

Requested by Senator NASH

**PROPOSED AMENDMENTS TO
SENATE BILL 74**

1 Delete lines 4 through 8 of the printed bill and insert:

2 **“SECTION 1. (1) The Department of State Lands shall study the**
3 **effects of asserting title to existing submerged or submersible lands,**
4 **without regard to common law principles of accretion and avulsion,**
5 **after making a determination of navigability under ORS 274.404.**

6 **“(2) The study must include:**

7 **“(a) The impacts of an assertion of title described in subsection (1)**
8 **of this section on owners of private property, including the loss of land**
9 **value, the loss of access to land and effects on uses of land.**

10 **“(b) The economic and social effects on communities located near**
11 **lands for which title has been asserted as described in subsection (1)**
12 **of this section.**

13 **“(c) The legal and administrative costs associated with an assertion**
14 **of title described in subsection (1) of this section, including potential**
15 **litigation costs.**

16 **“(d) Historical waterway boundary changes in this state due to na-**
17 **tural processes.**

18 **“(3) In conducting the study, the department shall:**

19 **“(a) Consult with property owners, local governments and legal ex-**
20 **perts; and**

21 **“(b) Hold public hearings in different regions of this state to provide**

1 **an opportunity for public comment.**

2 **“(4) No later than September 15, 2026, the department shall submit**
3 **the department’s findings in a report to the State Land Board and the**
4 **interim committees of the Legislative Assembly related to natural re-**
5 **sources, in the manner provided by ORS 192.245. The report may in-**
6 **clude recommendations for legislation.”.**

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