

House Bill 2739

Sponsored by Representative NEARMAN; Representative LEIF

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Exempts equipment run on recirculating water systems from ban on in-stream placer mining in salmonid habitat.

A BILL FOR AN ACT

1
2 Relating to in-stream placer mining; amending ORS 468B.114.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 468B.114 is amended to read:

5 468B.114. (1) An operator may not allow a discharge to waters of the state from a motorized
6 in-stream placer mining operation or activity without having an individual permit or being covered
7 by a general permit issued under ORS 468B.050.

8 (2) In order to protect indigenous anadromous salmonids and habitat essential to the recovery
9 and conservation of Pacific lamprey, motorized in-stream placer mining may not be permitted to
10 occur up to the line of ordinary high water in any river in this state containing essential indigenous
11 anadromous salmonid habitat, from the lowest extent of essential indigenous anadromous salmonid
12 habitat to the highest extent of essential indigenous anadromous salmonid habitat.

13 (3) The prohibition in subsection (2) of this section does not apply to the use of:

14 (a) Nonmotorized mining technology, including [*but not limited to*] gravity dredges and syphon
15 dredges[.]; **and**

16 (b) **Nondredging, motorized equipment run on recirculating water systems isolated from**
17 **the waters of the state.**

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NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.