

Requested by Representative OWENS

**PROPOSED AMENDMENTS TO
HOUSE BILL 3106**

1 In line 2 of the printed bill, delete “and declaring an emergency” and in-
2 sert “creating new provisions; amending ORS 541.972; and prescribing an ef-
3 fective date”.

4 Delete lines 4 through 10 and insert:

5 **“SECTION 1. Interagency data coordination. (1) The Integrated**
6 **Water Data Team is created. Each of the following shall designate one**
7 **member of the board or institute, or one member who is an employee**
8 **of the department, to serve on the Integrated Water Data Team:**

9 **“(a) The Oregon Watershed Enhancement Board;**

10 **“(b) The Water Resources Department;**

11 **“(c) The Department of Environmental Quality;**

12 **“(d) The State Department of Fish and Wildlife;**

13 **“(e) The Department of State Lands;**

14 **“(f) The State Department of Agriculture;**

15 **“(g) The State Forestry Department; and**

16 **“(h) The Institute for Natural Resources.**

17 **“(2) The Oregon Watershed Enhancement Board shall provide staff**
18 **support unless the Governor designates another agency to provide**
19 **staff support.**

20 **“(3) The team shall improve communication and data sharing**
21 **among agencies and improve interagency coordination efforts to in-**

1 **crease accessibility, interoperability and usability of water data to**
2 **support water and watershed planning and management, including but**
3 **not limited to water quantity, water quality, watershed health,**
4 **habitat, ecological and water infrastructure data.**

5 **“(4) The team shall work together to achieve the following goals:**

6 **“(a) Making water data available for use in the integrated water**
7 **data portal as provided under section 2 of this 2025 Act;**

8 **“(b) Avoiding duplication and increasing usefulness and public ac-**
9 **cessibility of water data;**

10 **“(c) Supporting efforts to inventory existing data, identify gaps and**
11 **prioritize investments in water data;**

12 **“(d) Supporting data needs related to the development of the inte-**
13 **grated state water resources strategy, including satisfying the re-**
14 **quirement in ORS 536.220 (5) to forecast Oregon’s in-stream and**
15 **out-of-stream water needs;**

16 **“(e) Supporting the data needs related to the Oregon Plan for**
17 **Salmon and Watersheds, including satisfying the requirements de-**
18 **scribed in ORS 541.972;**

19 **“(f) Supporting efforts to make publicly available data and infor-**
20 **mation that supports water and watershed planning and management**
21 **at the basin or watershed scale;**

22 **“(g) Supporting other interagency coordination activities related to**
23 **water data collection and use; and**

24 **“(h) Ensuring adoption of protocols and common water data stan-**
25 **dards within their respective agency.**

26 **“SECTION 2. Integrated water data portal. (1) As used in this sec-**
27 **tion:**

28 **“(a) ‘Executive department’ has the meaning given that term in**
29 **ORS 174.112.**

30 **“(b) ‘Procurement’ means the act of purchasing, leasing, renting**

1 or otherwise acquiring goods or services. ‘Procurement’ includes each
2 function and procedure undertaken or required to be undertaken by a
3 contracting agency to enter into a public contract, administer a public
4 contract and obtain the performance of a public contract under the
5 Public Contracting Code.

6 “(c) ‘State agency’ means the executive department, except the
7 Secretary of State and the State Treasurer in the performance of the
8 duties of their constitutional offices.

9 “(d) ‘State contracting agency’ means an executive department en-
10 tity authorized by law to conduct a procurement.

11 “(2) The Oregon Watershed Enhancement Board shall work with
12 the Integrated Water Data Team, established under section 1 of this
13 2025 Act, to:

14 “(a) Create and maintain a statewide integrated water data portal
15 that provides a single point of access for water-related data;

16 “(b) Develop and maintain protocols and common water data stan-
17 dards necessary to support inclusion of water data in an integrated
18 water data portal. These protocols and standards should support the
19 findability, accessibility, interoperability and reuse of digital assets,
20 and, to the extent possible, should be guided by existing protocols and
21 standards;

22 “(c) Develop criteria and a process for strategically sequencing wa-
23 ter datasets for inclusion in the integrated water data portal on a
24 biennial basis, including projects needed to prepare the datasets for
25 inclusion;

26 “(d) Establish a governance structure through memorandums of
27 agreement or other mechanisms that supports sustainable ongoing
28 operations of the integrated water data portal;

29 “(e) Consult and collaborate with other providers and users of water
30 data to improve the functionality and usefulness of the integrated

1 **water data portal and increase accessibility of water data over time;**

2 **“(f) Collaborate with other regional and national efforts to share,**
3 **integrate and manage water data; and**

4 **“(g) Take into consideration the recommendations contained in re-**
5 **ports developed by the Department of Environmental Quality when**
6 **creating the integrated water data portal.**

7 **“(3) The integrated water data portal must:**

8 **“(a) Publish data in machine-readable formats, and when feasible,**
9 **ensure data published via the integrated water data portal is interop-**
10 **erable;**

11 **“(b) Be designed to support water decision-making at different**
12 **scales and for different uses;**

13 **“(c) Be informed over time by water users and specific use cases;**

14 **“(d) Be designed to allow for integration of water data from diverse**
15 **water data providers, including state agencies, federal agencies, local**
16 **governments, tribes, academic institutions, nongovernmental organ-**
17 **izations and other entities;**

18 **“(e) Take into consideration lessons learned and opportunities pre-**
19 **sented by the Oregon Open Data Portal in existence before the effec-**
20 **tive date of this 2025 Act; and**

21 **“(f) Be hosted on a platform operated and maintained by the office**
22 **of Enterprise Information Services within the Oregon Department of**
23 **Administrative Services.**

24 **“(4) The integrated water data portal may not include water data**
25 **unless the entity responsible for collecting and maintaining the water**
26 **data has provided the board written permission.**

27 **“(5) Nothing in this section prevents a state agency from dissem-**
28 **inating, managing or publishing data separately from the portal, but**
29 **all state agencies that produce, collect, process or maintain water data**
30 **shall do so in accordance with the documented standards and proto-**

1 cols.

2 “(6) A state contracting agency shall ensure that recipients of state
3 funds through grants or contracts for research or projects relating to
4 the collection, processing or improvement of water data shall, as a
5 condition of the receipt of a grant or contract, adhere to the water
6 data standards and protocols developed under this section for data
7 sharing, transparency, documentation, and quality control. A grant
8 or contract recipient that does not comply with the standards and
9 protocols is not eligible for state funding until the grant or contract
10 recipient complies with those requirements as determined by the state
11 contracting agency.

12 “(7) The board may enter into an agreement with an existing gov-
13 ernmental or private entity or an organization developed under ORS
14 chapter 190 that supports the participation of local, state and federal
15 partners in the development and use of the integrated water data
16 portal, to improve coordination and collaboration between water data
17 providers, water data users and water data experts on the collection,
18 maintenance and use of water data, as well as to perform necessary
19 research or outreach to support portal development and use.

20 “(8) The board shall contract with technical experts to develop tools
21 and applications for the integrated water data portal, including, but
22 not limited to, the Institute for Natural Resources, Oregon State
23 University’s Center for Applied Systems and Software and any other
24 water data experts that may be useful in creation of the integrated
25 water data portal.

26 “(9) The board may contract with third parties to carry out its du-
27 ties under this section.

28 **“SECTION 3. Integrated Water Data Account. (1) The Integrated**
29 **Water Data Account is established in the State Treasury, separate and**
30 **distinct from the General Fund. Interest earned by the account shall**

1 be credited to the account. All moneys in the account are continuously
2 appropriated to the Oregon Watershed Enhancement Board.

3 “(2) The board may accept gifts, grants or contributions from any
4 source, whether public or private, for deposit in the Integrated Water
5 Data Account.

6 “(3) The account consists of:

7 “(a) Moneys appropriated to the fund by the Legislative Assembly.

8 “(b) Moneys from any federal, state or other grants.

9 “(c) Moneys received under subsection (2) of this section.

10 “(d) Earnings on the account.

11 “(4) Expenditures by the board from the Integrated Water Data
12 Account shall be made only for the following purposes:

13 “(a) Developing and implementing the integrated water data portal
14 under section 2 of this 2025 Act.

15 “(b) Implementing actions taken by the Integrated Water Team to
16 accomplish the goals specified in sections 1 and 2 of this 2025 Act.

17 “(c) Distributions to state agencies who are part of the Integrated
18 Water Data Team.

19 “(d) Grants to entities other than members of the team for the
20 collection, management and improvement of water data for the pur-
21 poses of developing, maintaining or improving the integrated water
22 data portal established under section 2 of this 2025 Act.

23 “(5) The board may adopt rules necessary for the administration of
24 this section.

25 “**SECTION 4.** ORS 541.972 is amended to read:

26 “541.972. (1) The Oregon Watershed Enhancement Board shall, by January
27 15 of each even-numbered year, submit a report to the Governor and to the
28 appropriate committee or committees of the Legislative Assembly that:

29 “(a) Assesses the implementation and effectiveness of the Oregon Plan in
30 the state. The report shall address each drainage basin in the state and shall

1 include, but need not be limited to:

2 “[a] (A) An assessment of data and information needs deemed critical
3 to monitoring and evaluating watershed and habitat enhancement programs
4 and efforts;

5 “[b] (B) An overview of state agency programs addressing watershed
6 conditions;

7 “[c] (C) An overview of voluntary restoration activities addressing
8 watershed conditions;

9 “[d] (D) A summary of investments made by the board from funds re-
10 ceived under Article XV, section 4b, of the Oregon Constitution, and all
11 other sources; and

12 “[e] (E) The recommendations of the board for enhancing the effective-
13 ness of Oregon Plan implementation.

14 **“(b) Provides the following information for each agency represented
15 on the Integrated Water Data Team:**

16 **“(A) An inventory of available water data and information needs to
17 support water and watershed planning and management and the op-
18 portunities or barriers to integrate the data into the integrated water
19 data portal established under section 2 of this 2025 Act;**

20 **“(B) Prioritization of water data gaps and needs;**

21 **“(C) Goals, targets and actions to carry out the purposes of sections
22 1 and 2 of this 2025 Act in the upcoming biennia;**

23 **“(D) Metrics for measuring progress;**

24 **“(E) Budgetary resources to carry out the purposes of sections 1
25 and 2 of this 2025 Act;**

26 **“(F) Recommendations to improve interagency coordination related
27 to water data; and**

28 **“(G) Policy recommendations to increase access to and use of water
29 data.**

30 **“(2) Each natural resources agency shall provide information that the**

1 board requests for purposes of preparing the report described in subsection
2 (1)(a) of this section. An agency shall provide the information in the format
3 and at the times determined by the board.

4 “(3) For purposes of this section, ‘natural resources agency’ includes:

5 “(a) Department of Environmental Quality;

6 “(b) State Department of Agriculture;

7 “(c) State Department of Fish and Wildlife;

8 “(d) State Forestry Department;

9 “(e) Department of State Lands;

10 “(f) Water Resources Department;

11 “(g) Department of Land Conservation and Development;

12 “(h) State Department of Geology and Mineral Industries;

13 “(i) Oregon Watershed Enhancement Board;

14 “(j) Fish and Wildlife Division of the Department of State Police;

15 “(k) Department of Transportation;

16 “(L) State Parks and Recreation Department;

17 “(m) Oregon Business Development Department;

18 “(n) State Marine Board; and

19 “(o) Any other state agency that is required to manage, allocate or pro-
20 tect natural resources, either as the primary responsibility of the agency or
21 in conjunction with the primary responsibilities of the agency.

22 “(4) In addition to the report specified under subsection (1)(a) of this
23 section, the Oregon Watershed Enhancement Board shall report regularly
24 during the interim on the implementation of the Oregon Plan to the appro-
25 priate legislative committee.

26 **“SECTION 5. Captions. The section captions used in this 2025 Act**
27 **are provided only for the convenience of the reader and do not become**
28 **part of the statutory law of this state or express any legislative intent**
29 **in the enactment of this 2025 Act.**

30 **“SECTION 6. Effective date. This 2025 Act takes effect on the 91st**

1 **day after the date on which the 2025 regular session of the Eighty-third**
2 **Legislative Assembly adjourns sine die.”.**

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