

## **HB 2786 -2 STAFF MEASURE SUMMARY**

### **House Committee On Agriculture and Natural Resources**

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**Prepared By:** Misty Freeman, LPRO Analyst

**Meeting Dates:** 2/21, 4/13

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#### **WHAT THE MEASURE DOES:**

Precludes the Oregon Department of State Lands from applying removal-fill laws (ORS 196.800 to 196.900) to a lot or parcel not identified as wetlands, or as including wetlands, in the Statewide Wetlands Inventory.

#### **ISSUES DISCUSSED:**

- Overview of wetland identification process
- Department of State Land's goals, jurisdiction and process for enforcement of removal-fill laws

#### **EFFECT OF AMENDMENT:**

-2 Clarifies provisions of measure apply to wetlands. Takes effect July 10, 2019.

#### **BACKGROUND:**

The Oregon Department of State Lands (DSL) is responsible for developing and maintaining the Statewide Wetlands Inventory, which provides an estimate of wetland locations and wetland type throughout the state. The inventory includes data from the Local Wetlands Inventory, the National Wetlands Inventory, and DSL-approved wetland delineation mapping. The State Wetlands Inventory is used by local governments to catalog resources for protection under Oregon's land use planning goals. City and county planners use wetlands inventories to determine when to send a wetland land use notice to DSL. The response to this notice provides planners and applicants with information about the likelihood that wetlands and waters are in the project area, and if a removal-fill permit may be required for the proposed project.

House Bill 2786 would prohibit the Oregon Department of State Lands from applying removal-fill laws to parcels not designated as wetlands ,or as including wetlands, in the State Wetlands Inventory.