

SB 793-1
(LC 289)
1/28/25 (STN/ps)

Requested by SENATE COMMITTEE ON NATURAL RESOURCES AND WILDFIRE

**PROPOSED AMENDMENTS TO
SENATE BILL 793**

1 On page 1 of the printed bill, line 2, after “273.058” delete the rest of the
2 line and delete line 3 and insert “; and declaring an emergency.”.

3 Delete lines 5 through 27 and delete pages 2 and 3 and insert:

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

5 “273.058. (1) Notwithstanding ORS 758.010, the Department of State Lands
6 may establish and impose a one-time application fee **in the amount of \$750**
7 on a person applying for an easement to construct a water, gas, electric or
8 communication service line, fixture or other facility on state land **other**
9 **than state land located within the territorial sea.** [*in the following*
10 *amounts:*]

11 “[*(a) On state land other than that described in paragraph (b) of this sub-*
12 *section, \$750.*]

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

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

18 “(3) For purposes of **subsection (1) of** this section, an application for an
19 easement to construct a water, gas, electric or communication service line
20 must include all crossings of state land within a county. However, if the
21 applicant applies for an easement to construct a water, gas, electric or

1 communication service line for a single crossing of contiguous state land
2 involving two counties, the applicant may submit one application and the
3 department may charge the applicant only one application fee.

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

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

14 **“SECTION 2. The Director of the Department of State Lands shall
15 adopt rules establishing fees and compensation rates described in ORS
16 273.058 (4) no later than January 1, 2027.**

17 **“SECTION 3. No later than February 15, 2026, the Department of
18 State Lands shall submit a report in the manner provided by ORS
19 192.245 to the committees of the Legislative Assembly related to the
20 environment, land use and natural resources that describes the
21 department’s progress in implementing the amendments to ORS
22 273.058 by section 1 of this 2025 Act.**

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

30 **“(2) As used in this section, ‘state land’ has the meaning given that**

1 term in ORS 273.006.

2 **“SECTION 5. Section 4 of this 2025 Act is repealed on January 2,**
3 **2027.**

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

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