

D R A F T

SUMMARY

Directs Department of Environmental Quality to purchase cyanotoxin autoanalyzer system instrument and associated supplies and services. Directs department to create, fill and utilize seasonal position to assist with cyanotoxin analysis.

Appropriates moneys from General Fund to department to purchase equipment and support increased staffing level.

Declares emergency, effective on passage.

A BILL FOR AN ACT

Relating to harmful algal blooms; and declaring an emergency.

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

SECTION 1. (1) The Department of Environmental Quality shall purchase one cyanotoxin autoanalyzer system instrument to be used to analyze water samples for cyanotoxins. The department shall acquire any services and supplies necessary for the operation of the instrument described in this subsection.

(2) The department shall create, fill and utilize at least one seasonal position within the department to assist with the analysis of water samples for cyanotoxins and to collect water samples during peak periods.

SECTION 2. (1) As used in this section, “institution of higher education” has the meaning given that term in ORS 238.005.

(2) Subject to the conditions described in subsection (3) of this section, the Department of Environmental Quality shall make the cyanotoxin autoanalyzer system instrument purchased under section 1 of this 2021 Act available to institutions of higher education for

1 purposes of education, training or research. The department may as-
2 sist with or participate in the education, training or research activities
3 conducted by institutions of higher education under this section.

4 (3) The department shall make the instrument purchased under
5 section 1 of this 2021 Act available to institutions of higher education
6 if:

7 (a) The instrument is not needed by the department to analyze
8 water samples for cyanotoxins at that time; and

9 (b) It is reasonably practicable for the department to make the in-
10 strument available.

11 SECTION 3. (1) As used in this section, “institution of higher edu-
12 cation” has the meaning given that term in ORS 238.005.

13 (2) No later than November 30, 2021, the Department of Environ-
14 mental Quality shall provide a report to an interim committee of the
15 Legislative Assembly related to water, in the manner provided in ORS
16 192.245, describing:

17 (a) Preparations by the department to coordinate the use of the
18 cyanotoxin autoanalyzer system instrument by institutions of higher
19 education, as described in section 2 of this 2021 Act; and

20 (b) Actions that may be taken by the department or the Legislative
21 Assembly to coordinate state government agencies in their preparation
22 for and response to harmful algal blooms.

23 SECTION 4. In addition to and not in lieu of any other appropri-
24 ation, there is appropriated to the Department of Environmental
25 Quality, for the biennium beginning July 1, 2021, out of the General
26 Fund, the following amounts:

27 (1) \$_____ for the purpose of carrying out the provisions of section
28 1 (1) of this 2021 Act; and

29 (2) \$_____ for the purpose of carrying out the provisions of section
30 1 (2) of this 2021 Act.

31 SECTION 5. This 2021 Act being necessary for the immediate pres-

1 **ervation of the public peace, health and safety, an emergency is de-**
2 **clared to exist, and this 2021 Act takes effect on its passage.**

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