

**FISCAL IMPACT OF PROPOSED LEGISLATION**

80th Oregon Legislative Assembly – 2019 Regular Session  
Legislative Fiscal Office

**Measure: HB 2437 - 3**

*Only Impacts on Original or Engrossed  
Versions are Considered Official*

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**Measure Description:**

Authorizes maintenance activities in dry, traditionally maintained channels to be conducted without removal or fill permit subject to certain conditions.

**Government Unit(s) Affected:**

Department of Fish and Wildlife (ODFW), Higher Education Coordinating Commission (HECC), Public Universities, Department of State Lands (DSL), Oregon Department of Agriculture (ODA), Counties

**Analysis:**

This fiscal impact statement is for the purpose of transmitting the measure from the House Committee on Agriculture and Land Use to the Joint Committee on Ways and Means.

The legislation has three separate General Fund appropriations, in the 2019-21 biennium, of unspecified amounts to the following state agencies: Department of Agriculture (ODA), Department of Fish and Wildlife (ODFW), and the Higher Education Coordinating Commission for distribution to the Oregon State University College of Agricultural Sciences.

The bill provides exceptions to permitting by the Department of State Lands (DSL) for removal or fill activities for conducting maintenance of a traditionally maintained channel; a person must file a form notifying ODA of the maintenance activities. No later than five days after ODA receives this notice, a copy must be provided to ODFW and within thirty days after receiving notice, ODFW must provide a response to ODA which may include recommendations. In the event that ODA and ODFW recommendations do not align, DSL will make the final determination. ODA and ODFW are authorized to inspect the lands for which notices have been filed. The costs of activities by ODFW related to this legislation may not be charged to another state agency. Prior to the assessment of a civil penalty for violations of this law, ODA and DSL are directed to make reasonable efforts to induce voluntary compliance. ODA and DSL must work in coordination with county soil and water conservation districts to provide education on the requirements of this legislation. ODA, DSL and ODFW must conduct a biennial adaptive management review of the implementation of this legislation.

# Further Analysis Required

A more complete fiscal analysis on the measure will be prepared as the measure is considered in the Joint Committee on Ways and Means.