

House Bill 2765

Sponsored by Representative RESCHKE (Pre-session filed.)

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**.

Grants to South Suburban Sanitary District exclusive right to use and sell treated wastewater discharged by district into Klamath River or tributaries. Prohibits appropriation of treated wastewater discharged pursuant to Act.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to treated wastewater discharged by the South Suburban Sanitary District; and declaring
3 an emergency.

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

5 **SECTION 1. The Legislative Assembly finds and declares that:**

6 (1) **Conserving water and incentivizing reuse of treated wastewater are in the public in-**
7 **terest; and**

8 (2) **The South Suburban Sanitary District faces unique challenges applicable to the full**
9 **utilization of the waters of the Klamath River, into which treated wastewater discharged by**
10 **the South Suburban Sanitary District flows.**

11 **SECTION 2. (1) As used in this section and section 1 of this 2023 Act, "South Suburban**
12 **Sanitary District" means the sanitary district formed under ORS 450.005 to 450.245 to provide**
13 **sanitation facilities and services to the Klamath Falls south suburban area.**

14 (2) **Subject to subsections (3) and (5) of this section, the South Suburban Sanitary Dis-**
15 **trict is granted the exclusive right to use treated wastewater discharged by the district into**
16 **the Klamath River or any of its tributaries, including but not limited to Lake Ewauna, for**
17 **the benefit of the district or for the general use and benefit of people or fish and wildlife**
18 **within or without the boundaries of the district.**

19 (3) **The discharge of treated wastewater described in this section must comply with re-**
20 **quirements of a permit issued by the Department of Environmental Quality under ORS**
21 **468B.050.**

22 (4) **Treated wastewater discharged by the district in compliance with the requirements**
23 **of this section:**

24 (a) **Is additive to the natural flow of the surface waters of this state; and**

25 (b) **May not be appropriated by any person:**

26 (A) **Pursuant to a permit issued under ORS chapter 537; or**

27 (B) **To fulfill any state or federal requirements pertaining to fish and wildlife.**

28 (5)(a) **The district may sell or otherwise utilize all treated wastewater discharged by the**
29 **district in compliance with this section in any manner that benefits the district or people**
30 **or fish and wildlife within or without the boundaries of the district.**

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.

