

A-Engrossed
Senate Bill 120

Ordered by the Senate February 14
Including Senate Amendments dated February 14

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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 State Department of Agriculture to charge annual permit fees for confined animal feeding operations. [*Allows department to adopt by rule schedule of fees for certain inspections.*]

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to fees for confined animal feeding operations; creating new provisions; amending ORS
3 561.255; and declaring an emergency.

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

5 **SECTION 1.** ORS 561.255 is amended to read:

6 561.255. (1) The State Department of Agriculture [*by rule shall establish a schedule of*] **shall**
7 **charge the following** annual permit fees [, *not to exceed \$25,*] to be paid under ORS 468B.215 by
8 any persons operating [*a*] **the following categories of** confined animal feeding [*operation.*] **oper-**
9 **ations:**

10 (a) **Small confined animal feeding operations, \$100.**

11 (b) **Medium confined animal feeding operations, \$200.**

12 (c) **Large confined animal feeding operations, \$300.**

13 (2) As used in this section[,];

14 (a) "Confined animal feeding operation" has the meaning given that term in rules adopted by
15 the [*State*] department [*of Agriculture*].

16 (b) "**Large confined animal feeding operations**" has the meaning given that term in rules
17 **adopted by the department.**

18 (c) "**Medium confined animal feeding operations**" has the meaning given that term in
19 **rules adopted by the department.**

20 (d) "**Small confined animal feeding operations**" has the meaning given that term in rules
21 **adopted by the department.**

22 **SECTION 2.** (1) **The amendments to ORS 561.255 by section 1 of this 2011 Act apply only**
23 **to annual permit fees charged by the State Department of Agriculture for annual permit**
24 **periods beginning on or after May 15, 2011.**

25 (2) **If this 2011 Act becomes effective after May 15, 2011, the department shall issue a**
26 **supplemental billing for additional fees owing by reason of the provisions of subsection (1)**

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.

1 **of this section.**

2 **SECTION 3. This 2011 Act being necessary for the immediate preservation of the public**
3 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**
4 **on its passage.**

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