

78th Oregon Legislative Assembly - 2016 Regular Session
STAFF MEASURE SUMMARY
Senate Committee On Environment and Natural Resources

MEASURE: SB 1529 A
CARRIER: Sen. Hansell

Fiscal: No fiscal impact
Revenue: No Revenue Impact

Action Date: 02/04/16
Action: Do Pass With Amendments. (Printed A-Eng.)
Meeting Dates: 02/03, 02/04, 02/04
Vote:
Yeas: 4 - Dembrow, Edwards, Olsen, Prozanski
Nays: 1 - Whitsett

Prepared By: Beth Reiley, Committee Administrator

WHAT THE MEASURE DOES:

Prohibits enforcement of residential irrigation requirements by homeowners association following: 1) drought declaration by Governor; 2) finding by Water Resources Commission that severe or continuing drought exists or is likely to occur; or 3) governing body of political subdivision within which planned community is located adopting an ordinance that requires conservation or curtailment of water use. Stipulates irrigation requirement is only unenforceable while finding or declaration is in effect. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- Avoid situation where some city residents are required to curtail water use with exception of people living within planned community
- Short term tool to help homeowners conserve water
- Irrigation requirements would apply once drought declaration, finding or ordinance is no longer in effect
- Act impacts existing and prospective contracts

EFFECT OF COMMITTEE AMENDMENT:

Clarifies prohibition is only unenforceable while finding or declaration is in effect. Clarifies a governing body of political subdivision within which planned community is located adopting an ordinance that requires conservation or curtailment of water use would void irrigation requirements in planned community.

BACKGROUND:

In 2015, Oregon experienced severe-to-extreme drought across the entire state. Twenty-five counties received a drought declaration, more than any other year since 1992, when a statewide declaration was issued.

Senate Bill 1529A would prohibit the enforcement of residential irrigation requirements by a homeowners association following a finding or declaration of existing or likely drought conditions.