Requested by Representative HELM

PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 3342

1 On page 8 of the printed A-engrossed bill, line 25, after "(1)" insert

2 "Notwithstanding ORS 536.031 (1),".

3 On page 9, delete lines 35 through 38 and insert:

4 "(5) The Water Resources Department may deny a change in the point of

5 appropriation under subsection (4) of this section if the proposed point of

6 appropriation is for a source of ground water restricted under section 13 of

7 this 2025 Act and the proposed use is subject to the restrictions, unless the

8 proposed point of appropriation is:

9 "(a)(A) In a critical ground water area designated under ORS 537.730;

10 "(B) In the same aquifer as the existing point of appropriation; and

11 "(C) In the same portion of the critical ground water area as the existing

12 point of appropriation;

13 "(b) In an area for which a ground water bank that is established by law

14 or by rule mitigates the effects of the use of ground water; or

15 "(c) Related to the recovery of stored ground water under an artificial

16 recharge or aquifer storage and recovery project.".

17 On page 12, delete lines 15 through 18 and insert:

18 "(5) The Water Resources Department may deny a change in the point of

19 appropriation under subsection (4) of this section if the proposed point of

20 appropriation is for a source of ground water restricted under section 13 of

21 this 2025 Act and the proposed use is subject to the restrictions, unless the

1 proposed point of appropriation is:

2 "(a)(A) In a critical ground water area designated under ORS 537.730;

3 "(B) In the same aquifer as the existing point of appropriation; and

4 "(C) In the same portion of the critical ground water area as the existing

5 point of appropriation;

6 "(b) In an area for which a ground water bank that is established by law

7 or by rule mitigates the effects of the use of ground water; or

8 "(c) Related to the recovery of stored ground water under an artificial

9 recharge or aquifer storage and recovery project.".

10 Delete lines 40 and 41 and insert:

11 "(c) Paragraph (a) of this subsection does not apply to applications:

12 "(A) Related to the recovery of ground water under an artificial recharge

13 or aquifer storage and recovery project.

14 "(B) Under ORS 536.295.".

15 In line 42, after "use" insert "is described in subsection (3)(c) of this

16 section or".

17 On <u>page 13</u>, line 34, after "(1)" insert "Notwithstanding ORS 536.031

18 (1),".

19 On <u>page 14</u>, delete lines 5 through 8 and insert:

20 **"SECTION 24. The Water Resources Department may deny a change**

21 **in the point of appropriation under ORS 540.505 to 540.585 for a ground**

22 **water right if the proposed point of appropriation is for a source of**

23 **ground water restricted under section 13 of this 2025 Act and the pro-**

24 **posed use is subject to the restrictions, unless the proposed point of**

25 **appropriation is:**

26 **"(1)(a) In a critical ground water area designated under ORS 537.730;**

27 **"(b) In the same aquifer as the existing point of appropriation; and**

28 **"(c) In the same portion of the critical ground water area as the**

29 **existing point of appropriation;**

30 **"(2) In an area for which a ground water bank that is established**

1 **by law or by rule mitigates the effects of the use of ground water; or**

2 **"(3) Related to the recovery of stored ground water under an arti-**

3 **ficial recharge or aquifer storage and recovery project.".**

4 On page 18, delete lines 30 through 33 and insert:

5 "(3) The Water Resources Department shall order and allow one extension

6 of time for up to two years from the date that an extension is approved if

7 the department determines that:

8 "(a) Fish-related conditions have been satisfied; and

9 "(b) Good cause for the extension has been shown.".

10 On page 19, line 16, after "19" insert a comma.

11 In line 17, delete the first "to".

12 In line 29, after "section;" insert "and".

13 On page 36, line 9, delete "31a" and insert "31".

14 In line 11, delete "537.409,".

15 In line 13, after "17" delete "to" and insert ", 19,".

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