

HB 2603-A11
(LC 1536)
6/11/21 (STN/ps)

Requested by JOINT COMMITTEE ON WAYS AND MEANS

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 2603**

1 On page 1 of the printed A-engrossed bill, line 18, delete “its previous”
2 and insert “a”.

3 In line 20, delete “and”.

4 After line 20, insert:

5 “(c) A detailed description of segments of bore pipe and undersea cable
6 proposed to be left in place to avoid or minimize impacts to aquatic re-
7 sources; and”.

8 In line 21, delete “(c)” and insert “(d)”.

9 On page 2, delete lines 16 through 45.

10 On page 3, delete lines 1 through 13 and insert:

11 **“SECTION 2. (1) The Department of Land Conservation and Devel-**
12 **opment, in consultation with the Department of State Lands and rel-**
13 **evant local governments and tribal governments, shall review the part**
14 **of the Territorial Sea Plan that addresses the placement of cables,**
15 **pipelines and other utilities in the territorial sea. The review must**
16 **consider fee structures and state and federal review processes, in-**
17 **cluding permitting processes, for the placement of undersea cables on**
18 **state-owned submerged or submersible land within the territorial sea**
19 **and under the ocean shore and the siting of associated landing sites.**
20 **The Department of Land Conservation and Development shall provide**
21 **the results of the review to the Ocean Policy Advisory Council.**

1 **“(2) The Ocean Policy Advisory Council shall develop recommen-**
2 **dations for amendments to the part of the Territorial Sea Plan that**
3 **addresses the placement of cables, pipelines and other utilities in the**
4 **territorial sea. In developing recommendations, the council shall con-**
5 **sider the review provided to the council under subsection (1) of this**
6 **section and evaluate:**

7 **“(a) A coordinated permitting process for the placement of undersea**
8 **cables that allows for coordination between appropriate state agencies,**
9 **tribal governments and local governments.**

10 **“(b) Suitable landing sites, including a mapping analysis of oppor-**
11 **tunities, limitations and requirements for landing sites.**

12 **“(c) The impact of other state agencies, laws, zoning requirements**
13 **or statewide planning goals on potential undersea cable sites.**

14 **“(d) Changes to fees structures and financing associated with ad-**
15 **ministrative costs and the protection and management of the territo-**
16 **rial sea and ocean shore.**

17 **“(e) Requirements for public information meetings or other meth-**
18 **ods for engaging communities, tribal governments, ocean users and**
19 **industries affected by a proposed undersea cable.**

20 **“(f) The impact of drilling on biological resources, including mi-**
21 **gratory species, and on resources that are of economic, aesthetic,**
22 **recreational, social or historic importance to the people of this state.**

23 **“(g) An application process that may include:**

24 **“(A) A needs analysis that takes into account the socioeconomic**
25 **and environmental needs of the area;**

26 **“(B) A geological study conducted by a registered professional**
27 **geologist experienced in coastal processes;**

28 **“(C) Consultation with Oregon sea floor experts, such as an expert**
29 **affiliated with an Oregon university; and**

30 **“(D) A detailed drilling, mitigation and accident response plan.**

1 “(h) Requirements for interagency preapplication process meetings.

2 “(i) Standards for undersea cables in the States of California and
3 Washington.

4 “(j) Coordination with tribal governments on potential impacts of
5 undersea cables on cultural and traditional resources.

6 “(3) The council may consult with any of the following state agen-
7 cies when developing recommendations for amendments under this
8 section:

9 “(a) The State Parks and Recreation Department;

10 “(b) The Department of Environmental Quality;

11 “(c) The State Department of Fish and Wildlife;

12 “(d) The State Department of Geology and Mineral Industries; or

13 “(e) Any other state agency with relevant expertise.”.

14 After line 22, insert:

15 “SECTION 6. Notwithstanding any other provision of law, the
16 General Fund appropriation made to the Department of Land Conser-
17 vation and Development by section 1 (1), chapter _____, Oregon Laws
18 2021 (Enrolled Senate Bill 5530), for the biennium beginning July 1,
19 2021, is increased by \$497,081 for the implementation of section 2 of this
20 2021 Act.

21 “SECTION 7. Notwithstanding any other law limiting expenditures,
22 the amount of \$196,176 is established, for the biennium beginning July
23 1, 2021, as the maximum limit for payment of expenses from fees,
24 moneys or other revenues, including Miscellaneous Receipts, but ex-
25 cluding lottery funds, federal funds and funds described in section 2,
26 chapter _____, Oregon Laws 2021 (Enrolled Senate Bill 5539), collected
27 or received by the Department of State Lands, for the implementation
28 of section 2 of this 2021 Act.”.

29 In line 23, delete “6” and insert “8”.

30