

## HOUSE AMENDMENTS TO HOUSE BILL 3525

By COMMITTEE ON AGRICULTURE, LAND USE, NATURAL RESOURCES, AND  
WATER

April 16

1 On page 1 of the printed bill, line 2, after “purposes” insert a period and delete the rest of the  
2 line and delete line 3.

3 Delete lines 6 through 28 and delete page 2.

4 On page 3, delete lines 1 through 23 and insert:

5 **“SECTION 2. (1) As used in this section:**

6 **“(a) ‘Contaminants’ includes arsenic, coliform bacteria, lead and nitrates.**

7 **“(b) ‘Exempt well’ means a well used for purposes exempt under ORS 537.545 (1)(b) or (d).**

8 **“(2) If a dwelling unit has an exempt well or wells as a source of drinking water, the  
9 landlord shall collect and test samples of drinking water for the unit.**

10 **“(3) A landlord shall ensure that each source for which drinking water is collected under  
11 subsection (5)(a) of this section is tested as follows:**

12 **“(a) The water must be tested for arsenic no later than 30 days after installing the ex-  
13 empt well.**

14 **“(b) Except as provided in subsection (4) of this section, the drinking water must be  
15 tested for each contaminant at least once each year.**

16 **“(4) Following a test that indicates that the drinking water does not contain contam-  
17 inants that exceed the maximum contaminant levels in drinking water as most recently  
18 published by the United States Environmental Protection Agency, the landlord is not re-  
19 quired to test drinking water for contaminants for four years, if the test is:**

20 **“(a) The first test conducted for the dwelling unit;**

21 **“(b) The first test conducted after an extension allowed under this subsection; or**

22 **“(c) The second successful annual test conducted over two consecutive years following a  
23 failed test.**

24 **“(5) A landlord subject to this section:**

25 **“(a) Shall collect samples of water from a dwelling unit’s primary faucet used for drink-  
26 ing and cooking water and may collect supplementary samples of water from a dwelling  
27 unit’s other faucets of drinking water or from a dwelling unit’s wellhead;**

28 **“(b) May delegate the landlord’s duty to collect samples of drinking water under para-  
29 graph (a) of this subsection to a tenant if the landlord and the tenant agree to the delegation  
30 in writing and the agreement is made in good faith and for adequate consideration; and**

31 **“(c) Shall, when submitting samples of drinking water collected under this section to a  
32 laboratory for testing:**

33 **“(A) Inform the laboratory that the testing is required pursuant to this section; and**

34 **“(B) Request that the laboratory report the results of the test to the Oregon Health  
35 Authority.**

1       **“(6) A laboratory conducting a test pursuant to this section:**  
2       **“(a) Must be accredited under the environmental laboratory accreditation program es-**  
3 **tablished under ORS 438.615;**  
4       **“(b) Shall electronically report the results of the test to the authority in a form and**  
5 **manner prescribed by the authority, which may include reporting of the results through**  
6 **electronic mail using a spreadsheet; and**  
7       **“(c) Shall send the full laboratory report to the landlord, and to the tenant if requested**  
8 **by the landlord, in a form showing the absence or presence of coliform bacteria and the**  
9 **concentration of other contaminants in milligrams per liter or parts per million.**  
10       **“(7) Each time the landlord has drinking water tested for a contaminant under this sec-**  
11 **tion, the landlord shall provide the results of the test to the tenant no less than 30 days after**  
12 **receiving the results in a form:**  
13       **“(a) As provided to the landlord under subsection (6)(c) of this section; or**  
14       **“(b) Showing only the tests performed and whether the dwelling unit passed or failed**  
15 **each test and notifying the tenant that the tenant may obtain or inspect the full laboratory**  
16 **report upon request. This form must be substantially in the format adopted by the authority**  
17 **under subsection (10)(a) of this section.**  
18       **“(8) Prior to entering into a rental agreement for a dwelling unit for which a landlord**  
19 **must collect and test drinking water under this section, the landlord must provide to the**  
20 **tenant written notice providing:**  
21       **“(a) That the dwelling unit has an exempt well as a source of drinking water;**  
22       **“(b) The dates and the results of the most recent test for each contaminant, in a form**  
23 **described in subsection (7) of this section, or a statement that the contaminant has not yet**  
24 **been tested for; and**  
25       **“(c) The latest date by which the next test for each contaminant must be conducted.**  
26       **“(9) If the results of a test conducted under this section indicate that the drinking water**  
27 **collected under this section contains any amount of coliform bacteria or an amount of other**  
28 **contaminants that exceeds the maximum contaminant levels in drinking water as most re-**  
29 **cently published by the United States Environmental Protection Agency, the landlord shall,**  
30 **as soon as practicable:**  
31       **“(a) Provide the results of the test to the tenant as required under subsection (7) of this**  
32 **section;**  
33       **“(b) Provide the tenant with the handout adopted by the authority under subsection**  
34 **(10)(b) of this section; and**  
35       **“(c) Thereafter retest the exempt well according to a schedule set by rule by the au-**  
36 **thority, notwithstanding subsections (3) and (4) of this section.**  
37       **“(10) The authority shall adopt rules to implement this section, including rules specifying**  
38 **the content of:**  
39       **“(a) A form that a landlord subject to this section must use to provide information de-**  
40 **scribed in subsection (7)(b) of this section. The form must include:**  
41       **“(A) A section that must be filled out by the landlord to indicate, in plain language,**  
42 **whether the dwelling unit passed or failed each test; and**  
43       **“(B) A section that may be filled out by the landlord to indicate the absence or presence**  
44 **in the drinking water of coliform bacteria and the concentration of other contaminants in**  
45 **milligrams per liter or parts per million.**

1           **“(b) A handout providing information on testing drinking water for contaminants and the**  
2 **impact that drinking water that contains contaminants can have on a person’s health.**

3           **“(11) This section does not apply to a dwelling unit that is part of a premises subject to**  
4 **regulation under ORS 448.119 to 448.285, 454.235 and 454.255, as described in ORS 448.119.”.**

5           In line 24, delete “5” and insert “4”.

6           In line 26, delete “5” and insert “4”.

7           In line 27, after “sample” delete the rest of the line and insert “and test for all contaminants.

8           **“SECTION 4. Section 2 of this 2025 Act becomes operative on June 1, 2026.”.**

9           Delete lines 28 through 45 and delete pages 4 and 5.

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