

Requested by SENATE COMMITTEE ON NATURAL RESOURCES

**PROPOSED AMENDMENTS TO
SENATE BILL 85**

1 In line 2 of the printed bill, after “operations” insert “; and declaring an
2 emergency”.

3 Delete lines 4 through 8 and insert:

4 **“SECTION 1. The Legislative Assembly finds that it is in the best
5 interest of Oregonians to prohibit the proliferation of industrial con-
6 fined animal feeding operations until the impacts of industrial con-
7 fined animal feeding operations, including impacts to air quality,
8 climate, water quality, water supplies, small- and medium-sized live-
9 stock farms, community and worker health and animal welfare, have
10 been adequately studied and addressed through laws and rules.**

11 **“SECTION 2. (1) The Department of Environmental Quality and the
12 State Department of Agriculture may not issue or renew a license or
13 permit to allow the construction or operation of:**

14 **“(a) A new industrial confined animal feeding operation;**

15 **“(b) An addition to, or expansion of, an existing industrial confined
16 animal feeding operation; or**

17 **“(c) An addition to, or expansion of, an existing livestock farm if
18 the addition or expansion would cause the livestock farm to become
19 an industrial confined animal feeding operation.**

20 **“(2) As used in this section, ‘industrial confined animal feeding op-
21 eration’ means a confined animal feeding operation, as defined in rule**

1 by the Department of Environmental Quality or the State Department
2 of Agriculture pursuant to ORS 468B.050, that has at least:

3 “(a) 2,500 mature dairy cows;

4 “(b) 3,500 veal calves;

5 “(c) 3,500 cattle;

6 “(d) 8,000 swine that exceed 55 pounds in weight;

7 “(e) 30,000 swine that are 55 pounds or less in weight;

8 “(f) 1,500 horses;

9 “(g) 40,000 sheep or lambs, or a combination thereof;

10 “(h) 200,000 turkeys;

11 “(i) 125,000 chickens of any type, if using a wet waste treatment
12 works;

13 “(j) 300,000 laying hens, if using a dry waste treatment works;

14 “(k) 350,000 broiler chickens, if using a dry waste treatment works;

15 “(L) 125,000 ducks, if using a dry waste treatment works; or

16 “(m) 20,000 ducks, if using a wet waste treatment works.

17 **“SECTION 3.** Section 2 of this 2023 Act is repealed on June 30, 2031.

18 **“SECTION 4.** (1) In consultation with the Department of Environ-
19 mental Quality, Oregon State University, the Water Resources De-
20 partment and any other organizations the State Department of
21 Agriculture decides to consult, the State Department of Agriculture
22 shall report to a committee or interim committee of the Legislative
23 Assembly related to natural resources, in the manner described in ORS
24 192.245, and to the Governor, at least twice on the impacts described
25 in section 1 of this 2023 Act.

26 **“(2)** The reports must be evidence-based and must include, but need
27 not be limited to, the following:

28 **“(a)** An assessment of all of the impacts described in section 1 of
29 this 2023 Act.

30 **“(b)** Recommendations concerning laws or rules that are needed to

1 ensure, with a high level of probability, that any significantly adverse
2 impacts described in section 1 of this 2023 Act would be prevented.

3 “(c) A recommended timeline for implementing laws and rules
4 identified pursuant to paragraph (b) of this subsection.

5 “(d) Summaries of the best practices in other jurisdictions for pre-
6 venting significantly adverse impacts described in section 1 of this 2023
7 Act.

8 “(3) The first report must be submitted on or before December 1,
9 2024.

10 “(4) The second report must be submitted on or before December
11 1, 2026.

12 “SECTION 5. Section 4 of this 2023 Act is repealed on January 2,
13 2028.

14 “SECTION 6. This 2023 Act being necessary for the immediate
15 preservation of the public peace, health and safety, an emergency is
16 declared to exist, and this 2023 Act takes effect on its passage.”.

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