

## Enrolled Senate Bill 793

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Governor Tina Kotek for Department of State Lands)

CHAPTER .....

### AN ACT

Relating to easements on state land; creating new provisions; amending ORS 273.058; and declaring an emergency.

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

**SECTION 1.** ORS 273.058 is amended to read:

273.058. (1) Notwithstanding ORS 758.010, the Department of State Lands may establish and impose a one-time application fee **in the amount of \$750** on a person applying for an easement to construct a water, gas, electric or communication service line, fixture or other facility on state land **other than state land located within the territorial sea.** *[in the following amounts:]*

*[(a) On state land other than that described in paragraph (b) of this subsection, \$750.]*

*[(b) On state land located within the territorial sea, \$5,000.]*

(2) The department may not impose an application fee established under subsection (1) of this section more than once per application for an easement to construct a water, gas, electric or communication service line, fixture or other facility.

(3) For purposes of **subsection (1) of this section**, an application for an easement to construct a water, gas, electric or communication service line must include all crossings of state land within a county. However, if the applicant applies for an easement to construct a water, gas, electric or communication service line for a single crossing of contiguous state land involving two counties, the applicant may submit one application and the department may charge the applicant only one application fee.

(4) **Notwithstanding ORS 758.010, the Director of the Department of State Lands, in accordance with ORS chapter 183, shall establish by rule application fees, application renewal fees and compensation rates for easements to construct, maintain and decommission water, gas, electric, communication or telecommunication service lines, fixtures or other facilities on state land located within the territorial sea.**

(5) **Application fees and application renewal fees adopted under subsection (4) of this section shall be reasonably calculated to offset the costs to the Department of State Lands of granting and renewing easements described in subsection (4) of this section.**

**SECTION 2.** The Director of the Department of State Lands shall adopt rules establishing fees and compensation rates described in ORS 273.058 (4) no later than January 1, 2027.

**SECTION 3.** No later than February 15, 2026, the Department of State Lands shall submit a report in the manner provided by ORS 192.245 to the committees of the Legislative Assembly related to the environment, land use and natural resources that describes the

department's progress in implementing the amendments to ORS 273.058 by section 1 of this 2025 Act.

**SECTION 4.** (1) Notwithstanding the amendments to ORS 273.058 by section 1 of this 2025 Act, the Department of State Lands shall continue to impose a one-time application fee of \$5,000 for easements to construct a facility described in ORS 273.058 (4) on state land located within the territorial sea until the date on which rules establishing application fees under ORS 273.058, as amended by section 1 of this 2025 Act, first become effective.

(2) As used in this section, "state land" has the meaning given that term in ORS 273.006.

**SECTION 5.** Section 4 of this 2025 Act is repealed on January 2, 2027.

**SECTION 6.** This 2025 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2025 Act takes effect on its passage.

Passed by Senate June 17, 2025

.....  
Obadiah Rutledge, Secretary of Senate

.....  
Rob Wagner, President of Senate

Passed by House June 19, 2025

.....  
Julie Fahey, Speaker of House

Received by Governor:

.....M.,....., 2025

Approved:

.....M.,....., 2025

.....  
Tina Kotek, Governor

Filed in Office of Secretary of State:

.....M.,....., 2025

.....  
Tobias Read, Secretary of State