

**HB 2737 A STAFF MEASURE SUMMARY**

**Carrier:** Sen. Woods

**Senate Committee On Veterans, Emergency Management, Federal and World Affairs**

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**Action Date:** 05/02/23

**Action:** Do pass the A-Eng bill.

**Vote:** 5-0-1-0

**Yeas:** 5 - Linthicum, Manning Jr, President Wagner, Thatcher, Woods

**Exc:** 1 - Gorsek

**Fiscal:** No fiscal impact

**Revenue:** No revenue impact

**Prepared By:** Beverly Schoonover, LPRO Analyst

**Meeting Dates:** 4/27, 5/2

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**WHAT THE MEASURE DOES:**

Authorizes agencies to transfer, convey, donate, exchange, or lease state real property under agency's purview, or interest in that real property, to eligible Indian tribes, notwithstanding ordinary transfer procedures. Permits agencies to convey mineral and geothermal rights to Indian tribes for real property, or interest in real property, transfers.

**ISSUES DISCUSSED:**

- State and county statutory abilities to transfer public recreation property for management by federally recognized Indian tribes
- State Park opportunities to work closely with federally recognized Indian tribes

**EFFECT OF AMENDMENT:**

No amendment.

**BACKGROUND:**

State procedures governing the ability of state agencies to transfer real property are governed by ORS chapter 270. Statute prevents the state from owning more land than is necessary to conduct official business, both now and in the foreseeable future; it provides for the sale or lease of property to private ownership. Right of first refusal in purchase or lease of state-owned land goes to: lessees of the land; where intended activity or use is similar to adjacent properties; adjacent landowners; residents within the region; and persons outside the region.

House Bill 2737 A authorizes state agencies to sell, lease, or donate state real property under their purview, or interest in that real property, to eligible Indian tribes. Authorizes agencies to convey mineral and geothermal resource rights to Indian tribes when real property or interest in real property is transferred. "Eligible Indian tribe" is defined in ORS 307.181 to include the Burns Paiute Tribe; the Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians; the Confederated Tribes of the Grand Ronde Community of Oregon; the Confederated Tribes of Siletz Indians of Oregon; the Confederated Tribes of the Umatilla Indian Reservation; the Confederated Tribes of Warm Springs Reservation of Oregon; the Coquille Indian Tribe; the Cow Creek Band of Umpqua Tribe of Indians; or the Klamath Tribes.