

**Date:** October 17, 2022  
**To:** State Board of Agriculture members  
**From:** Karla Valness, Special Assistant to the Director  
**Subject:** Resolutions

Based on the Board Policy and Procedures for Resolutions, the following resolutions are scheduled for review in 2022.

**Proposed action: ACTIVE Resolutions - For review and discussion\***

Resolution	Title	Workgroup A--ODA Lead: Isaak Stapleton, Chris Benemann Board members: Allen, Miller, Orem, Santamaria, Harper
319	<a href="#">Climate Change Policy Considerations</a>	Workgroup recommends keeping Resolution 319 active and continue to review based on public comments.

**Proposed action: ACTIVE Resolutions - For review and discussion\***

Resolution	Title	Workgroup B--ODA Lead: Jim Johnson, Rusty Rock, Jess Paulson Board members: Boyer, Johnson, Lopez, Svaty, Zielinski
307	<a href="#">Farmworker Housing</a>	Workgroup recommends keeping Resolution 307 active. Hold for additional input and comments.
317	<a href="#">Oregon Department of Agriculture's role in the Food Safety Modernization Act Produce Rule Implementations</a>	Workgroup recommends keeping Resolution 317 active. Hold for additional input and comments.

For a list of State Board of Agriculture Resolutions go to: <https://oda.direct/BOAResolutions>

Work sessions are open to the public.

### Public Comment

Written comments – All written comments received will be posted on the ODA website and will be provided to the Board in advance of the meeting. Submit your written comments by email to: Karla Valness at [karla.valness@oda.oregon.gov](mailto:karla.valness@oda.oregon.gov) by **5:00 PM on Thursday, November 3, 2022.**

Verbal comments – Verbal comments are limited to three minutes and will be heard in the public comment period on Wednesday, November 16, 2022, or Thursday, November 17, 2022.

In-person	Remote
<p>To provide verbal comments in-person you must sign-up, prior to the comment period on the agenda, at the meeting and provide your name and organization.</p> <p>If you have written material as part of your public comment, please provide the board assistant with 20 copies prior to your testimony. Comment time is limited to three minutes per person.</p>	<p>To provide verbal comment remotely, you must contact Karla Valness at <a href="mailto:karla.valness@oda.oregon.gov">karla.valness@oda.oregon.gov</a> by <b>5:00 pm on Thursday, November 3, 2022</b>, and provide the following information:</p> <ul style="list-style-type: none"> <li>• Date you plan to provide verbal comments (Nov 16 or Nov 17)</li> <li>• Your first and last name</li> <li>• The topic of your comment</li> <li>• The telephone number you will be using when calling the meeting</li> </ul>

State Board of Agriculture Resolutions under review 2022  
Workgroup A

**Proposed action: ACTIVE Resolutions - For review and discussion\***

<b>Resolution</b>	<b>Title</b>	<b>Workgroup A--ODA Lead: Isaak Stapleton, Chris Benemann Board members: Allen, Miller, Orem, Santamaria, Harper</b>
319	Climate Change Policy Considerations	Workgroup recommends keeping Resolution 319 active and continue to review based on public comments.

Oregon State Board of Agriculture Resolution	
<b>Title:</b> Climate Change Policy Considerations	<b>Number:</b> 319 <b>Effective Date:</b>
<b>Workgroup A:</b> Harper, Allen, Miller, Orem, Santamaria <b>ODA Staff Contact:</b> Isaak Stapleton	<b>Next Review Date:</b> 00/00/2022 – <a href="#">Under Review</a> <b>Date of Last Review/Revision:</b> 05/03/2022 <b>Original Resolution Date:</b> 12/05/2019
<b>Board Chair:</b>	Signature on file

## Proposed action: Active Resolution under review

### Background

WHEREAS, climate change is adversely impacting Oregon agriculture including the well-being of farmers, ranchers, seafood producers and resource reliant communities because of intensifying extreme weather resulting in drought, wildfire events, water shortages, changing ocean conditions, and other impacts,

**Commented [SI\*O1]:** Updated to be more current and acknowledge current impacts

WHEREAS, activities with the potential to be net carbon sinks provide opportunities for farmers and ranchers to contribute to greenhouse gas mitigation and promote climate resilience and can provide co-benefits such as soil health, water quality, improved water retention and filtration on farms, and reduced energy input costs.

**Deleted:** is projected to impact Oregon agriculture in many ways, including but not limited to changing precipitation patterns, summer water shortages, increased average and extreme temperatures, and increased drought and fire

**Commented [SI\*O2]:** acknowledge broad potential of carbon sequestration impacts

WHEREAS, improving soil health across Oregon lands improves soil to sustain functionality for current and future generations, agricultural resilience, nutrient retention while reducing inputs, and provides ecosystem services including water quality and quantity, flood mitigation, air quality, and may be a net carbon sink.

**Commented [SI\*O3]:** Acknowledge soil health importance

**Commented [SI\*O4]:** 9/22/22 workgroup edit  
Removed "security"

WHEREAS, clean and abundant ground and surface water is critical for agriculture, and climate change is affecting annual rainfall and snowpack that provides water for agriculture.

WHEREAS, Oregon's agriculture industry is diverse in numerous ways, producing over 250 different commodities in various landscapes and climatic conditions, operating diverse production systems using a variety of inputs, depending on diverse markets both domestically and internationally, and partnering with numerous agriculture and food businesses to produce and process products.

WHEREAS, policies intended to help the state in adapting to changing climate conditions, such as policies to address water shortages and water quality issues, will affect agriculture.

WHEREAS, Government and private sector programs, policies, and investments can help agriculture adapt and become more resilient to climate impacts and contribute to greenhouse gas mitigation and promote climate resilience and can provide co-benefits such as soil health, water quality, improved water retention and filtration on farms, and reduced energy and input costs.

**Commented [SI\*O5]:** Acknowledge of co-benefits of policies and investments

WHEREAS, policies to address greenhouse gas emissions will also affect agricultural production, even if agriculture is exempted from these policies.

WHEREAS, policies that regulate greenhouse gas emissions will affect the costs of agricultural inputs including fuels, electricity, and fertilizer, impacting the cost of production as well as the cost of moving agriculture and food products to market.

WHEREAS, competition and regulatory issues can cause emissions intensive trade exposed industries to explore out of state or overseas opportunities, potentially affecting industries that add value to Oregon agricultural products and contribute to Oregon's agricultural and food economies.

WHEREAS, climate change policy may also benefit agriculture by mitigating some of the most serious impacts of climate change, and by providing incentives and tools to help agriculture reduce its emissions and adapt to climate change.

WHEREAS, offsets are one type of incentive, but the costs to measure and verify the mitigation benefits of offset projects can be prohibitive for certain project types.

WHEREAS, Oregon's Land Use Planning program is a major contributor to the protection of agricultural land that preserves the viability of Oregon agriculture by protecting farm and rangeland from development and thus ensuring soils and vegetation can continue to sequester carbon.

**Commented [SI\*O6]:** Importance of land use protections in climate policies.

WHEREAS, other jurisdictions have experienced good participation from the agricultural sector in flexible, accessible, voluntary programs that invest allowance revenue into activities that help agriculture reduce its carbon footprint and adapt to climate change.

#### Resolution

Be it resolved that the Oregon Board of Agriculture recommends any climate change related policies should:

- Maintain a healthy agricultural economy, including processing and infrastructure that adds value to Oregon agricultural production, and retain agriculture's ability to grow crops and livestock, harvest seafood, pack and process agricultural products economically in Oregon.
- Consider the well-being of farmers, ranchers and rural communities and the need to sustain a resilient food supply, rural economy, and quality of life.
- Support Oregon's land use planning program's protection of natural and working lands as foundational for Oregon's agricultural viability and their contribution to climate mitigation through soil carbon sequestration.
- Balance the need to reduce emissions from intensive and trade exposed industries with the goal of retaining these industries in the state.
- Recognize that if processing or other facilities leave the state because of higher costs due to carbon policy, we have not achieved the goal of reducing carbon and have simply moved emissions to another location while harming our economy and industry.

**Formatted:** Don't adjust space between Latin and Asian text, Don't adjust space between Asian text and numbers

Resolution number: 319

Resolution title: Climate Change Policy Considerations

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- Provide compliance assistance, including longer compliance time frames, technical assistance, and low-cost compliance instruments, for energy intensive trade exposed industries that are at risk of loss to overseas or out of state competitors.
- Support exemptions or rebates for fuel used in on-farm activities.
- Consider the costs of transportation to move agricultural and food products to market, both within the state, domestically, and internationally, and maintain affordable transportation methods to move agricultural products to market both within and beyond the state.
- Should offset programs be put in place Structure offset programs so they are as workable and accessible as possible for farmers and ranchers with diverse farm sizes, crop types, and production systems. An aggregation or cooperative effort of small and mid-size operations should be allowed under any offset program.
- Structure programs to incentivize carbon sequestration and resilience on Oregon's agricultural lands to be as workable and accessible as possible for farmers and ranchers with diverse farm sizes, crop types, and production systems.
- Create funding opportunities for voluntary incentive programs to assist Oregon agriculture in adapting to and mitigating the impacts of climate change.
- Provide incentives to address the potential impacts of climate change to water supplies and water quality, and support agricultural practices that support soil health, conserve water, modernize irrigation techniques, and develop water storage capacity.
- Consider adapting the state's water management policies to recognize the changes in climate conditions and water availability.
- Create flexible funding programs, recognizing the diversity in Oregon's commodities, production methods, farm size, and changing and evolving technologies and strategies used.
- Ensure both natural and working lands are included in climate policy and programs and position the state to leverage state and federal lands and investments to do so.
- Design incentive programs to be as accessible as possible, including a straightforward and simple application process, delivery systems that use local partners such as Soil and Water Conservation Districts, and simple reporting requirements.
- Support research into strategies that help agriculture adapt to impacts from climate change.
- Recognize the net carbon sequestration opportunities in agriculture and the benefits that longstanding stewardship activities such as protecting the soil, set aside lands with native or non-invasive vegetation.

**Commented [SI\*O7]:** 9/22/22 Workgroup edit  
Additional language added to acknowledge the potential of offset programs rather than being a current reality

**Commented [SI\*O8]:** This is suggested to replace bullet above however I think both could be included.

**Commented [SI\*O9]:** Replaces deleted language

**Commented [SI\*O10]:** 9/22/22 workgroup edit  
Removed reference to sustained funding

**Deleted:** Allocate funding for voluntary incentive programs to assist Oregon agriculture in adapting to the impacts of climate change.

**Deleted:** some of the projected

**Deleted:** trees, shrubs and plants

## Summary

Recommends that any climate change policies provide voluntary incentives for agriculture to mitigate and adapt to climate change; recognize agriculture's positive environmental and economic impacts; provide exemptions and compliance time frames to minimize adverse impacts to input costs and companion industries; support research into additional strategies; and support equitable long-term planning, resource allocation and policy changes to help the state adapt to climate change.

State Board of Agriculture Resolutions under review 2022  
Workgroup B

**Proposed action: ACTIVE Resolutions - For review and discussion**

<b>Resolution</b>	<b>Title</b>	<b>Workgroup B--ODA Lead: Jim Johnson, Rusty Rock, Jess Paulson Board members: Boyer, Johnson, Lopez, Svaty, Zielinski</b>
307	Farmworker Housing	Workgroup recommends keeping Resolution 307 active. Hold for additional input and comments.
317	Oregon Department of Agriculture's role in the Food Safety Modernization Act Produce Rule Implementations	Workgroup recommends keeping Resolution 317 active. Hold for additional input and comments.

Oregon State Board of Agriculture Resolution	
<b>Title:</b> Farmworker Housing	<b>Number:</b> 307 <b>Effective Date:</b> 06/07/2018
<b>Workgroup B:</b> <b>Boyer, Johnson, Lopez, Svaty, Zielinski</b> <b>ODA Staff Contact:</b> <b>Jim Johnson, Rusty Rock, Jess Paulson</b>	<b>Next Review Date:</b> 00/00/2022 – <b>Under Review</b> <b>Date of Last Review/Revision:</b> 05/03/2022 <b>Original Resolution Date:</b> 09/07/2011
<b>Board Chair:</b>	Signature on file

*Proposed action: Active Resolution under review*

**Background**

Whereas Oregon’s agriculture, food and fiber industry is economically linked to 326,617 (13.8% percent) of full and part-time jobs in Oregon;

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Deleted: ,

Whereas a large portion of the agricultural workforce related to production agriculture is seasonal (an estimated 87,000 compared to 32,000 year-round) and the housing needs for this population of workers are unique;

Deleted: with seasonal employment estimated to be over 100,000 during peak harvest;

Whereas the number of on-farm housing and community-based housing opportunities do not meet the demand of the seasonal agricultural workforce;

Whereas farmers are concerned about the growing number of houses traditionally used for farmworker housing being converted to short-term rentals;

Whereas the refundable and carry-forward tax credits are an important tool to help address the availability and livability of housing for seasonal and year-round farm workers in Oregon.

Deleted: Farmworker Housing Tax Credit Program

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**Resolution**

Be it therefore resolved that the State Board of Agriculture supports the Carry-Forward Tax Credit Program and continues to encourage farmers to help address the need for farmworker housing. Also, be it resolved that the State Board of Agriculture encourages the Oregon legislature to consider additional strategies that would provide further opportunities to address the need for farmworker housing.

Deleted: Farmworker

*Proposed action: Active Resolution under review*



Oregon State Board of Agriculture Resolution	
<b>Title:</b> Oregon Department of Agriculture's role in the Food Safety Modernization Act produce rule implementation	<b>Number:</b> 317 <b>Effective Date:</b> 01/20/2021
<b>Workgroup B:</b> <a href="#">Boyer, Johnson, Lopez, Svaty, Zielinski</a>	<b>Next Review Date:</b> 00/00/2022 – <b>Under Review</b>
<b>ODA Staff Contact:</b> <a href="#">Jim Johnson, Rusty Rock, Jess Paulson</a>	<b>Date of Last Review/Revision:</b> <a href="#">05/03/2022</a>
<b>Board Chair:</b>	<b>Original Resolution Date:</b> 06/08/2016
	Signature on file

- Deleted: Boyer, Hallock, Johnson, Zielinski
- Deleted: 01/20/2021
- Deleted: 02/02/2022
- Deleted: Jess Paulson/Isaak Stapleton/Casey Prentiss
- Deleted: Stephanie Hallock

## Proposed action: Active Resolution under review

### Background

Whereas, the new Food and Drug Administration (FDA) Food Safety Modernization Act (FSMA) produce safety rule will have tremendous impacts to Oregon agriculture.

Whereas, Oregon's produce industry has not been previously regulated with respect to food safety.

Whereas, these new rules will require, produce farms to have produce safety measures in place and may be inspected for compliance with the rule.

Whereas, ODA has the opportunity to participate in implementation of the FSMA produce safety rule in several ways.

Whereas, ODA has applied for cooperative agreement funding to support the following implementation activities:

- Capacity building
- Outreach
- Education
- Technical assistance
- Developing an inventory of covered farms (this is a required part of the cooperative agreement)

Whereas, if ODA chooses to participate in on-farm produce safety inspections and develop a produce safety regulatory program in future years, ODA would need either (1) statutory authority to conduct the inspections; or (2) to conduct inspections under FDA authority as commissioned officials.

Whereas, ODA has received a variety of feedback from stakeholders about the department's role in inspections. Many stakeholders prefer for ODA to gain the authority to do produce safety inspections in Oregon, while others prefer to leave this responsibility to the FDA. Those in support of ODA-led inspections have indicated they believe ODA understands agriculture and has a good track record of successfully regulating Oregon farms in other areas.

Resolution number: 317

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Resolution title: Oregon Department of Agriculture's role in the Food Safety Modernization Act produce rule implementation

**Resolution**

Be it resolved that the Oregon State Board of Agriculture:

1. Supports ODA's participation in produce safety rule implementation only if federal resources are available to support this work.
2. Recommends that ODA focus on capacity building, outreach, education, and technical assistance to help prepare Oregon's produce industry for FSMA.
3. Recommends that ODA develop the farm inventory required as part of the cooperative agreement using voluntary approaches.
4. Recommends that ODA consider applying for inspection funds if and when more information is available.

**Summary**

Supports ODA's involvement in FSMA produce safety rule implementation as long as federal resources are available to fully cover the cost of the department's work. Recommends initial focus on outreach and education and recommends that ODA wait until more information is available. Recommends a voluntary approach to developing an inventory of covered farms.

**Proposed action: Active Resolution under review**