

HB 3525-6
(LC 2769)
4/4/25 (RLM/ps)

Requested by Representative HARTMAN

**PROPOSED AMENDMENTS TO
HOUSE BILL 3525**

1 On page 1 of the printed bill, line 2, after “purposes” insert a period and
2 delete the rest of the line and delete line 3.

3 Delete lines 6 through 28 and delete page 2.

4 On page 3, delete lines 1 through 23 and insert:

5 **“SECTION 2. (1) As used in this section:**

6 **“(a) ‘Contaminants’ includes arsenic, coliform bacteria, lead and**
7 **nitrates.**

8 **“(b) ‘Exempt well’ means a well used for purposes exempt under**
9 **ORS 537.545 (1)(b) or (d).**

10 **“(2) If a dwelling unit has an exempt well or wells as a source of**
11 **drinking water, the landlord shall collect and test samples of drinking**
12 **water for the unit.**

13 **“(3) A landlord shall ensure that each source for which drinking**
14 **water is collected under subsection (5)(a) of this section is tested as**
15 **follows:**

16 **“(a) The water must be tested for arsenic no later than 30 days after**
17 **installing the exempt well.**

18 **“(b) Except as provided in subsection (4) of this section, the drink-**
19 **ing water must be tested for each contaminant at least once each year.**

20 **“(4) Following a test that indicates that the drinking water does not**
21 **contain contaminants that exceed the maximum contaminant levels**

1 in drinking water as most recently published by the United States
2 Environmental Protection Agency, the landlord is not required to test
3 drinking water for contaminants for four years, if the test is:

4 “(a) The first test conducted for the dwelling unit;

5 “(b) The first test conducted after an extension allowed under this
6 subsection; or

7 “(c) The second successful annual test conducted over two consec-
8 utive years following a failed test.

9 “(5) A landlord subject to this section:

10 “(a) Shall collect samples of water from a dwelling unit’s primary
11 faucet used for drinking and cooking water and may collect supple-
12 mentary samples of water from a dwelling unit’s other faucets of
13 drinking water or from a dwelling unit’s wellhead;

14 “(b) May delegate the landlord’s duty to collect samples of drinking
15 water under paragraph (a) of this subsection to a tenant if the landlord
16 and the tenant agree to the delegation in writing and the agreement
17 is made in good faith and for adequate consideration; and

18 “(c) Shall, when submitting samples of drinking water collected
19 under this section to a laboratory for testing:

20 “(A) Inform the laboratory that the testing is required pursuant to
21 this section; and

22 “(B) Request that the laboratory report the results of the test to the
23 Oregon Health Authority.

24 “(6) A laboratory conducting a test pursuant to this section:

25 “(a) Must be accredited under the environmental laboratory ac-
26 creditation program established under ORS 438.615;

27 “(b) Shall electronically report the results of the test to the au-
28 thority in a form and manner prescribed by the authority, which may
29 include reporting of the results through electronic mail using a
30 spreadsheet; and

1 “(c) Shall send the full laboratory report to the landlord, and to the
2 tenant if requested by the landlord, in a form showing the absence or
3 presence of coliform bacteria and the concentration of other contam-
4 inants in milligrams per liter or parts per million.

5 “(7) Each time the landlord has drinking water tested for a con-
6 taminant under this section, the landlord shall provide the results of
7 the test to the tenant no less than 30 days after receiving the results
8 in a form:

9 “(a) As provided to the landlord under subsection (6)(c) of this sec-
10 tion; or

11 “(b) Showing only the tests performed and whether the dwelling
12 unit passed or failed each test and notifying the tenant that the tenant
13 may obtain or inspect the full laboratory report upon request. This
14 form must be substantially in the format adopted by the authority
15 under subsection (10)(a) of this section.

16 “(8) Prior to entering into a rental agreement for a dwelling unit
17 for which a landlord must collect and test drinking water under this
18 section, the landlord must provide to the tenant written notice pro-
19 viding:

20 “(a) That the dwelling unit has an exempt well as a source of
21 drinking water;

22 “(b) The dates and the results of the most recent test for each
23 contaminant, in a form described in subsection (7) of this section, or
24 a statement that the contaminant has not yet been tested for; and

25 “(c) The latest date by which the next test for each contaminant
26 must be conducted.

27 “(9) If the results of a test conducted under this section indicate
28 that the drinking water collected under this section contains any
29 amount of coliform bacteria or an amount of other contaminants that
30 exceeds the maximum contaminant levels in drinking water as most

1 recently published by the United States Environmental Protection
2 Agency, the landlord shall, as soon as practicable:

3 “(a) Provide the results of the test to the tenant as required under
4 subsection (7) of this section;

5 “(b) Provide the tenant with the handout adopted by the authority
6 under subsection (10)(b) of this section; and

7 “(c) Thereafter retest the exempt well according to a schedule set
8 by rule by the authority, notwithstanding subsections (3) and (4) of
9 this section.

10 “(10) The authority shall adopt rules to implement this section, in-
11 cluding rules specifying the content of:

12 “(a) A form that a landlord subject to this section must use to
13 provide information described in subsection (7)(b) of this section. The
14 form must include:

15 “(A) A section that must be filled out by the landlord to indicate,
16 in plain language, whether the dwelling unit passed or failed each test;
17 and

18 “(B) A section that may be filled out by the landlord to indicate the
19 absence or presence in the drinking water of coliform bacteria and the
20 concentration of other contaminants in milligrams per liter or parts
21 per million.

22 “(b) A handout providing information on testing drinking water for
23 contaminants and the impact that drinking water that contains con-
24 taminants can have on a person’s health.

25 “(11) This section does not apply to a dwelling unit that is part of
26 a premises subject to regulation under ORS 448.119 to 448.285, 454.235
27 and 454.255, as described in ORS 448.119.”.

28 In line 27, after “sample” delete the rest of the line and insert “and test
29 for all contaminants.

30 **SECTION 4. Section 2 of this 2025 Act becomes operative on June**

1 **1, 2026.”.**

2 Delete lines 28 through 45 and delete pages 4 and 5.

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