

Senate Bill 359

Sponsored by Senator ROBLAN (Presession filed.)

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 **as introduced**.

Exempts wave energy facility or project in territorial sea from licensing process for hydroelectric facilities if wave energy facility or project is subject to project review and approval by Land Conservation and Development Commission for compliance with Oregon Ocean Resources Management Program and Coastal Zone Management Act of 1972. Repeals existing wave energy facility exemptions.

A BILL FOR AN ACT

1
2 Relating to wave energy exemption from hydroelectric standards; creating new provisions; amending
3 section 4, chapter 152, Oregon Laws 2011; and repealing ORS 543.014.

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

5 **SECTION 1. Section 2 of this 2013 Act is added to and made a part of ORS chapter 543.**

6 **SECTION 2. (1) As used in this section, "wave energy" means the generation of power**
7 **through converting the kinetic energy of waves in the territorial sea into electricity.**

8 **(2) This chapter and ORS chapter 543A do not apply to a wave energy facility or project**
9 **that is subject to review and approval by the Land Conservation and Development Commis-**
10 **sion under ORS 196.405 to 196.515.**

11 **SECTION 3. Section 4, chapter 152, Oregon Laws 2011, is amended to read:**

12 **Sec. 4. Section 2 [of this 2011 Act], chapter 152, Oregon Laws 2011, is repealed January 2,**
13 **[2022] 2014.**

14 **SECTION 4. ORS 543.014 is repealed.**

15 **SECTION 5. Section 2 of this 2013 Act applies to wave energy facilities and projects for**
16 **which the Land Conservation and Development Commission takes final action under ORS**
17 **196.405 to 196.515 on a facility or project application on or after the effective date of this 2013**
18 **Act.**

19 **SECTION 6. Notwithstanding the amendments to section 4, chapter 152, Oregon Laws**
20 **2011, by section 3 of this 2013 Act, the Department of State Lands may grant an exemption**
21 **as described under section 2, chapter 152, Oregon Laws 2011, on or after January 2, 2014, for**
22 **any application under section 2, chapter 152, Oregon Laws 2011, pending before the depart-**
23 **ment on January 2, 2014.**

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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.