

**A-Engrossed**  
**Senate Bill 793**

Ordered by the Senate February 28  
Including Senate Amendments dated February 28

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)

**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. The statement includes a measure digest written in compliance with applicable readability standards.

**Digest: This Act directs the Director of the Department of State Lands to establish fees and rates for easements on state land that is located in the sea. (Flesch Readability Score: 60.3).**

*[Digest: This Act directs the Director of the Department of State Lands to establish fees and rates for easements on state land. (Flesch Readability Score: 64.6).]*

Directs the Director of the Department of State Lands to establish application fees and compensation rates for easements on state land **located within the territorial sea.**

Directs the Department of State Lands to submit a progress report to committees of the Legislative Assembly by February 15, [2027] **2026.**

*[Takes effect on the 91st day following adjournment sine die.]*

**Declares an emergency, effective on passage.**

**A BILL FOR AN ACT**

1  
2 Relating to easements on state land; creating new provisions; amending ORS 273.058; and declaring  
3 an emergency.

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

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

6 273.058. (1) Notwithstanding ORS 758.010, the Department of State Lands may establish and  
7 impose a one-time application fee **in the amount of \$750** on a person applying for an easement to  
8 construct a water, gas, electric or communication service line, fixture or other facility on state land  
9 **other than state land located within the territorial sea.** *[in the following amounts:]*

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

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

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

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

21 (4) **Notwithstanding ORS 758.010, the Director of the Department of State Lands, in ac-**  
22 **cordance with ORS chapter 183, shall establish by rule application fees, application renewal**

**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.

1 fees and compensation rates for easements to construct, maintain and decommission water,  
2 gas, electric, communication or telecommunication service lines, fixtures or other facilities  
3 on state land located within the territorial sea.

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

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

9 **SECTION 3.** No later than February 15, 2026, the Department of State Lands shall submit  
10 a report in the manner provided by ORS 192.245 to the committees of the Legislative As-  
11 sembly related to the environment, land use and natural resources that describes the  
12 department's progress in implementing the amendments to ORS 273.058 by section 1 of this  
13 2025 Act.

14 **SECTION 4.** (1) Notwithstanding the amendments to ORS 273.058 by section 1 of this 2025  
15 Act, the Department of State Lands shall continue to impose a one-time application fee of  
16 \$5,000 for easements to construct a facility described in ORS 273.058 (4) on state land located  
17 within the territorial sea until the date on which rules establishing application fees under  
18 ORS 273.058, as amended by section 1 of this 2025 Act, first become effective.

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

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

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