

SENATE AMENDMENTS TO SENATE BILL 865

By COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

April 17

1 Delete lines 5 through 26 of the printed bill and insert:

2 **“SECTION 2. (1) Prior to approving a tentative plan for a proposed plat of a proposed**
3 **subdivision or partition that is subject to review under ORS 92.044, and that is located in**
4 **whole or in part within the boundaries, an easement or a right of way of an irrigation dis-**
5 **trict, drainage district, water control district or water improvement district, a city or a**
6 **county shall submit notice of the tentative plan to the district.**

7 **“(2) Within 15 days of receiving notice under subsection (1) of this section, the district**
8 **may submit to the city or the county a statement containing any information or recom-**
9 **ended conditions for approval of the tentative plan for the proposed plat relating to:**

10 **“(a) The structural integrity of irrigation facilities;**

11 **“(b) District water supply;**

12 **“(c) Public safety;**

13 **“(d) Potential liabilities of the district; or**

14 **“(e) Other potential exposures to the district.**

15 **“(3) The district shall base the information and recommended conditions of approval in-**
16 **cluded in the statement described in subsection (2) of this section on rules and regulations**
17 **adopted by the district.**

18 **“(4) The city or the county may include the conditions for approval described in sub-**
19 **section (2) of this section in the final decision approving the tentative plan of the proposed**
20 **plat.**

21 **“SECTION 3. Section 4 of this 2017 Act is added to and made a part of ORS chapter 198.**

22 **“SECTION 4. (1) For the purposes of providing cities and counties with the necessary**
23 **information to fulfill the requirements of section 2 of this 2017 Act, each irrigation district,**
24 **drainage district, water control district and water improvement district shall submit a report**
25 **detailing the locations of the district boundaries, district facilities and any easements and**
26 **rights of way held by the district to each city and county in which any part of the district**
27 **is located.**

28 **“(2) A irrigation district, drainage district, water control district or water improvement**
29 **district that submits a report to a city or a county under subsection (1) of this section shall**
30 **give notice to the city or the county within 90 days of any change to the location of a district**
31 **boundary, district facility or any easement or right of way held by the district.**

32 **“SECTION 5. Each irrigation district, drainage district, water control district and water**
33 **improvement district shall submit the report required under section 4 (1) of this 2017 Act**
34 **on or before January 1, 2019.”**

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