HOUSE AMENDMENTS TO
HOUSE BILL 3371
By COMMITTEE ON GENERAL GOVERNMENT
April 10

On page 1 of the printed bill, delete lines 5 through 19 and insert:

“SECTION 1. Section 2 of this 2021 Act is added to and made a part of ORS chapter 274.

“SECTION 2. (1) When deciding to authorize the use of submerged and submersible lands, the Department of State Lands shall consider potential risks, including possible damage to state lands and risks to public health and safety from proposed authorizations.

“(2) In issuing a new authorization, the renewal of a current authorization or the transfer of an existing authorization to a new entity, the department may require authorization holders to take such actions as necessary to reduce the risks of damage to state lands or to procure insurance policies sufficient to protect the state for the possible damage within the authorized area.

“(3) As used in this section:

“(a) ‘Authorization holder’ means a person who, with respect to submerged or submersible lands:

“(A) Holds or requests a lease, including a lease under ORS 274.040, 274.085, 274.530 or 274.873; or

“(B) Holds an easement, or any other property right or exclusive right of use or access, except for the right to construct a wharf under ORS 780.040.

“(b) ‘Authorized area’ means the area of state-owned submerged and submersible land defined in the waterway use authorization for which the use is authorized.

“(c) ‘Damage’ means loss or harm resulting from injury to a person or property or compensation in money for loss or injury.”.