

HOUSE AMENDMENTS TO HOUSE BILL 2232

By COMMITTEE ON ENVIRONMENT AND WATER

March 4

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

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

4 **“SECTION 1. Sections 2 to 5 of this 2009 Act are added to and made a part of ORS**
5 **chapter 537.**

6 **“SECTION 2. (1) The activity of drilling geotechnical holes is declared to be an activity**
7 **affecting the public welfare, health and safety. In order to enable this state to protect the**
8 **welfare, health and safety of its citizens, any person that drills a geotechnical hole shall keep**
9 **a log of each geotechnical hole that is drilled and submit a report to the Water Resources**
10 **Commission within 30 days after the completion of the drilling.**

11 **“(2) This section applies to geotechnical holes that are:**

12 **“(a) Greater than 18 feet deep;**

13 **“(b) Within 50 feet of a water supply or a monitoring well;**

14 **“(c) Used to determine water quality and open less than 72 hours; or**

15 **“(d) Drilled in an area known or reasonably suspected to be contaminated.**

16 **“SECTION 3. The person responsible for the drilling of a geotechnical hole for which a**
17 **report is required under section 2 of this 2009 Act must have:**

18 **“(1) A current monitoring well constructor’s license as specified in rules adopted by the**
19 **Water Resources Commission;**

20 **“(2) A current water supply well constructor’s license as specified in rules adopted by the**
21 **commission;**

22 **“(3) A current certificate of registration as a geologist issued under ORS 672.505 to**
23 **672.705; or**

24 **“(4) A current certificate of registration as an engineer issued under ORS 672.002 to**
25 **672.325.**

26 **“SECTION 4. (1) The Water Resources Commission may prescribe by rule the form,**
27 **contents, filing deadline and other requirements for the report required under section 2 of**
28 **this 2009 Act.**

29 **“(2)(a) Except as provided in paragraph (b) of this subsection, each report required to be**
30 **submitted under section 2 of this 2009 Act must be accompanied by a recording fee of \$25.**

31 **“(b) If more than one geotechnical hole is drilled within seven days at the same project**
32 **site, each report for each geotechnical hole drilled after the first geotechnical hole must be**
33 **accompanied by a recording fee of \$10.**

34 **“(3) Fees collected under this section shall be deposited to the Water Resources Depart-**
35 **ment Geotechnical Fund.**

1 **“SECTION 5. (1) The Water Resources Department Geotechnical Fund is established in**
2 **the State Treasury, separate and distinct from the General Fund.**

3 **“(2) The Water Resources Department Geotechnical Fund shall consist of:**

4 **“(a) Recording fees paid under section 4 of this 2009 Act; and**

5 **“(b) All moneys from gifts, grants or appropriations to the fund.**

6 **“(3) Moneys in the Water Resources Department Geotechnical Fund are continuously**
7 **appropriated to the Water Resources Department for department duties, functions and**
8 **powers related to geotechnical holes.**

9 **“SECTION 6. Sections 2 to 4 of this 2009 Act apply to the drilling of geotechnical holes**
10 **first begun on or after the effective date of this 2009 Act.**

11 **“SECTION 7. This 2009 Act being necessary for the immediate preservation of the public**
12 **peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect**
13 **July 1, 2009.”.**

14
