

House Bill 2986

Sponsored by Representatives HELM, OWENS (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**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act tells irrigation districts that if a user requests less water for a season, the user's district must comply with the request. The Act says that the district may send the extra water to other users. (Flesch Readability Score: 64.5).

Provides that an irrigation district that receives a request from a user for delivery of a lower rate or duty of water during an irrigation season may not deliver to the user a higher rate or duty of water during the irrigation season than was requested. Creates an exception. Provides that the irrigation district may temporarily transfer the use of the water.

A BILL FOR AN ACT

1
2 Relating to irrigation districts.

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

4 **SECTION 1. (1) As used in this section:**

5 (a) **"District" means an irrigation district formed under ORS chapter 545.**

6 (b) **"User" means an owner of land with an appurtenant water right that is subject to the**
7 **charges or assessments of a district.**

8 (2) **Notwithstanding ORS 540.270, a district that receives a written request from a user**
9 **to deliver a rate or duty of water for an upcoming irrigation season to the user under a**
10 **water right that is lower than the rate or duty under the water right may not deliver to the**
11 **user during the upcoming irrigation season a rate or duty that is higher than the requested**
12 **rate or duty.**

13 (3) **Notwithstanding subsection (2) of this section, a district that receives a request from**
14 **a user under subsection (2) of this section may deliver to the user the minimum rate and**
15 **duty of water that is necessary for operation of the district water delivery infrastructure.**

16 (4) **A district that delivers a lower rate or duty of water to a user pursuant to a request**
17 **from the user under subsection (2) of this section may temporarily transfer the use of the**
18 **water to another user as described in ORS 540.570.**

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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.