

HB 3021-X
(LC 2157)

Requested by Representative HELM

PROPOSED AMENDMENTS TO HOUSE BILL 3021

On page 1 of the printed bill, line 6, delete “owner” and insert “holder”.

In line 10, delete “appropriator” and insert “holder”.

On page 2, line 31, delete “owner” and insert “holder”.

Delete lines 36 through 42 and insert:

(b) A perfected and developed water right is not subject to forfeiture if the holder or user of the water right used less water on the appurtenant lands because the holder or user:

(A) Modified irrigation equipment so that the facility is capable of handling less than the entire rate and duty;

(B) Applied less rate or duty of water to achieve the beneficial use on the appurtenant lands; and

(C) Is able to provide information to the Department demonstrating that less rate and duty was applied after the modification.

(c) For a holder described in paragraph (b) of this section, only the amount of water beneficially used in the period of five successive years is available for transfer under ORS 540.510, 540.520, 540.530, 540.570 and 540.580.