

**Enrolled**  
**House Bill 2968**

Sponsored by Representative BUEHLER; Representatives CLEM, SMITH DB

CHAPTER .....

AN ACT

Relating to brownfields; and declaring an emergency.

**Be It Enacted by the People of the State of Oregon:**

**SECTION 1.** (1) The Department of Environmental Quality shall study and propose recommendations on legislative, regulatory and other actions necessary to develop a program that would allow parties the opportunity to conduct voluntary removal or remedial actions at a facility under a single, coordinated process that, if completed successfully, would provide the party with:

(a) Release from liability under ORS 465.255, 466.640 and 468B.310; and

(b) The ability to satisfy the requirements of, and to obtain certain releases from potential liability under, the following federal laws as they may apply to the facility:

(A) The federal Comprehensive Environmental Response, Compensation and Liability Act, as amended, 42 U.S.C. 9601 et seq., P.L. 96-510 and P.L. 99-499;

(B) The federal Resource Conservation and Recovery Act, 42 U.S.C. 6901 to 6992, P.L. 94-580, as amended; and

(C) The federal Toxic Substances Control Act, 15 U.S.C. 2601 to 2671.

(2) In conducting the study required by this section, the department shall:

(a) Consult with the United States Environmental Protection Agency; and

(b) Review and take into consideration actions by other states related to conducting voluntary removal or remedial actions for the purpose of expanding or redeveloping real property for affordable housing.

(3) The department shall make a report of its findings and recommendations under subsection (1) of this section and submit the report to the interim committees of the Legislative Assembly related to the environment and natural resources in the manner provided under ORS 192.245 no later than September 15, 2018.

(4) As used in this section, “remedial action” and “removal” have the meaning given those terms in ORS 465.200.

**SECTION 2.** Section 1 of this 2017 Act is repealed on January 2, 2019.

**SECTION 3.** This 2017 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2017 Act takes effect on its passage.

**Passed by House April 24, 2017**

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Timothy G. Sekerak, Chief Clerk of House

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Tina Kotek, Speaker of House

**Passed by Senate May 18, 2017**

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Peter Courtney, President of Senate

**Received by Governor:**

.....M,....., 2017

**Approved:**

.....M,....., 2017

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Kate Brown, Governor

**Filed in Office of Secretary of State:**

.....M,....., 2017

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Dennis Richardson, Secretary of State