

HB 2968-1
(LC 3469)
4/11/17 (MAM/ps)

Requested by Representative BUEHLER

**PROPOSED AMENDMENTS TO
HOUSE BILL 2968**

1 On page 1 of the printed bill, delete lines 4 through 28 and delete page
2 2 and insert:

3 **“SECTION 1. (1) The Department of Environmental Quality shall**
4 **study and propose recommendations on legislative, regulatory and**
5 **other actions necessary to develop a program that would allow parties**
6 **the opportunity to conduct voluntary removal or remedial actions at**
7 **a facility under a single, coordinated process that, if completed suc-**
8 **cessfully, would provide the party with:**

9 **“(a) Release from liability under ORS 465.255, 466.640 and 468B.310;**
10 **and**

11 **“(b) The ability to satisfy the requirements of, and to obtain certain**
12 **releases from potential liability under, the following federal laws as**
13 **they may apply to the facility:**

14 **“(A) The federal Comprehensive Environmental Response, Com-**
15 **ensation and Liability Act, as amended, 42 U.S.C. 9601 et seq., P.L.**
16 **96-510 and P.L. 99-499;**

17 **“(B) The federal Resource Conservation and Recovery Act, 42 U.S.C.**
18 **6901 to 6992, P.L. 94-580, as amended; and**

19 **“(C) The federal Toxic Substances Control Act, 15 U.S.C. 2601 to**
20 **2671.**

21 **“(2) In conducting the study required by this section, the depart-**

1 **ment shall:**

2 **“(a) Consult with the United States Environmental Protection**
3 **Agency; and**

4 **“(b) Review and take into consideration actions by other states re-**
5 **lated to conducting voluntary removal or remedial actions for the**
6 **purpose of expanding or redeveloping real property for affordable**
7 **housing.**

8 **“(3) The department shall make a report of its findings and recom-**
9 **mendations under subsection (1) of this section and submit the report**
10 **to the interim committees of the Legislative Assembly related to the**
11 **environment and natural resources in the manner provided under ORS**
12 **192.245 no later than September 15, 2018.**

13 **“(4) As used in this section, ‘remedial action’ and ‘removal’ have**
14 **the meaning given those terms in ORS 465.200.**

15 **“SECTION 2. Section 1 of this 2017 Act is repealed on January 2,**
16 **2019.**

17 **“SECTION 3. This 2017 Act being necessary for the immediate**
18 **preservation of the public peace, health and safety, an emergency is**
19 **declared to exist, and this 2017 Act takes effect on its passage.”.**

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