

House Bill 3228

Sponsored by Representative SMITH G

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**.

Authorizes holder of water right certificate that authorizes storage of water to change point of diversion without losing priority of right under certain circumstances.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to transfer applications; and declaring an emergency.

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

4 **SECTION 1. A holder of a water right certificate that authorizes the storage of water**
5 **may change the point of diversion, as described in ORS 540.510 (1)(a), without losing priority**
6 **of the right if:**

7 (1) **The transfer application is filed on or before December 31, 2023; and**

8 (2) **The proposed new point of diversion is downstream from the existing point of diver-**
9 **sion and is being transferred from federal lands.**

10 **SECTION 2. This 2023 Act being necessary for the immediate preservation of the public**
11 **peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect**
12 **on its passage.**

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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.