

Requested by SENATE COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

**PROPOSED AMENDMENTS TO
SENATE BILL 865**

1 Delete lines 5 through 26 of the printed bill and insert:

2 **“SECTION 2. (1) Prior to approving a tentative plan for a proposed**
3 **plat of a proposed subdivision or partition that is subject to review**
4 **under ORS 92.044, and that is located in whole or in part within the**
5 **boundaries, an easement or a right of way of an irrigation district,**
6 **drainage district, water control district or water improvement district,**
7 **a city or a county shall submit notice of the tentative plan to the**
8 **district.**

9 **“(2) Within 15 days of receiving notice under subsection (1) of this**
10 **section, the district may submit to the city or the county a statement**
11 **containing any information or recommended conditions for approval**
12 **of the tentative plan for the proposed plat relating to:**

13 **“(a) The structural integrity of irrigation facilities;**

14 **“(b) District water supply;**

15 **“(c) Public safety;**

16 **“(d) Potential liabilities of the district; or**

17 **“(e) Other potential exposures to the district.**

18 **“(3) The district shall base the information and recommended con-**
19 **ditions of approval included in the statement described in subsection**
20 **(2) of this section on rules and regulations adopted by the district.**

21 **“(4) The city or the county may include the conditions for approval**

1 described in subsection (2) of this section in the final decision ap-
2 proving the tentative plan of the proposed plat.

3 **“SECTION 3.** Section 4 of this 2017 Act is added to and made a part
4 of ORS chapter 198.

5 **“SECTION 4. (1)** For the purposes of providing cities and counties
6 with the necessary information to fulfill the requirements of section
7 2 of this 2017 Act, each irrigation district, drainage district, water
8 control district and water improvement district shall submit a report
9 detailing the locations of the district boundaries, district facilities and
10 any easements and rights of way held by the district to each city and
11 county in which any part of the district is located.

12 **“(2)** A irrigation district, drainage district, water control district
13 or water improvement district that submits a report to a city or a
14 county under subsection (1) of this section shall give notice to the city
15 or the county within 90 days of any change to the location of a district
16 boundary, district facility or any easement or right of way held by the
17 district.

18 **“SECTION 5.** Each irrigation district, drainage district, water con-
19 trol district and water improvement district shall submit the report
20 required under section 4 (1) of this 2017 Act on or before January 1,
21 2019.”.

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