.00	86.00	67.00	.00	5.00	6.00	413.03
D ANIMAL VIOLATIO	100.00	.00	.00	100.00	.00	.00	.00	.00	.00	.00
** COLUMN TOTALS **	22546.06 *	.00 *	2125.00 *	13259.03 *	1070.00 *	2720.50 *	.00 *	7.00 *	134.00 *	3230.53 *

CITY SHARE BREAKDOWN

COUNTY SHARE BREAKDOWN

STATE SHARE BREAKDOWN

MISCELLANEOUS OTHER

FINE SHARE.....	.00	FINE SHARE.....	13259.03	FINE SHARE.....	2579.50	OTHER.....	.00
COURT COSTS.....	.00	COURT COSTS.....	551.00	UNITARY AS.....	141.00	COMP. FINES.....	40.00
CLERK COSTS.....	.00	CLERK COSTS.....	.00	DMV FEES.....	.00	RESTITUTION.....	299.53
		JAIL 60% .....	55.80	STATE MISC .....	.00		
SUPPL ASSESS.....	.00	SUPPL ASSESS.....	134.00	DWS CONV FEE.....	.00		
		JAIL HB2562.....	977.00	STATE OBLIG .....	.00		
NON-COST COURT...	.00	NON-COST COURT...	592.00	VICTIM ASSIST.....	.00	REFUNDS.....	5.00
		SMALL CLAIMS.....	.00	JAIL 40% .....	37.20	COLL. AGY. ....	.00
COURT SECURITY...	.00	COURT SECURITY...	.00	LEMLA.....	7.00		
		ATTORNEY FEES.....	982.00	IDP.....	.00		
				COURT SECURITY...	7.00		
TOTAL CITY	.00 **	TOTAL COUNTY	16550.83 **	SECTION 6B-CFA	2884.00		
				TOTAL STATE	5655.70 **		

I CERTIFY THAT THIS IS A TRUE STATEMENT OF FINES LEVIED AND COLLECTED AND BAIL BONDS FORFEITED IN THIS COURT DURING THE MONTH OF MARCH, 2022

SIGNED

TITLE--JUSTICE CT JUDGE DATE 4/06/22





**AGENDA ITEM COVER SHEET**  
**Morrow County Board of Commissioners**  
**(Page 2 of 2)**

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**1. ISSUES, BACKGROUND, DISCUSSION AND OPTIONS (IF ANY):**

Third Activity Quarter Report

**2. FISCAL IMPACT:**

none

**3. SUGGESTED ACTION(S)/MOTION(S):**

Review

Attach additional background documentation as needed.



## COUNTY VETERANS' SERVICES PROGRAM QUARTERLY REPORT OF ACTIVITIES

**Important Submission Instructions**

ODVA Form VS0914 COUNTY VETERANS' SERVICES PROGRAM QUARTERLY REPORT OF ACTIVITIES is used to report the work load and outreach for a county's veterans' services program each quarter. Please submit, along with your report of expenditures, to the address below, fax to 1-503-373-2393, or email to: [CVSO-NSOFunding@ODVA.state.or.us](mailto:CVSO-NSOFunding@ODVA.state.or.us)

**Reports are due NO LATER THAN the last working day of the month following the end of the fiscal quarter.**

Submit to: Oregon Department of Veterans' Affairs Statewide Veteran Services 700 Summer Street NE Salem, Oregon 97301-1285	<input type="checkbox"/> 1 <sup>st</sup> Quarter (July, August, September) <input type="checkbox"/> 2 <sup>nd</sup> Quarter (October, November, December) <input checked="" type="checkbox"/> 3 <sup>rd</sup> Quarter (January, February, March) <input type="checkbox"/> 4 <sup>th</sup> Quarter (April, May, June)
Name of County	Time Period
Morrow	July 1, 2021 through June 30, 2022

INTERVIEW PROCESS		
Interviews are face-to-face interactions with a veteran and/or family member, either in the office or out of the office. These are not requests for information handled by a receptionist or casual conversations held at an outreach event. Enough information must be gathered to document the interaction into VetraSpec.		
Total In-Office Interviews	Total Out-of-Office Interviews	Total Interviews for Quarter
2 * 74	0	76

CLAIMS/APPEALS/BENEFIT AWARDS	
<b>Claims information is gathered from VetraSpec reports only, for clients under ODVA Power of Attorney.</b>	
Original USDVA Form 526, 527, or 534 filed this quarter:	12
Original USDVA Form 1010EZ/1010EZR (enrollment for health care) filed:	5
USDVA Form 20-0995 (decision review/supplemental claim) filed:	0
NOD/VA Form 9/VA Form 0996/VA Form 10182 filed:	0
Total Amounts this Qtr (new monthly awards): \$ VS inaccurate	Retroactive Awards for the Quarter: \$ 3,162.57

OUTREACH CONDUCTED		
Outreach events are outside normal locations. Time spent in a scheduled satellite office is not counted as outreach. Outreach must be to more than one person. No matter the number of VSOs present, one location equals one event. A home visit is not outreach; it is an out-of-office interview.		
The goal of outreach is an eventual increase in subsequent interviews, claims filed, and benefits awarded, as well as connecting that veteran or family member with other beneficial programs in you county.		
Location of Event	Other Departments/services Attending	Approximate Number of People Attending
* Veterans group	Mental Health, VSO	6
*Walla Walla VAMC Meeting	VSOs, Legislative reps, WWVAMC Leade	20
*DVS Board meeting	ODHS, & other service providers	6

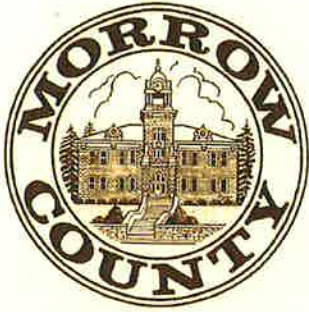
## COUNTY VETERANS' SERVICES PROGRAM QUARTERLY REPORT OF ACTIVITIES

OTHER SERVICES PERFORMED
Other services performed outside of applications for VA benefits. For example: assistance with housing, clothing allowance, VA medical billing issues, transportation solutions, overpayment, assistance applying for other benefits (e. g., SSI), etc.
Organize Suicide Awareness Walk in April. Assisted surviving spouses with SF180s. Assist Surviving Spouse with DFAS forms. Prepare Veterans Services Door to Door Mailer. Provide burial information. Updated medical service provider list.
Refer veterans to attorney list for estate planning. Assist with travel pay issues. Coordinate home health care.
Provide survivor benefit information. Referrals to SHIBA, CAPECO, EOCIL, Referral to VA prosthetics, VAHC patient advocate, Care in the Community, assistance to coordinate hospice care. Assist survivors with burial benefits.
Assist vet with VA Prescription issue. Provided legislative info to Board of Commissioners.
Updated mailing list. Preparing a Powerpoint presentation to share with Community Resource Round Table participants.
Assist vet with forms & info re: HB & A&A. VA sent 'reply needed' letter in error, worked with VA & vet to confirm error.
Please list below any veteran or non-veteran specific meetings attended. These meetings serve to get veteran information to other county offices, as well as assist the VSO to become familiar with services available outside the USDVA. Examples are Homeless Veteran Task Force, Rotary Club, Lions Club, Elks Club, or County Transportation Boards.
Community Health Information Partnership, LCAC, Home for Hope meetings, DVS Board meeting
Local Public Safety Coordinating Council, Board of Commissioners Meeting
Morrow County Dept. Directors meeting, Home for Hope meeting
AOC Veterans steering committee, Safety Committee Meeting
Please list below any Conferences or Training events attended.
ODVA bi-monthly meetings OCVSOA meetings, NVLSP (virtual) training,
Working with depressed & deactivated clients webinar, Active shooter webinar
10 new POAs

**Please attach a blank page to add any additional activities or innovations your office performed or accomplished this quarter.**

CERTIFICATION AND SIGNATURE	
This report is submitted to qualify for funds available from the Oregon Department of Veterans' Affairs and is certified to be true and correct to the best of my knowledge and belief.	
County Veterans' Service Officer Signature	Date Signed
	4/1/2022

7c



## TREASURER

**Jaylene Papineau**

100 Court Street  
P.O. Box 37  
Heppner, Oregon 97836  
**Phone: 541-676-5630 • Fax: 541-676-5631**  
E-mail: jpapineau@co.morrow.or.us

Date Prepared: March 8, 2022

BOC Agenda Date: March 13, 2022

### **Subject: Monthly Treasurer Report**

I will be postponing presenting my monthly Treasurer's report until May due to some kinks still being worked out in our new payroll system, regarding the cash end of things. Also getting the bank reconciliations caught up due to being short-handed in the Finance Department.

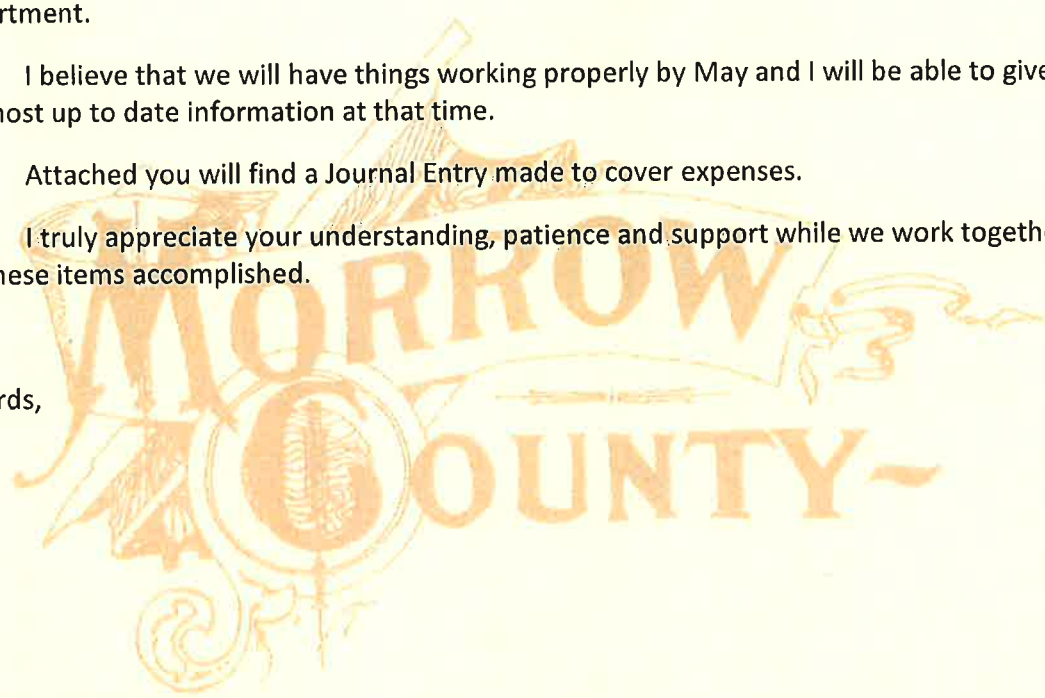
I believe that we will have things working properly by May and I will be able to give you the most up to date information at that time.

Attached you will find a Journal Entry made to cover expenses.

I truly appreciate your understanding, patience and support while we work together to get these items accomplished.

Regards,

Jaylene Papineau  
Morrow County Treasurer  
541-676-5630  
PO Box 37  
Heppner, OR 97836



PACKET : 04747 Journal Entry Packet

APPROVED: NO

## \*\*\* ACCOUNT TOTALS \*\*\*

ACCOUNT	ACCOUNT NAME	DEPARTMENT	AMOUNT
101 100-1-10-1500	GENERAL FC W/TREASURER	N/A	8,406.00CR
101 124-5-50-5360	TRANS TO AIRPORT FUND	TRANSFER TO OTHER FUNDS	8,406.00
205 100-1-10-1500	AIRPORT FC W/TREASURER	N/A	38,406.00
205 250-3-90-3815	TRANS FROM GEN FUND	N/A	8,406.00CR
205 250-3-90-3827	TRANS FROM VID LOTTERY	N/A	30,000.00CR
219 100-1-10-1500	VIDEO LOTTERY FC W/TREAS	N/A	30,000.00CR
219 219-5-50-5008	TRANS TO AIRPORT FUND	ECONOMIC DEVELOPMENT	30,000.00

JOURNAL ENTRIES: 1  
ENTRIES: 8

O/B JOURNAL ENTRIES: 0  
ERRORS: 0  
WARNING: 0

TOTAL CREDITS: \$ 76,812.00CR  
DEBITS: \$ 76,812.00

\*\* END OF REPORT \*\*

PACKET : 04747 Journal Entry Packet

APPROVED: NO

JE NO#	DESC: Bdgt Tfr for Airport	POSTING DATE: 4/06/2022	REVERSING DATE:	AMOUNT
ACCOUNT	ACCOUNT NAME	REFERENCE	DESCRIPTION	
205 250-3-90-3827	TRANS FROM VID LOTTERY		Bdgt Tfr for Airport	30,000.00CR
219 219-5-50-5008	TRANS TO AIRPORT FUND		Bdgt Tfr for Airport	30,000.00
205 250-3-90-3815	TRANS FROM GEN FUND		Bdgt Tfr for Airport	8,406.00CR
101 124-5-50-5360	TRANS TO AIRPORT FUND		Bdgt Tfr for Airport	8,406.00
205 100-1-10-1500	AIRPORT FC W/TREASURER		Bdgt Tfr for Airport	30,000.00
219 100-1-10-1500	VIDEO LOTTERY FC W/TREAS		Bdgt Tfr for Airport	30,000.00CR
205 100-1-10-1500	AIRPORT FC W/TREASURER		Bdgt Tfr for Airport	8,406.00
101 100-1-10-1500	GENERAL FC W/TREASURER		Bdgt Tfr for Airport	8,406.00CR
TOTAL CREDITS: \$				76,812.00CR
DEBITS: \$				76,812.00



## MEMORANDUM

To: Morrow County Board of Commissioners  
From: Tamra Mabbott, Planning Director  
CC: Planning Commission  
BOC Date: April 13, 2022  
RE: Monthly Planning Update

### Planning Commission Update

Planning Commission held their March 29, 2022 meeting in Irrigon, providing both in person and virtual (Zoom) participation. Four applications were approved.

### Current Planning Activity March 2022

- Zoning Permits – 9
- Land Use Compatibility Reviews – 6
- Conditional Use Permits – 1
- Land Use Application – 1 Administrative
- Agriculture Building Permit Exemption – 2
- Zone Change – 1
- Pre-Application Meetings (Energy Projects) – 2

### Code Enforcement Activitys

- 3 new complaints- Garbage, Junk & General Nuisance
- 2 complaints- Vehicle Nuisance, Numerous RVs parked on property
- 3 cases closed – Properties have been cleaned up.
- 1 code case closed – Planning Commission approved Medical Hardship application.
- 1 court case closed- violation resolved. Landowner purchased industrial property to store commercial vehicles and semi-trucks and moved off residential property.
- 1 Court Case Continued- Making Progress with removal of Garbage and vehicles. Court Date scheduled.
- Communicating with 8 non-permitted trucking business operations located in residential zones.
- Other outstanding/ongoing cases - 37

### Columbia River Heritage Trail

No new formal activity in March however, staff continue to work on the final sign plan. Additionally, staff are costing metal placards and Heritage Trail logo stickers to replace damaged signs.

### Natural Hazard Mitigation Plan (NHMP)

Planning staff are involved with Paul Gray, Emergency Manager, on the NHMP update. A county-wide kick off meeting with all cities, emergency responders, natural resource agencies, etc. will be held in May.

## **Tourism**

Karie Walchli, Tourism Coordinator for Morrow County, hosted an in-person community meeting in Heppner on March 31. The purpose was to get community input on her work to develop a Tourism Development Plan. Anyone with ideas or interest can contact Ms. Walchli at [kariewalchli@gmail.com](mailto:kariewalchli@gmail.com)

## **Energy Projects**

Staff continue to coordinate and host pre-application meetings for permitting new solar and other energy developments. List of pending and approved projects can be found here:

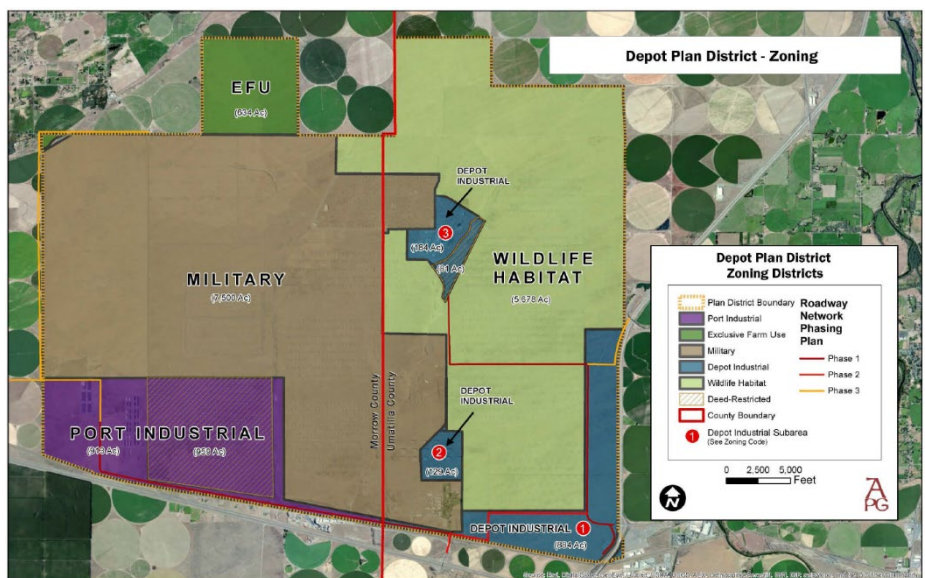
<https://www.co.morrow.or.us/planning/page/renewable-energy-1>

## **Data Centers in Morrow County**

The 7<sup>th</sup> data center in Morrow County was recently approved by Planning Commission. All but one data center campus is located outside city limits. Planning Commission asked to have a work session to discuss the permitting process (varies depending on zoning of property), impacts of data centers and possible changes to county Zoning Ordinance.

## **Army Depot**

Planning staff have been coordinating with Umatilla County Planning, Confederated Tribes of the Umatilla Indian Reservation (CTUIR) Planning, Oregon Military Department and Columbia Development Authority (CDA) staff on a number of topics, including future access, zoning and building requirements. Public Works Director, Eric Imes is also helping with road networks and road standards. Additionally, staff have fielded questions about protection of burrowing owl habitat.



## **Grants Round Up**

March 15<sup>th</sup> was the kick off meeting for the Housing Implementation Plan project for Willow Creek Valley, including city and county staff and consultant ECONw. A schedule of public meeting dates will be released later. Residents of Lone, Lexington and Heppner communities interested in the project please contact City Hall or County Planning Department. Staff are working on the Request for Proposal to work on the Goal 9 Economic Development plan for Lone, Lexington and Heppner.

## **Access Permit Coordination**

Planning and Public Works staff are working together to streamline the permitting process for access permits, including updating forms and adding geographic coordinates that link rural addresses and driveways. The two departments are beginning to study more closely two roadways that have potential for significant new developments and associated traffic – Tower Road and Bombing Range Road. An Interchange Area Management Plan is under consideration.

## **Water and Land Use**

New in March was a bi-county effort to submit a Congressional Direct Spending (CDS) request. The effort was spearheaded by Morrow County Commissioner Melissa Lindsay and Umatilla County Commissioner Dan Dorrان. If successful, counties would be able to fund water filters for residents with wells containing high levels of nitrates. This effort complements the work over the years of the Lower Umatilla Basin Groundwater Management (LUBGWMA) Committee which has been focused on reducing nitrates in groundwater.



### **Data Dashboard**

Department is working on a new data dashboard for general county use. Stephen Wrecsics will give a demonstration of his first draft during the Board of Commissioners meeting. Once complete, the dashboard will be updated periodically.

**Planning Trivia Question of the Month:** How many unlicensed, inoperable vehicles are allowed to be stored outside on a single parcel?

**Answers to last month's trivia question:** How many people serve on the Morrow County Planning Commission? The Commission is a nine-person body appointed by the Board of Commissioners. County is currently looking for a person from the Greater Boardman area to serve. Contact George Nairns if you have an interest. [gnairns@co.morrow.or.us](mailto:gnairns@co.morrow.or.us)



April, 8, 2022

Morrow County Commissioners Doherty, Lindsay, Russell

Move Oregon's Border would like to ask you to consider and vote on putting the following advisory question on the ballot in Morrow County in November 2022. **"In your opinion, should Morrow County, along with other rural counties, separate from Oregon and become a part of Idaho?"**

The existing Morrow County petition (I-2020-5) mandates three commissioner meetings per year to discuss how to promote the interests of Morrow County in any negotiations regarding the relocation of the Oregon-Idaho state border. I have attached the official description of the petition. The reason we are bringing this option up is because several counties who have passed similar Move Oregon's Border measures are complaining about the mandated meetings. The advisory question option does not mandate any requirements on county commissioners or ask if you support this measure. It just gives you an idea of how Morrow County citizens feel about making a change on which state governs Morrow County. This is one reason Josephine County Commissioners put the advisory question on May's ballot.

Our deadline, May 27<sup>th</sup>, is approaching to get Morrow County petition signatures in for November's election, if you choose to put the advisory question on the ballot, we will not make the final push to get the balance of signatures required.

I plan on attending your April 13<sup>th</sup> commissioners meeting to answer any questions.

Thank you for your attention to this matter,

Respectfully,

*Mike McCarter*

President

Move Oregon's Border

503-339-5654

1-2020-5

Initiative or  Referendum Petition

County: Morrow

City: not applicable

District: not applicable

**Ballot Title or Measure Title**

→ Insert the final ballot title of the initiative or the title of the measure as enacted by the local governing body. If there is no title chief petitioners may supply one that must include the number of the ordinance/resolution being referred and the date the local governing body adopted the ordinance/resolution.

**Caption:**

Requires Board of Commissioner meetings regarding relocation of state border.

**Question:**

Shall the Board of Commissioners be required to meet three times annually to discuss relocation of the state border?

**Summary:**

If passed, the petition requires the Morrow County Board of Commissioners to meet three times per year to discuss how to promote the interests of Morrow County in any negotiations regarding the relocation of the Oregon-Idaho state border. Civil penalties are provided for anyone who willfully prohibits, cancels, or hinders any of the prescribed meetings of the Board of Commissioners. A civil offense against this ordinance will be a Class D Violation with a maximum fine of \$125, and will be enforceable by any peace officer.

**Text** Proposed charter or ordinance or text of ordinance as enacted by local governing body.

Available from Circulator

Included below

**Chief Petitioners** Names and Residence Addresses

Michael McCarter  
53161 Bridge Dr.  
La Pine, OR 97739

Valerie Gottschalk  
6040 Deer Creek Rd.  
Selma, OR 97538

**Instructions for Circulators**

- 1 Only active registered voters of the county, city or district may sign the petition.
- 2 Have signers use a pen when signing petitions. Use a pen when you are certifying petitions.
- 3 Only one circulator may collect signatures on any one signature sheet of the petition.
- 4 You must personally witness all signatures you collect and you should not collect additional signatures on the petition sheet once you have signed and dated the circulator certification.
- 5 It is against the law for circulators to:
  - Circulate a petition containing a false signature.
  - Make false statements to any person who signs the petition or requests information about it.
  - Attempt to obtain the signature of a person who is not qualified to sign the petition.
  - Offer money or anything of value to another person to sign or not sign the petition.
  - Sell or offer to sell signature sheets.
  - Write, alter, correct, clarify or obscure any information about the signers unless the signer is disabled and requests assistance or the signer initials after the changes are made.
  - Accept compensation to circulate a petition that is based on the number of signatures obtained.

**Warning** Violations of the circulator requirements may result in conviction of a felony with a fine of up to \$125,000 and/or prison for up to 5 years.

**Instructions for Signers**

- 1 Only active Oregon voters may sign the petition. Sign your full name, as you did when you registered to vote.
- 2 Fill in the date you signed the petition, your printed name and residence address in the spaces provided. Only you may complete your optional information.
- 3 Initial any changes the circulator makes to your printed name, residence address or date you signed the petition.
- 4 Use a pen when signing the petition.
- 5 It is against the law for signers to:
  - Sign another person's name under any circumstances.
  - Sign a petition more than one time.
  - Sign a petition when you are not qualified to sign it.

# LEGISLATIVE SUMMARY

2022 Oregon Legislative Session



# Executive Summary

With the help of our members, and the work of the legislative affairs team, the Association of Oregon Counties (AOC) secured meaningful policy solutions on pressing issues and protected counties from proposals that would have had a negative impact on county functions and services during the expedited 32-day Legislative Session.

Legislators convened in January to prepare for the second full legislative session conducted in a hybrid manner since the COVID-19 pandemic. Over the course of the session, legislators attended floor sessions in-person, and committee hearings virtually. Markedly different than the last full legislative session was the option to hold some meetings with legislators in-person. Though, this was not the common theme across offices, as many continued engaging with the lobby and their constituents virtually.

Significant political activity occurred leading up to the 2022 Legislative Session, creating an entirely new dynamic in the Legislature. We saw many late retirements and announcements right up to the beginning of the Legislative Session, creating a fast shuffle of musical chairs, including in several prominent [caucus and chamber leadership posts](#), as long-serving legislators stepped down.

On day one of session, workforce training, illegal cannabis enforcement, farmworker overtime, and education were included in the top issues before the Legislature.

Following the quarterly revenue forecast, presented to the House and Senate committees on revenue mid-February, priorities shifted as Oregon economists revealed tax receipts exceeded expectations yet again, with \$800 million more in unanticipated revenue.

The increase in revenue projections resulted in leadership pivoting toward major investments in housing and homelessness, workforce development, and various rural projects. This news also paved the way for several of the AOC 2022 identified priorities.

AOC successfully advocated for resources to aid counties in responding to the public health and safety crisis related to the proliferation of illegal cannabis; the modernization of the Oregon Broadband Office; and resources to address homelessness in communities across the state.

The pages ahead detail the major policy foci of AOC throughout the Session broadly through AOC's identified priorities, and more narrowly, focused on in-depth policy review.

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# 2022 Priorities

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## GOVERNANCE AND REVENUE

### PRIORITY:

Protect and enhance financial and technological security of counties through cooperation with state and federal partners, shared investment in shared priorities, and identification of revenue sources for any newly proposed programs.

### OUTCOME:

**Successfully defeated threats to local control and local budgets. Notched a win on a marijuana revenue fix for counties with groundwork laid for more work in 2023.**

### HIGHLIGHTS:

- [HB 4019](#) **Local Contracting Oversight:** The bill received no hearings and subsequently died. It would have given the Department of Administrative Services auditing ability over local government procurement. AOC opposed the bill as written.
- [HB 4056](#) **Indexing Measure 91 Marijuana Revenue:** HB 4056 passed both chambers unanimously. AOC supported the bill.
- [HB 4140](#) **Public Meeting Oversight:** This bill would have expanded the Oregon Government Ethics Commission's investigatory powers over public meetings. AOC opposed the bill as written and offered suggestions for improvement. The bill never received a work session and died.
- [SB 1582](#) **Rural Fire Protection District Annexation:** This bill allows a rural fire protection district to unilaterally annex residential property within seven road miles of a station. AOC offered strong opposing testimony. The bill passed the Senate 18-8 and died in the House receiving no further work sessions.
- [SB 1587](#) **Measure 110 Marijuana Revenue Backfill:** This bill would have backfilled Ballot Measure 110 revenue losses via General Fund for the 21-23 biennium. Although this bill did not pass, AOC staff and a coalition of supportive legislators successfully elevated the conversation on this critical need to legislative leadership and will be engaging in workgroups in the interim.

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## HEALTH AND HUMAN SERVICES

### PRIORITY:

Fortify and protect the integrity of county human services systems, and improve outcomes for Oregonians who need these services, including public health, behavioral health, and housing.

### OUTCOME:

**Significant investment in behavioral health workforce and local capacity to address issues of housing and homelessness.**

## HIGHLIGHTS:

- [HB 4004 Behavioral Health Provider Grants](#): HB 4004 passed with strong bipartisan support. AOC advocated in support of HB 4004, which provides \$132 million to behavioral health providers to increase compensation for existing staff, pay a retention bonus, or hire new staff. In addition, \$42.5 million was allocated via a special purpose appropriation to increase provider payment rates an average of 30 percent for behavioral health related Medicaid services.
- [HB 4123 Housing Coordination Pilots](#): This bill passed with strong bipartisan support. AOC and the League of Oregon Cities partnered in support of HB 4123, which establishes locally-led, regional housing coordination through eight pilots across the state and provides \$1 million in funding for each pilot over two years.
- [HB 5202 \\$50 million for Project Turnkey 2.0](#): This new round of funding is in addition to the \$67 million original investment in Project Turnkey. Target properties will be expanded from a sole focus on the purchase of motels to now include acquisition of commercial, institutional, or multi-family buildings. The priority for purchases will shift to use for long-term supportive housing, although shelter uses will also be allowed.
- [SB 1554 COVID-19 After Action Public Health Report](#): SB 1554 passed with bipartisan support. The bill directs the Oregon Health Authority (OHA) to create an “After Action” report on COVID-19, with an emphasis on public health. AOC supported the bill.

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## NATURAL RESOURCES

### PRIORITY:

Protect and enhance county authority, funding, and flexibility to support management policies and locally focused policy making processes for water, public lands, and natural resources.

### OUTCOME:

**Policy discussions were elevated surrounding broad natural resources issues. Additional champions for county issues will be working with AOC during the interim to address priorities for the 2023 Legislative Session.**

### HIGHLIGHTS:

- [HB 4127 Wolf Compensation](#): This bill died in the House Committee on Agriculture, Land Use, and Water. AOC advocated for the bill and will work with legislators during the interim to prepare for reintroduced legislation in the 2023 Legislative Session.
- [SB 1534 Carbon Sequestration on Natural and Working Lands](#): AOC opposed SB 1534. The bill was referred to the Joint Committee on Ways and Means where it died.



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# PUBLIC SAFETY

## PRIORITY:

Reinforce and support science-based programs that reduce cycles of incarceration and recidivism, such as justice reinvestment.

Continue to work to eliminate the illegal cannabis market, to ensure public health and safety.

## OUTCOME:

**Advanced all policy goals related to public safety. A new Justice Reinvestment Equity Program was created and funded while holding traditional Justice Reinvestment Initiative programs harmless.**

## HIGHLIGHTS:

- [HB 4016](#) **Marijuana License Moratorium:** HB 4016 prohibits the Oregon Liquor and Cannabis Commission from issuing marijuana production, processor, wholesaler, and retailer licenses for two years. AOC supported this legislation and it passed with strong bipartisan support.
- [HB 4061](#) **Water Regulations:** HB 4061 provides expanded enforcement and penalties for hauling water to illegal cannabis sites. AOC supported this legislation and it passed with strong bipartisan support.
- [HB 4074](#) **Hemp Enforcement and Resources:** This bill provides \$6 million in grant funding to community based organizations responding to humanitarian crises related to illegal cannabis grows. AOC supported this legislation and it passed with strong bipartisan support.
- [SB 1564](#) **Hemp License Moratorium:** SB 1564 allows a board of commissioners in a county that has declared a state of emergency related to cannabis to deny renewal of hemp licenses. AOC supported this legislation and it passed with strong bipartisan support.

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# TRANSPORTATION AND COMMUNITY DEVELOPMENT

## PRIORITY:

Protect and enhance county authority, funding, and flexibility to support economic and workforce development, housing and infrastructure development, broadband infrastructure projects, and maintenance and preservation of the county road network.

## OUTCOME:

**Advanced priority bills, negotiated amendments to mitigate negative impacts to county authority, and engaged in significant policy conversations to set counties up for success in the 2023 Legislative Session.**

## HIGHLIGHTS:

- [HB 4063](#) **Substantial Completion Renegotiation:** AOC and the Oregon Association of County Engineers and Surveyors opposed HB 4063 as written, due to significant unintended consequences and complications arising from changes to permitting timelines in residential subdivisions. The bill was heavily amended to relieve AOC's concerns and ultimately did not pass.
- [HB 4064](#) **Reducing Barriers to Manufactured Homes:** HB 4064 passed with an amendment that removed changes to landlord tenant financial responsibilities around permanent improvements. AOC supported the bill with amendments.
- [HB 4092](#) **Broadband Omnibus:** HB 4092 passed with strong bipartisan support. The bill will ensure the Oregon Broadband Office is poised to receive and efficiently deploy hundreds of millions of federal dollars aimed at expanding access and improving the state's ability to develop accurate statewide maps to identify gaps in broadband access. AOC supported this bill.

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# VETERANS

## PRIORITY:

Create an inflation-based index to ensure state funding of County Veteran Service Officers (CVSOs) does not diminish over time. Lottery Fund dollar support for CVSOs should be increased each biennium to keep up with annual personnel costs via a built-in adjustment for these growing expenses. Without such a provision in statute, the net result will be a diminished CVSO capacity over time.

## OUTCOME:

**Successfully moved provisions of legislation that needed in-depth work to interim workgroups while advancing increased benefits for veterans.**

## HIGHLIGHTS:

- [HB 4066](#) **Veterans Omnibus:** AOC did not have a position on HB 4066, however, AOC offered feedback on county impacts from the property tax exemption and veterans' preference policies included in the bill. The property tax exemption was removed from the bill, and the veterans' preference language was modified. The bill passed out of the House unanimously but died in the Senate. AOC expects to engage in further discussions on the bill in the interim.
- [HB 4082](#) **Veterans' Remains Coordinators:** AOC supported HB 4082. The bill passed out of the House on a vote of 52-0-8 but did not make it to the Senate floor. Additional discussions are expected to occur during the interim, including providing supportive funding for counties to implement the bill.
- [HB 4095](#) **Veterans Dental Health:** AOC took no position on this bill, but after learning about the -1 amendment that added a problematic waiver adjudication to CVSOs, AOC staff worked with the CVSO association and other county staff to propose language for an amendment to remove CVSOs from adjudicative responsibilities. The waiver language was removed, and the bill passed unanimously.

# 2022 LEGISLATION

In the pages to follow, please find summaries of policy AOC spearheaded, monitored, and advocated for or against by AOC staff and members that had significance to Oregon counties. The summaries below are complete with status, fiscal and revenue impacts, and overall implications for counties across the state.

**(+)**            **A green plus signifies AOC support for a bill.**

**(-)**            **A red minus signifies AOC opposition to a bill.**

*(No Position) The italicized words “no position” signify AOC did not take a position on the bill due to a variety of factors, but AOC tracked the legislation due to the potential impact the bill could have on counties or county programs.*

# County Solutions

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## COMMUNITY INVESTMENTS – LONG-TERM SUPPORTIVE HOUSING

### Project Turnkey 2.0 (+) [HB 5202](#)

*Passed*

#### SUMMARY

Project Turnkey 2.0 was supported at a level of \$50 million of one-time general funds within the final budget reconciliation bill, also known as the “Christmas Tree Bill” (HB 5202).

Initially, Project Turnkey received a \$74.9 million investment and was administered by the Oregon Community Foundation. Over a period of less than seven months in 2021, Project Turnkey created 19 new shelters in 13 counties, leading to a 20 percent increase in the state supply of shelter beds. These facilities comprise 865 new housing units. Statewide, the average cost per unit of affordable housing is \$226,000. The average unit cost for Project Turnkey properties was \$87,700—over 50 percent less.

Project Turnkey 2.0 will shift the focus of efforts to support long-term supportive housing, although shelter uses would also be allowed. The program will be expanded to include acquisition of commercial, institutional, or multi-family buildings, as well as motels. State funding can support facility purchase; remodeling/upgrades; operational start up; and project evaluation. The Oregon Community Foundation will once again administer the program through the new investment. The targeted timeline for funding and launching of projects will be 12-15 months.

#### AOC ENGAGEMENT

AOC was part of a pre-Session Turnkey advocacy group led by Representatives Pam Marsh (D-Ashland) and Julie Fahey (D-Eugene), along with the League of Oregon Cities, Oregon Housing and Community Services, and the Office of the Governor.

#### MESSAGING

Project Turnkey investments have provided counties and communities much needed relief through the COVID-19 pandemic, wildfires, and other supportive housing needs. The success of the first round of this program has proved promising. Continued investment will help address houseless challenges many communities are currently facing.

#### FISCAL IMPACT

The measure directs the Department of Administrative Services (DAS) to distribute funds to the Oregon Community Foundation who will review and award grant applications from local governments and participating nonprofits. Counties who apply for Project Turnkey 2.0 funds may incur local costs as part of any Project Turnkey awards related to operations, maintenance, staffing, or social services connected to the site.

#### REVENUE IMPACT

N/A

#### EFFECTIVE DATE

Effective on passage.

## VOTES

House Floor: 41-16-3-0

Senate Floor: 23-2-2-3

# Governance and Revenue

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## ANNEXATION

### Rural Fire Protection District Annexation (-) [SB 1582](#)

*Died in the House Committee on Revenue*

#### SUMMARY

SB 1582 allows the board of directors of a rural fire protection district to automatically annex lands within seven road miles of a district station.

#### AOC ENGAGEMENT

AOC opposed this bill both with [written](#) and verbal testimony, as AOC did last year on [SB 605](#). Among other critical bills for counties, commissioners supported this legislation by testifying on behalf of AOC.

Opposition stemmed from giving one type of special district annexation authority that no others currently enjoy, the property tax impact on rural taxpayers, and an overarching thought that current annexation processes work well. Representative Pam Marsh (D-Ashland) did hear county concerns and offered an amendment to partially offset them. However, the chief sponsor of the bill, Senator Lew Frederick (D-Portland) did not support the changes. The bill subsequently failed to make it out of the House Committee on Revenue without Representative Marsh's support.

#### MESSAGING

With structural revenue deficits, counties and taxpayers are forced to choose which services they wish to pay for. AOC maintains that taxpayers should be able to choose their districts (local control), not the other way around.

#### FISCAL IMPACT

There is an indeterminate fiscal impact for counties.

#### REVENUE IMPACT

N/A

#### EFFECTIVE DATE

N/A

#### VOTES

Senate Floor: 18-8-1-3

House Floor: N/A

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# CONTRACTING AND PROCUREMENT

## State Auditing Authority over Local Contracts (-) [HB 4019](#)

*Died in the House Committee on Rules*

### SUMMARY

HB 4019 requires the Department of Administrative Services to audit each public agency, including counties, at least once every five years to determine eligibility with Oregon Forward contracting obligations. Formerly known as the Qualified Rehabilitation Facilities (QRF) Program, Oregon Forward is a state-run procurement program that provides job opportunities for Oregonians living with disabilities via preferential purchasing contracts.

### AOC ENGAGEMENT

AOC opposed the bill as written after surveying counties and finding compliance with Oregon Forward. Staff advocated behind the scenes to ensure the bill did not move forward. Ultimately, the bill died in committee without a public hearing.

### MESSAGING

County contracting staff are professional and compliant with state law. When problems arise, counties prefer to work through them instead of being faced with laws that increase administrative burden on good actors as well as those not compliant.

### FISCAL IMPACT

The fiscal impact for counties is indeterminate.

### REVENUE IMPACT

N/A

### EFFECTIVE DATE

N/A

### VOTES

Senate Floor: N/A

House Floor: N/A

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# GOVERNMENT ETHICS

## State Public Meeting Oversight (-) [HB 4140](#)

*Died in the House Committee on Rules*

### SUMMARY

HB 4140 expands the Oregon Government Ethics Commission investigatory authority to all public meetings in addition to current oversight of executive sessions. The bill requires training of public officials and advisors and imposes fines on individual violators.

### AOC ENGAGEMENT

Representative Courtney Neron (D-Wilsonville) pulled together a workgroup on the topic of public meeting violations the week before session kicked off, which included AOC and other local government partners. AOC opposed this bill as written on the grounds of increasing costs for all

counties and a lack of sideboards against harassing accusations. Staff submitted [written testimony](#) to that effect.

### **MESSAGING**

The current process for reporting public meeting violations of taking the body in question to court may be too onerous, but this bill punished good actors through rising costs. Representative Barbara Smith Warner (D- Portland) indicated that she wanted this topic discussed over the interim and AOC stands ready to join that conversation.

### **FISCAL IMPACT**

The fiscal impact to counties would be dependent on expansion of the Oregon Government Ethics Commission.

### **REVENUE IMPACT**

N/A

### **EFFECTIVE DATE**

N/A

### **VOTES**

House Floor: N/A

Senate Floor: N/A

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## **MARIJUANA REVENUE**

### **Indexing Measure 91 Marijuana Revenue (+) [HB 4056](#)**

*Passed*

### **SUMMARY**

HB 4056 indexes Measure 91 funding to adjust with inflation, ensuring counties do not lose purchasing power of those funds.

### **AOC ENGAGEMENT**

AOC participated in an interim workgroup on marijuana taxation convened by Representative Nancy Nathanson (D-Eugene). That group prioritized a bill that was bipartisan, bicameral, and politically feasible in the 2022 Legislative Session, resulting in HB 4056. AOC staff provided verbal testimony at both of this bill's public hearings.

### **MESSAGING**

Marijuana revenue, prior to the passage of Ballot Measure 110, was a growing source of revenue for counties. This bill safeguards the limited dollars that counties still receive.

### **FISCAL IMPACT**

N/A

### **REVENUE IMPACT**

Counties will gain revenue commensurate with inflation.

### **EFFECTIVE DATE**

91st day following adjournment.

## VOTES

House Floor: 54-0-0-6

Senate Floor: 23-0-1-6

## Raising Local Marijuana Tax Cap (+) [SB 1506](#)

*Died on the Senate President's desk*

### SUMMARY

SB 1506 increases allowable local tax on sale of marijuana items from three percent to ten percent, subject to a local vote.

### AOC ENGAGEMENT

AOC took part in an interim marijuana taxation workgroup convened by Representative Nancy Nathanson (D-Eugene) where this bill was discussed. That group felt this bill was too contentious for the 2022 Legislative Session, but AOC and the League of Oregon Cities (LOC still supported the concept and pushed for a hearing and work session. AOC provided [written](#) and verbal testimony in support of the measure. Among other critical bills for counties, commissioners supported this legislation by testifying on behalf of AOC.

### MESSAGING

Ballot Measure 110 cut county marijuana revenue by nearly \$27 million over the 21-23 biennium. It is vital that AOC continues to pursue tools to make up that shortfall, including lifting local preemptions, revisiting the Measure 91 funding formula, and fighting for a state backfill.

### FISCAL IMPACT

N/A

### REVENUE IMPACT

If passed, SB 1506 would have increased county revenues.

### EFFECTIVE DATE

N/A

## VOTES

N/A

## Backfill for Measure 110 Revenue Losses (+) [SB 1587](#)

*Died in the Joint Committee on Ways and Means*

### SUMMARY

SB 1587 provides a one-time backfill of \$25 million for counties and \$25 million for cities to address Ballot Measure 110 revenue losses.

### AOC ENGAGEMENT

AOC participated in a marijuana taxation workgroup convened by Representative Nancy Nathanson (D-Eugene), where this concept was discussed. Though not included as a final recommendation, AOC staff found an avenue for a “gut and stuff” amendment on a bill from



Senator Bill Hansell (R-Athena) to include this funding. The bill passed the Senate Committee on Judiciary and Ballot Measure 110 Implementation on a 6-1 vote and was then referred to the Joint Committee on Ways and Means. Staff worked with Senator Hansell and Senator Chris Gorsek (D-Troutdale) to pull the bill to the Joint Committee on Ways and Means Subcommittee on Public Safety but was unsuccessful. AOC staff was encouraged to pursue this funding via the Legislative Emergency Board or in the next legislative session.

### **MESSAGING**

Counties need a solution to the revenue hit taken with the passage of Ballot Measure 110 to continue providing the public health and public safety services surrounding our cannabis economy, SB 1587 provides a one-time allocation to address revenue lost.

### **FISCAL IMPACT**

N/A

### **REVENUE IMPACT**

If passed, SB 1587 would have provided unrestricted revenue to counties based on past funding.

### **EFFECTIVE DATE**

N/A

### **VOTES**

N/A

# **Health and Human Services**

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## **BEHAVIORAL HEALTH**

### **Behavioral Health Grants (+) [HB 4004](#)**

*Passed*

#### **SUMMARY**

HB 4004 provides \$132 million in grants to behavioral health providers to increase practitioner wages, offer retention bonuses, or recruit and hire new behavioral health staff. Providers must use at least 75 percent of their grants on direct compensation to their staff, with the remainder allowed to be spent on other means to increase workforce retention and recruitment. The Oregon Health Authority (OHA) is also directed to contract with nurses and behavioral health professionals to provide care in residential treatment facilities experiencing staffing shortages caused by the COVID-19 pandemic and will support these costs with Federal Emergency Management Agency (FEMA) reimbursement or seek other forms of federal financial participation, if necessary.

#### **AOC ENGAGEMENT**

The public hearing for HB 4004 was held prior to the AOC Legislative Committee's action to support the bill. AOC joined the Association of Oregon Community Mental Health Programs (AOCMHP) in support of this bill via meetings with key legislators.

## **MESSAGING**

HB 4004 provides critical funding to support behavioral health providers. Behavioral health providers are in high need, and the pandemic has exacerbated the current staffing shortage. The funding in HB 4004 will support counties and other providers as they work to bridge the need for behavioral health services needed by so many Oregonians.

## **FISCAL IMPACT**

There is a \$132.3 million General Fund appropriation to carry out this portion of the measure, nearly all of which represents one-time funding for the grants.

## **REVENUE IMPACT**

N/A

## **EFFECTIVE DATE**

Effective on passage.

## **VOTES**

House Floor: 58-0-0-2  
Senate Floor: 24-2-1-3

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# **HOUSING**

## **City-County Coordinated Homeless Response (+) [HB 4123](#)**

*Passed*

## **SUMMARY**

HB 4123 establishes locally-led, regional housing coordination through eight pilots across the state and provides \$1 million in funding for each pilot over two years.

## **AOC ENGAGEMENT**

AOC partnered with the League of Oregon Cities (LOC) on this bill and testified in support of the legislation. Among other critical bills for counties, commissioners supported this legislation by testifying on behalf of AOC as well.

In addition to oral testimony, AOC added its logo to a coalition [letter](#) with representatives for each of the pilots included in the bill.

## **MESSAGING**

This critical legislation provides critical resources to support coordination of community resources. Each pilot will receive \$1 million in state funding over two years to operationalize coordinated offices to strengthen their communities' homeless response. These pilots are not intended to be duplicative of existing work in the community, nor are they intended to take on the role of direct service delivery.

## **FISCAL IMPACT**

The measure directs the Department of Administrative Services (DAS) to distribute grants to local governments and participating nonprofit corporations. Although distributing the grants is anticipated to have only a minimal fiscal impact on DAS operations, the measure makes a one-time appropriation of \$8 million General Fund to DAS in the 2021-23 biennium as the funding for these grants.

## REVENUE IMPACT

N/A

## EFFECTIVE DATE

Effective on passage.

## VOTES

House Floor: 57-1-2-0

Senate Floor: 24-1-2-3

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# MEDICAID

## Redetermination *(No Position)* [HB 4035](#)

*Passed*

### SUMMARY

During the COVID-19 Public Health Emergency (PHE), the Centers for Medicare and Medicaid Services (CMS) ruled that states were allowed to keep Medicaid enrollees on the state health plans without going through a redetermination process as is normally required to maintain eligibility. When the PHE ends, states will need to go through a redetermination process with their Medicaid enrollees. HB 4035 is the vehicle for the policy surrounding these requirements. Additionally, the bill creates a task force that will make recommendations for a bridge plan—intended to provide coverage for the estimated 300,000 Oregonians who are going to be determined not to qualify for Medicaid but are still low income.

The task force also sets some basic parameters for the bridge plan, including setting eligibility thresholds (200 percent federal poverty line or below). The task force is set to begin their work by the end of March 2022 and will deliver its recommendations by July 1, 2022.

Recommendations will touch on funding needs, the potential development of additional federal waivers, and suggested timelines for phasing in the program. Of note, if the federal PHE is extended beyond April 16, 2022, the task force has until September 1, 2022, to submit its report.

State agencies are required to request approval and financial participation from CMS to help fund the bridge plan. To carry out the requirements of the whole of HB 4035, the Oregon Health Authority saw \$120,000,000 included in the bill.

### AOC ENGAGEMENT

AOC monitored this legislation.

### MESSAGING

This is an important process in ensuring access to care for many Oregonians impacted by the COVID-19 pandemic. AOC will continue to monitor the status of this task force and process.

### FISCAL IMPACT

The impact of the bill for Fiscal Year 2021-2023 is \$584,313,871 and Fiscal Year 2023-2025: \$299,049,646

## REVENUE IMPACT

N/A

## EFFECTIVE DATE

Effective on passage.

## VOTES

House Floor: 40-19-1-0

Senate Floor: 18-8-1-3

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# PUBLIC HEALTH

## Naloxone Co-Offering (+) [HB 4081](#)

*Died in the Joint Committee on Ways and Means*

### SUMMARY

HB 4081 would have required pharmacists to offer a prescription for naloxone to patients filling a high-risk opioid prescription.

During a public hearing, some pharmacists testified in opposition to the bill, noting current workforce crisis and administrative burden - and suggested that the Legislature do something to address the cost of naloxone, which they indicated was the true barrier. Ultimately, the bill was moved down to the Joint Committee on Ways and Means where it died.

### AOC ENGAGEMENT

AOC supported the bill.

### MESSAGING

HB 4081 would provide a tool to help address a major and rising health risk.

### FISCAL IMPACT

N/A

### REVENUE IMPACT

N/A

### EFFECTIVE DATE

N/A

### VOTES

N/A

## COVID-19 After Action Report (+) [SB 1554](#)

*Passed*

### SUMMARY

SB 1554 directs the Oregon Health Authority (OHA) to create a COVID-19 lookback study – or – “After Action Report” by an OHA-hired third-party contractor, largely focused on public health. Counties will be included in the study.

As the bill wove through the Joint Committee on Ways and Means and each chamber’s floor for final consideration, there was discussion on the cost of the study which OHA priced at about \$1

million, as well as some discussion on what was not included in the study (effects of school closures on mental health, for example).

### AOC ENGAGEMENT

AOC supported this bill and assisted in the development of bill language. [AOC testified](#) in support of the bill at its public hearing on February 2, 2022.

### MESSAGING

SB 1554 provides a holistic review of the impact of COVID-19 and will offer a tool to assess public health response and investment needs. County public health offices were able to accomplish great things with the limited resources they did have during their on-going pandemic response.

### FISCAL IMPACT

The total cost of contracting for these reports is estimated at \$999,525 General Fund, with most of the funds (\$899,573) estimated to be needed in the 2021-23 biennium. Funding will be used to pay for listening sessions; reports to agencies, partners, and elected officials; collection of data and research; steering committee meetings; and report development.

### REVENUE IMPACT

N/A

### EFFECTIVE DATE

Effective on passage.

### VOTES

Senate 17-9-1-3

House 53-5-1-1

# Natural Resources

---

## TIMBER

### Private Forest Accord (-) [SB 1501](#), [SB 1502](#), and [HB 4055](#)

*Passed*

### SUMMARY

In June 2020, legislation was passed that codified an agreement between conservation and fishing groups and timber and forest groups to pursue legislation that supported collaboratively developed changes to forest practices. This agreement was known as the Private Forest Accord. The legislation also funded a negotiating process to enact significant reforms to the Forest Practices Act. Negotiations began in January of 2021.

The agreements the parties reached through the negotiation process were introduced in the 2022 Legislative Session in a suite of three bills: SB 1501, SB 1502, and HB 4055.

- SB 1501 directs the State Board of Forestry to adopt a single rule package on or before November 30, 2022, to implement the [Private Forest Accord Report](#).
- SB 1502 creates income or corporate excise tax credit for small forestland owners that

elect to observe the riparian timber harvest restriction applicable to large forestland owners, instead of using harvest option available to a small forestland owner.

- HB 4055 extends the biennial privilege taxes on forest products harvested on forestlands, and adds a new component developed as part of the Private Forest Accord agreement. The additional privilege tax on merchantable forest products harvested on forestlands is created to fund mitigation of effects of forest practices on aquatic species. The added tax is conditional and temporary, and collections are capped at \$250 million of revenue.

### **AOC ENGAGEMENT**

AOC opposed the legislation and expressed county concerns with legislators. AOC requested that the legislation be carried over to the 2023 Legislative Session.

### **MESSAGING**

The expedited timeframe of the 2022 Legislative Session offered little time to review and engage in this significant legislation. A number of regulations were imposed on small forestland owners creating challenges for the economic engine of many rural counties.

### **FISCAL IMPACT**

N/A

### **REVENUE IMPACT**

N/A

### **EFFECTIVE DATE**

Takes effect on 91st day following adjournment sine die.

### **VOTES**

HB 4055

House Floor: 45-14-1

Senate Floor: 20-5-2-3

SB 1501

House Floor: 43-15-2-0

Senate Floor: 22-5-1-2

SB 1502

House Floor: 57-0-2-1

Senate Floor: 25-0-1-4

## **Carbon Sequestration on Natural and Working Lands (-) [SB 1534](#)**

*Died in the Joint Committee on Ways and Means*

### **SUMMARY**

SB 1534 advances elements included in the Oregon Global Warming Commission's [Natural and Working Lands Proposal](#) and establishes as state policy to increase net carbon sequestration, including the storage in, and resilience of, the natural and working lands of the state. It directs that a natural and working land's net carbon sequestration and storage inventory and baseline be developed.

The bill also directs several state agencies, including the Oregon Department of Forestry (ODF),

Department of Agriculture (ODA), Oregon Watershed Enhancement Board (OWEB), and the Department of Land Conservation and Development (DLCD) to monitor their progress in advancing these policies, and to report their findings to the Oregon Global Warming Commission no later than August 1 of each even-numbered year, starting in 2024.

### **AOC ENGAGEMENT**

AOC opposed the legislation and worked with legislators to share county concerns.

### **MESSAGING**

AOC opposed SB 1534 as written because of the short timeframe to review the legislation, and the significant possibility of unintended consequences that may affect the management of our public lands. In addition, the legislation creates new programs and directives for several state agencies which will require at least some level of additional funding in order to be carried out.

These topics need to be vetted in the interim, with opportunity for meaningful and robust stakeholder input.

### **FISCAL IMPACT**

There is a known budgetary impact from this measure of \$853,280 General Fund in the 2021-23 biennium and \$435,081 General Fund in the 2023-25 biennium. Additionally, because the Institute for Natural Resources has not yet fully devised plans for how they will develop the studies and recommendations that the institute is directed to create under this measure, there is an additional indeterminate impact. Until the plans are developed, it is not clear what role state agencies will be asked to play in gathering data and contributing to the work required under this measure. It is also unclear how onerous the reporting requirements might be for some agencies, which means there may be additional costs related to SB 1534.

There is an indeterminate impact for counties. The Association of Oregon Counties reported that depending on specific actions that counties must take in order to comply with the stated policy of the state, passage of this bill could potentially have a significant impact.

### **REVENUE IMPACT**

N/A

### **EFFECTIVE DATE**

N/A

### **VOTES**

N/A

## **Forest Thinning (+) [SB 1573](#)**

*Died in the Senate Committee on Natural Resources and Wildfire Recovery*

### **SUMMARY**

SB 1573 appropriates \$50 million to the Oregon Department of Forestry to fund increased forest thinning operations on public lands in specified wildfire-prone counties. The bill requires that the State Department of Forestry confer with each county governing body to determine specific forest thinning operations to be funded.

### **AOC ENGAGEMENT**

AOC supported the legislation and worked with Senate staff to draft the -2 amendment that

expanded the number of eligible counties from 10 to 25. AOC staff testified in support of the bill before the Senate Committee on Natural Resources and Wildfire Recovery.

### **MESSAGING**

Wildfires have had increasingly devastating and costly impacts on communities throughout the state. SB 1573 provides additional tools and resources to mitigate those impacts to the communities most affected.

### **FISCAL IMPACT**

N/A

### **REVENUE IMPACT**

N/A

### **EFFECTIVE DATE**

N/A

### **VOTES**

N/A

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## **WILDLIFE MANAGEMENT**

### **Predator Damage Control Districts (+) [HB 4080](#)**

*Died in the House Committee on Agriculture, Land Use, and Water*

#### **SUMMARY**

HB 4080 provides for continued existence of predator damage control districts formed before sunset date of January 1, 2022, to continue and allows one or more predator damage control districts to be formed within a county for the purpose of funding county services to prevent, reduce, and mitigate damage to property from predatory animals.

The legislation defines “prevent, reduce, and mitigate damage to property from predatory animals” to include both lethal and nonlethal methods of prevention, reduction, and mitigation.

The bill establishes presumptive charges of \$2 per acre for tax lots of 10 or more acres and \$50 flat rate charge for tax lots of less than 10 acres.

#### **AOC ENGAGEMENT**

AOC supports predator damage control districts as an important tool for Oregon’s counties to fund a needed public service for their constituents.

AOC [testified](#) on the bill and worked with legislators to urge passage.

#### **MESSAGING**

Many rural Oregonians rely on effective predator management to prevent costly depredation of their livestock or timber. Predator damage control districts provide a voluntary mechanism for agriculture and timber producers to maintain the effectiveness of current predator control services within the county, without imposing a tax on the general public. In forming a predator control district, landowners are taxing themselves to fund an existing, long-standing, and well-known predator control program. This funding mechanism allows counties to redirect county resources



historically used for predator control programs to other critical public services, including law enforcement or infrastructure improvements.

Landowners in rural counties need the sunset on the successful predator control district pilot program lifted for the current programs in Coos and Douglas counties to continue to help fund all work related to predator management – from education to nonlethal deterrence, to removal of problem predators. It is important to note that the bill does not create a new predator control program or authorize anything new in regard to predator management.

### **FISCAL IMPACT**

N/A

### **REVENUE IMPACT**

N/A

### **EFFECTIVE DATE**

N/A

### **VOTES**

N/A

## **Wolf Compensation (+) [HB 4127](#)**

*Died in the House Committee on Agriculture, Land Use, and Water*

### **SUMMARY**

HB 4127 appropriates \$1 million to the State Department of Agriculture for the Wolf Management Compensation and Proactive Trust Fund. The wolf management compensation program provides funding through grants to participating counties to assist with costs to purchase supplies and implement preventative measures and covers some county program implementation costs. In 2020, 12 counties received grants under the program. Funds were used for nonlethal preventative measures to reduce depredation and for direct payment of confirmed depredations and missing livestock to livestock producers.

### **AOC ENGAGEMENT**

AOC advocated for the bill during the Legislative Session, including by submitting [written testimony](#). AOC will work with legislators during the interim to tee up legislation for the 2023 Legislative Session.

### **MESSAGING**

Counties need resources to help avoid conflict with wolves in their communities. The Wolf Management Compensation and Proactive Trust Fund provides money to counties to pay for nonlethal tactics to keep wolves separate from livestock.

This investment also provides counties with a resource to partially reimburse livestock producers when wolves kill their cows, sheep, working dogs, llamas, alpacas, or other animals. Current funding levels are inadequate and typically run out before year-end. It is important to emphasize that these funds are not used to harm, hunt, or kill wolves – only to pay for losses and nonlethal deterrence measures. HB 4127 is a simple way to recognize some of the cost of keeping wolves from livestock and paying ranchers for direct losses resulting from expanding wolf populations.

## FISCAL IMPACT

N/A

## REVENUE IMPACT

N/A

## EFFECTIVE DATE

N/A

## VOTES

N/A

# Public Safety

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## ILLEGAL CANNABIS

### Marijuana License Moratorium (+) [HB 4016](#)

*Passed*

#### SUMMARY

HB 4016 prohibits the Oregon Liquor and Cannabis Commission from issuing marijuana production, processor, wholesaler, and retailer licenses for two years, unless the issuance is for licenses that have expired or been relinquished or suspended. The license moratorium sunsets on March 31, 2024.

The bill also creates a new allowance for a marijuana business that has mistakenly been licensed to operate in a location within 1,000 feet of a school to relocate the business without reapplying for a new license.

#### AOC ENGAGEMENT

AOC staff worked closely with members of the House Committee on Economic Recovery and Prosperity to advance the goals outlined by the AOC Public Safety Steering Committee across a suite of bills related to illegal cannabis. HB 4016 was amended many times to handle only the limited policy pieces feasible in the 2022 Legislative Session. AOC staff testified verbally at each of the bill's public hearings.

#### MESSAGING

This moratorium on marijuana licenses, in conjunction with the moratorium on hemp licenses in SB 1564 allows state agencies and local governments to gain better control and understanding of the status of current licensees.

#### FISCAL IMPACT

There is a minimal fiscal impact to counties.

#### REVENUE IMPACT

There is no revenue impact for counties due to the Ballot Measure 110 cap.

#### EFFECTIVE DATE

Effective upon passage.

## VOTES

House Floor: 56-1-0-3

Senate Floor: 24-3-1-2

## Illegal Cannabis Water Hauling (+) [HB 4061](#)

*Passed*

### SUMMARY

HB 4061 provides expanded enforcement authority and penalties for the unlawful use of water related to cannabis operations. The measure prohibits a person from hauling water to an illegal cannabis grow site or from providing false information to the Oregon Water Resources Department and establishes violations as Class A misdemeanors with penalties authorized up to \$25,000.

HB 4061 also creates new requirements around record retention for water suppliers and purchasers in some circumstances. A water supplier who sells to the public at a fill station must retain water sale records for up to 12 months except for sales to local governments, licensed contractors, or water used for firefighting purposes. A person purchasing water for irrigation or nursery uses must also maintain records for up to 12 months.

### AOC ENGAGEMENT

AOC staff participated in a workgroup on this bill called by Representative Ken Helm (D-Washington County) and Representative Mark Owens (R-Crane) to ensure that the hauling language worked for counties. Jackson County Roads and Parks Director, Steve Lambert joined those conversations and provided an incredibly valuable county perspective that resulted in the final language.

### MESSAGING

One of the problems facing counties suffering from illegal cannabis grows is the inability to track the delivery of water to those grow sites. HB 4061 lays the groundwork for a water tracking system designed to thwart delivery to illicit recipients. AOC worked to ensure that the record retention language in the bill is implementable and avoids unintended consequences to users of county-provided water.

### FISCAL IMPACT

There is a minimal impact to counties.

### REVENUE IMPACT

N/A

### EFFECTIVE DATE

91 days following sine die.

## VOTES

House Floor: 57-0-1-2

Senate Floor: 26-0-1-3

## **Illegal Marijuana Enforcement Grants (+) [HB 4074](#)**

*Passed*

### **SUMMARY**

HB 4074 creates new tools and resources to help mitigate the humanitarian issues related to the proliferation of illegal cannabis grow sites. The measure creates a human trafficking coordinator position at the Oregon Liquor and Cannabis Commission and makes permanent the Illegal Marijuana Market Enforcement Grant Program, which is administered by the Oregon Criminal Justice Commission. HB 4074 allocates \$6 million General Fund to the grant program and clarifies that community based organizations are eligible for direct funding.

### **AOC ENGAGEMENT**

AOC has long supported more funding and tools for local law enforcement around illegal cannabis issues, including the \$26 million allocated in the most recent special session. AOC testified in support of HB 4074 at each of its public hearings and participated in the many stakeholder conversations.

### **MESSAGING**

The most significant win of this legislation is that it makes the grant program for local law enforcement permanent. Additionally, HB 4074 secured \$6 million for potential use by counties.

### **FISCAL IMPACT**

N/A

### **REVENUE IMPACT**

N/A

### **EFFECTIVE DATE**

Effective upon passage.

### **VOTES**

House Floor: 59-0-0-1

Senate Floor: 26-0-1-1

## **Hemp License Moratorium (+) [SB 1564](#)**

*Passed*

### **SUMMARY**

SB 1564 allows a board of commissioners in a county that has declared a state of emergency related to cannabis, to deny renewal of hemp licenses for 2022 and 2023. The county must notify the Oregon Department of Agriculture annually of a moratorium. Notice must be made no later than March 15, 2022, to be effective for the 2022 growing season and by January 1, 2023, for the 2023 growing season.

### **AOC ENGAGEMENT**

A hemp moratorium was included on the list of policy tools sought by the AOC Public Safety Steering Committee to help control the spread of illegal cannabis grows across Oregon. AOC was specifically contacted by Senator Jeff Golden (D-Ashland) to garner support for a hemp moratorium and proactively worked to approve an amendment making this tool optional for affected counties.

## **MESSAGING**

A hemp moratorium will help ensure that hemp licenses are not used as a shield for illegal marijuana grows alongside the marijuana license moratorium established in HB 4016.

## **FISCAL IMPACT**

N/A

## **REVENUE IMPACT**

N/A

## **EFFECTIVE DATE**

March 7, 2022

## **VOTES**

Senate Floor: 23-1-1-5

House Floor: 47-9-3-1

# **Transportation and Community Development**

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## **BROADBAND**

### **Broadband Omnibus (+) [HB 4092](#)**

*Passed*

#### **SUMMARY**

HB 4092, known as the broadband omnibus bill, makes modifications to the Oregon Broadband Advisory Council (OBAC) and programs through the Business Oregon Broadband Office (OBO). Specifically, the bill:

- Updates OBAC membership and increases the council's oversight authority over the OBO and broadband grant programs,
- Sets a strategic framework and directs the OBO to develop and implement a broadband action plan and a digital equity plan,
- Requires the OBO to work with internet providers and other entities to collect data and create broadband access maps to assess need and determine eligibility for grants and loans,
- Creates the Connecting Oregon Libraries Fund, and
- Directs the Oregon Public Utility Commission to study the Oregon Telephone Assistance Program and make recommendations related to access for low-income Oregonians.

Each of these broad support systems created through the bill will support stronger, more integrated broadband access throughout Oregon's 36 counties.

## AOC ENGAGEMENT

AOC was part of a large coalition of local governments and stakeholder groups in support of HB 4092 and joined a [letter](#) submitted as written testimony.

## MESSAGING

AOC supports HB 4092 because counties know that 21st century communities require access to strong, redundant, reliable, and affordable broadband.

HB 4092 ensures the Oregon Broadband Office is poised to receive and efficiently deploy hundreds of millions of federal dollars aimed at expanding access and improves the state's ability to develop accurate statewide maps to identify gaps in access. As federal dollars begin to flow into Oregon, counties must have access to the resources, capacity, and expertise necessary to develop successful holistic projects and apply for funding.

## FISCAL IMPACT

No fiscal impact to counties.

## REVENUE IMPACT

N/A

## EFFECTIVE DATE

Effective upon passage.

## VOTES

House Floor: 55-1-2-2

Senate Floor: 24-2-1-3

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# HOUSING AND INFRASTRUCTURE

## System Development Charges Study Extension (+) [HB 4014](#)

*Passed*

### SUMMARY

A third of counties and most cities utilize System Development Charges (SDCs) to help finance the public infrastructure and facilities necessary to support development. The development community and some legislators have recently cited SDCs as a barrier to housing development. AOC staff participated in a task force during the fall of 2020 to explore this claim and was dismayed at the lack of data and evidence available.

During the 2021 Legislative Session, a coalition of local governments, including AOC worked to avert a statewide mandate limiting city and county authority and flexibility around SDCs, which was included in the -1 amendment to [HB 3040 \(2021\)](#). Instead, HB 3040 directed state agencies to conduct a comprehensive study of SDCs and report to the Legislature by June 1, 2022. Those state agencies have requested additional time to complete the comprehensive study – HB 2014 amends statute to require the report to the Legislature by December 15, 2022.

## AOC ENGAGEMENT

AOC joined a local government coalition in [written testimony](#) in support of HB 4014.

## **MESSAGING**

The AOC Transportation and Community Development Steering Committee 2022 priority includes protecting and enhancing county authority and flexibility to support housing and infrastructure development, and SDCs are one such tool. Due to the current legislative conversation around limiting SDCs, it is imperative that the state undergo a comprehensive study to demonstrate their importance.

## **FISCAL IMPACT**

There is no fiscal impact to counties.

## **REVENUE IMPACT**

N/A

## **EFFECTIVE DATE**

March 2, 2022

## **VOTES**

House Floor: 56-0-4-0

Senate Floor: 25-0-1-4

## **Substantial Completion Renegotiation (-) [HB 4063](#)**

*Died in the Joint Committee on Ways and Means*

## **SUMMARY**

HB 4063 was introduced as a House Committee on Housing committee bill at the request of the Oregon Home Builders Association (OHBA). The proposal revisits HB 2306 (2019), which established “substantial completion” parameters under which counties and cities are required to issue building permits for residential subdivisions. OHBA believed that some jurisdictions were failing to embrace the intent of the 2019 legislation and sought to renegotiate this language. HB 4063 would have required local governments to assign temporary addresses to residential subdivision lots, specified that roads need not be paved in order to be considered substantially complete, and required the issuance of building permits prior to plat recordation (without permanent monuments).

AOC staff received feedback from county surveyors, road engineers, public works directors, and planners raising significant concerns with the requirements of this bill.

After much negotiation, the -A2 amendment was introduced that reflected a consensus between local governments and the OHBA. The amendment, which was adopted by the House Committee on Rules, removed all proposed changes to the definition of substantial completion, removed the requirements that roads be paved, and removed the mandated temporary addressing.

The final version required local governments to allow for filing of building permits prior to plat recordation (not issuance of permits), added clarifying language related to offsite improvements, and directed a study of potential future improvements to the permitting process for residential developments. HB 4063 was moved to the Joint Committee on Ways and Means but did not receive a subcommittee referral and died in the committee.

## **AOC ENGAGEMENT**

AOC staff and various local government representatives received a draft concept from the OHBA

in late December and solicited significant input and review from county technical staff. AOC and local government partners engaged in ongoing negotiations with OHBA, facilitated largely by House Committee on Housing Vice Chair Representative Lily Morgan (R-Grants Pass), until the -A2 amendment was adopted late in the Session.

AOC and the Oregon Association of County Engineers and Surveyors (OACES) opposed HB 4063 as written, due to significant unintended consequences and complications with reopening the substantial completion statute and moved to an unofficial “no position” on the -A2 amended version.

### **MESSAGING**

While counties support increased development and housing supply, we must balance those interests by maintaining processes that protect public safety and public resources. County technical staff believe that the original proposal would have resulted in unintended consequences, creating significant process complications, implicating the ability of emergency personnel to respond to the correct location or job site due to temporary addresses and would create inefficiencies and indirect costs which the county, and the public, must ultimately bear.

### **FISCAL IMPACT**

The fiscal impact on counties and cities of the bill prior to the adoption of the -A2 amendment was reported as indeterminate but potentially significant. Costs to counties depend on whether the permitting jurisdiction's existing systems and processes can accommodate the requirements of the proposal.

An electronic permitting system would likely be required to implement a functioning temporary addressing system as required in the initial proposal. HB 2415 (2021) requires all jurisdictions to update to an e-permit system, but not until 2025. Local governments without electronic systems now will incur costs related to procuring and setting up new electronic systems prior to the timeline required under HB 2415 to accommodate temporary addressing. Some local governments have their own customized electronic systems - temporary addressing is not a current function in some of these systems and will require additional staff time and costs to implement.

### **REVENUE IMPACT**

N/A

### **EFFECTIVE DATE**

N/A

### **VOTES**

N/A

## **Manufactured Home Barrier Reductions (+) [HB 4064](#)**

*Passed*

### **SUMMARY**

Representative Pam Marsh (D-Ashland) convened an interim workgroup, of which AOC staff was a member, to create a legislative concept reducing barriers to the construction and use of manufactured homes as a means to address Oregon’s housing crisis. HB 4064 reflects various concepts that were deemed achievable in the 2022 Legislative Session.



HB 4064 as introduced would do the following:

- Allow prefabricated/modular homes to be placed in cooperatively owned manufactured dwelling parks.
- Allow the Oregon Housing and Community Services manufactured home replacement program to finance new prefabricated/modular homes as manufactured home replacements.
- Require local codes to align with HB 3219 (2021) – which allows prefabricated/modular homes in manufactured dwelling parks – by preempting codes that do not include allowing prefabricated homes in manufactured dwelling parks.
- Prohibit landlords from requiring tenants to install improvements that cannot reasonably be removed by the tenant or cannot be removed as a condition of the lease, at the end of tenancy.
- Prohibit landlords from passing System Development Charges (SDC) associated with the development of the park to tenants as a condition of their lease.
- Remove permissive but outdated and restrictive standards for manufactured homes located outside of parks.

The AOC Transportation and Community Development steering committee recommended support for the concept and directed staff to further explore potential negative impacts of the provisions prohibiting landlords from passing on the costs of permanent improvements to tenants. HB 4064 was amended in the Senate Committee on Housing Development to remove provisions relating to landlord-tenant financial responsibilities.

### **AOC ENGAGEMENT**

During the October 2021 meeting of the AOC Transportation and Community Development Steering Committee, members discussed the county role and county interest in increasing housing supply (particularly workforce housing) and opportunities for additional temporary and transitional housing. The committee directed staff to engage in policy conversations that support these priorities. Following that direction, AOC staff sought opportunities to engage in discussions on potential 2022 legislative concepts, including the manufactured home workgroup convened by Representative Pam Marsh (D-Ashland).

Representative Marsh intends this legislative concept to be the first in a series of work, including potential county-specific proposals and priorities, around reducing barriers to the use of manufactured housing.

AOC joined a coalition in support of HB 4064 in [written testimony](#) in House and Senate public hearings.

### **MESSAGING**

The AOC Transportation and Community Development Steering Committee principles prioritize advocacy for policies that increase housing supply of all types, with a particular focus on affordable and workforce housing, and for the development of newer construction materials and models that promote closing the housing gap with greater speed.

HB 4064 promotes these principles and is an important step in creation of affordable homeownership opportunities by making several minor modifications to using manufactured and prefabricated homes.

## FISCAL IMPACT

There is a minimal fiscal impact to counties. Some counties may see a minimal fiscal impact from costs associated with the required code updates; it is likely those costs can be absorbed.

## REVENUE IMPACT

N/A

## EFFECTIVE DATE

Effective upon passage.

## VOTES

House Floor: 40-12-1-4-3

Senate Floor: 21-5-1-3

House Floor Concurrence: 49-10-1-0

## Rural Residential ADU Statutory Fix (+) [SB 1533](#)

*Passed*

## SUMMARY

[SB 391 \(2021\)](#) which authorizes counties to site accessory dwelling units (ADUs) in rural residential zones was the result of multiple years of stakeholder negotiations and passed with bipartisan support in the 2021 Legislative Session. The bill set certain minimum parameters counties must follow when amending local code.

As Deschutes County began working through implementation of SB 391 in the fall of 2021, community development staff realized that SB 762 (2021), the omnibus wildfire bill which passed after SB 391, removed a critical piece of statute referring to defensible space standards for rural residential ADUs.

[SB 1533 \(2022\)](#), the omnibus wildfire “fix bill,” inserts the correct and updated statutory reference to current defensible space standards and reflects a consensus between state agencies, stakeholders, the governor’s office, and AOC. Counties may begin siting ADUs, subject to local fire standards, on lots that are not within the Wildland Urban Interface (WUI) following the publishing of the new WUI maps. SB 762 also required the Oregon State Marshal to adopt defensible space standards for lots within the WUI by December 31, 2022 – counties may site ADUs within the WUI following the promulgation of those rules.

## AOC ENGAGEMENT

AOC staff conferred with the Association of Oregon County Planning Directors and convened representatives from the Department of Land Conservation and Development, the Oregon State Fire Marshal, the Oregon Department of Forestry, the governor’s office to find a solution to the broken statutory reference to defensible space standards. AOC staff secured Senate Natural Resources and Wildfire Committee Chair Senator Jeff Golden’s (D-Ashland) support for inclusion of the language in the committee bill. AOC staff testified in favor of the amendment in the public hearing on SB 1533.

## MESSAGING

Allowing for ADUs in rural residential zones creates a tool for counties to provide additional housing options with minimal additional public resources, and increase the supply of rental, supportive, and multigenerational housing to alleviate at least some of the housing supply shortage that many communities in Oregon are facing. The statutory fix in SB 1533 ensures that counties

that chose to pursue code amendments for rural residential ADUs have clear statutory guidance around wildfire risk standards.

### **FISCAL IMPACT**

There is no fiscal impact to counties.

### **REVENUE IMPACT**

N/A

### **EFFECTIVE DATE**

March 24, 2022

### **VOTES**

Senate Floor: 25-0-3-2

House Floor: 53-4-3-0

# **Veterans**

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## **PROGRAMS AND SERVICES**

### **Veterans Omnibus** (No Position) [HB 4066](#)

*Died in the Senate Committee on Veterans and Emergency Preparedness*

### **SUMMARY**

The omnibus bill contained many provisions relating to veterans, with two that had direct impacts for counties.

HB 4066 included a property tax exemption provision that authorized a 100 percent homestead or personal property tax exemption for veterans 65 years of age or older with service-connected disabilities of 100 percent or more, or the surviving spouse of a veteran who died from service-connected injury or illness.

Veterans' preference language directed public employers to require veterans to submit proof of eligibility for veterans' preference in the hiring process at time of application, and provided that public employers must send written notification to any veteran not interviewed an explanation as to why an interview was not granted.

### **AOC ENGAGEMENT**

AOC staff worked with legislators in the House Committee on Veterans and Emergency Management and requested that the provisions regarding the property tax exemption and the veterans' preference be removed and referred to a workgroup for the interim. The property tax exemption was removed from the bill, and the veterans' preference language was modified.

### **MESSAGING**

AOC did not take a position on this bill but would like to address concerns regarding the provisions that directly affect counties brought to a workgroup during the interim. A comprehensive understanding of the number of veterans who would be eligible for the property tax exemption and the subsequent costs to counties will be important for further consideration of the concept.

## **FISCAL IMPACT**

While the bill did not pass, the bill as introduced had an indeterminate fiscal impact for counties as the number of veterans that could qualify for the property tax exemption is unknown.

## **REVENUE IMPACT**

N/A

## **EFFECTIVE DATE**

N/A

## **VOTES**

N/A

## **Veterans Remains Coordinators (+) [HB 4082](#)**

*Died in the Joint Ways and Means Committee*

### **SUMMARY**

HB 4082 directed each county to designate at least one coordinator to work with funeral establishments, crematory operators, cemetery authorities, or other entities in possession of unclaimed human remains of a veteran to ensure proper interment at a national cemetery. The legislation directed County Veterans Services Officers (CVSOs) to report information about veterans' remains to the U.S. Department of Veterans' Affairs and to establish and maintain a list of reported information and to make that information available to the veterans' remains coordinator.

When the bill reached the Senate Committee on Veterans and Emergency Preparedness, concerns were raised by the chair regarding the cost to counties to administer the program. The chair requested information for an amendment to the bill to address the concerns. Amendment language was not brought forward, and the bill died in the Joint Ways and Means Committee.

### **AOC ENGAGEMENT**

AOC staff provided testimony in support of HB 4082.

After the bill died, AOC reached out to both the sponsor of the legislation and the chair of the Senate Committee on Veterans and Emergency Preparedness to express interest in a potential interim workgroup on this concept.

### **MESSAGING**

AOC supports this legislation because we believe all veterans deserve to be properly interred at a national cemetery. The initial impact on CVSOs may be an initial workload increase, however, once the process for identifying and claiming those remains is set in place and understood by the entities that may be in possession of remains, the initial impact will be lessened.

## **FISCAL IMPACT**

While the bill did not pass, the bill as introduced had an indeterminate fiscal impact for counties as the number of veterans of unclaimed veterans' human remains that exist in each county is unknown.

## **REVENUE IMPACT**

N/A

## EFFECTIVE DATE

N/A

## VOTES

N/A

## Veterans Dental Health Care *(No Position)* [HB 4095](#)

*Passed*

### SUMMARY

HB 4095 establishes a dental health program for veterans residing in Oregon who are ineligible for medical assistance and have income that is at or below 400 percent of the federal poverty guidelines. The dental health program will be administered by the Oregon Health Authority and funded with lottery funds allocated from the Veterans' Services Fund.

### AOC ENGAGEMENT

AOC took no position, but after learning about -1 amendment that added a problematic waiver adjudication to County Veterans' Services Officers (CVSO) that could have had a fiscal impact to counties of up to \$500,000, AOC staff worked with CVSO association and other county staff to propose language for an amendment to remove CVSOs from adjudicative responsibilities. The waiver language was removed, and the bill passed unanimously

### MESSAGING

The role of the CVSO is to identify benefits to which veterans are entitled, and then to assist and advocate on their behalf. Adding waiver adjudication to that role fundamentally changes the relationship between the CVSO and the veterans they serve.

### FISCAL IMPACT

There is no fiscal impact to counties for the biennium ending June 30, 2023. The dental health program will be funded from lottery funds allocated from the Veterans' Services Fund (up to a maximum amount of \$1,000,000).

### REVENUE IMPACT

N/A

### EFFECTIVE DATE

91st day after adjournment sine die.

### VOTES

House Floor: 57-0-2-1

Senate Floor: 26-0-1-3

# Legislative Affairs Staff

For questions related to the 2022 Legislative Summary, or any other policy questions, please contact AOC legislative affairs staff. Each staff member serves as an expert in their policy area and is your advocate.



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