

C-Engrossed
House Bill 3153

Ordered by the Senate June 17
Including House Amendments dated May 5 and May 27 and Senate
Amendments dated June 17

Sponsored by Representative CLEM; Representatives BOONE, C EDWARDS

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Requires utility provider to consult *[with owners]* **record owner** of high-value farmland for purpose of locating and constructing transmission line in manner that minimizes impact on farming operations.

A BILL FOR AN ACT

1
2 Relating to utility facilities.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) As used in this section:**

5 (a) **"Consult" means to make an effort to contact for purpose of notifying the record**
6 **owner of the opportunity to meet.**

7 (b) **"High-value farmland" has the meaning given that term in ORS 195.300.**

8 (c) **"Transmission line" means a linear utility facility by which a utility provider transfers**
9 **the utility product in bulk from a point of origin or generation, or between transfer stations,**
10 **to the point at which the utility product is transferred to distribution lines for delivery to**
11 **end users.**

12 (2) **If the criteria described in ORS 215.275 for siting a utility facility on land zoned for**
13 **exclusive farm use are met for a utility facility that is a transmission line, the utility pro-**
14 **vider shall, after the route is approved by the siting authorities and before construction of**
15 **the transmission line begins, consult the record owner of high-value farmland in the planned**
16 **route for the purpose of locating and constructing the transmission line in a manner that**
17 **minimizes the impact on farming operations on high-value farmland. If the record owner**
18 **does not respond within two weeks after the first documented effort to consult the record**
19 **owner, the utility provider shall notify the record owner by certified mail of the opportunity**
20 **to consult. If the record owner does not respond within two weeks after the certified mail**
21 **is sent, the utility provider has satisfied the provider's obligation to consult.**

22 (3) **The requirement to consult under this section is in addition to and not in lieu of any**
23 **other legally required consultation process.**

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NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.
New sections are in **boldfaced** type.