

Senate Bill 949

Sponsored by Senators SMITH DB, ANDERSON, Representative BOICE; Senator WEBER, Representatives GOMBERG, JAVADI, WRIGHT

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Authorizes ports to assess public bodies for share of costs of removing sediment from port waters.

A BILL FOR AN ACT

1
2 Relating to ports.

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

4 **SECTION 1. Section 2 of this 2023 Act is added to and made a part of ORS chapter 777.**

5 **SECTION 2. (1) A port may assess one or more public bodies for the costs of removing**
6 **sediment from port waters.**

7 **(2) A port may assess a public body under this section only if the public body owns or**
8 **controls a culvert, creek or other watercourse that discharged into port waters during the**
9 **calendar year prior to the calendar year in which the assessment is made.**

10 **(3) A port may assess public bodies under this section no more than once per calendar**
11 **year. The assessment to a public body may not exceed an amount equal to a fraction, the**
12 **numerator of which is the actual cost incurred by the port for removing sediment in the**
13 **prior calendar year and the denominator of which is one plus the number of public bodies**
14 **being assessed.**

15 **(4) A public body assessed under this section shall promptly remit to the port the amount**
16 **assessed.**

17 **(5) As used in this section:**

18 **(a) "Port waters" means waters owned or controlled by the port making an assessment**
19 **under this section.**

20 **(b) "Public body" has the meaning given that term in ORS 174.109.**
21

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.