

# Senate Bill 846

Sponsored by Senators BAERTSCHIGER JR, OLSEN, JOHNSON, Representative WITT; Senators BOQUIST, FERRIOLI, GIROD, HANSELL, KNOPP, KRUSE, ROBLAN, THATCHER, THOMSEN, WHITSETT

## 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**.

Establishes task force to study essential indigenous anadromous salmonid habitat and its relationship to ditches and other man-made water conveyance channels.

Directs task force to submit report that may include recommendations for legislation to interim committees of Legislative Assembly related to environment and natural resources no later than September 15, 2016.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to man-made water channels; and declaring an emergency.

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

4 **SECTION 1. (1)(a) A task force is established to study essential indigenous anadromous**  
5 **salmonid habitat and its relationship to ditches and other man-made water conveyance**  
6 **channels. The task force shall consist of nine members.**

7 **(b) The Director of the Department of State Lands shall appoint seven members as fol-**  
8 **lows:**

9 **(A) One member who represents the interests of irrigation districts;**

10 **(B) One member who represents farmers;**

11 **(C) One member who represents the interests of federally recognized Indian tribes in this**  
12 **state;**

13 **(D) One member who represents the interests of county or local governments;**

14 **(E) One member who represents the interests of watershed councils or soil and water**  
15 **conservation districts;**

16 **(F) One member who represents conservation interests; and**

17 **(G) One member who represents the aggregate mining industry.**

18 **(c) The following shall serve as nonvoting ex officio members of the task force:**

19 **(A) The Director of the Department of State Lands or the director's designee; and**

20 **(B) The State Fish and Wildlife Director or the director's designee.**

21 **(2) The task force shall evaluate the relationship between essential indigenous**  
22 **anadromous salmonid habitat and ditches or other man-made water conveyance channels in**  
23 **Oregon and shall develop recommendations for how to clarify that relationship for regulatory**  
24 **purposes.**

25 **(3) A majority of the voting members of the task force constitutes a quorum for the**  
26 **transaction of business.**

27 **(4) Official action by the task force requires the approval of a majority of the voting**  
28 **members of the task force.**

**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.

1       **(5) The Director of the Department of State Lands or the director’s designee shall serve**  
2 **as the chairperson for the task force.**

3       **(6) If there is a vacancy for any cause, the appointing authority shall make an appoint-**  
4 **ment to become immediately effective.**

5       **(7) The task force shall meet at times and places specified by the call of the chairperson**  
6 **or of a majority of the voting members of the task force.**

7       **(8) The task force may adopt rules necessary for the operation of the task force.**

8       **(9) The task force shall submit a report in the manner provided in ORS 192.245, and may**  
9 **include recommendations for legislation, to the interim committees of the Legislative As-**  
10 **sembly related to environment and natural resources no later than September 15, 2016.**

11       **(10) The Department of State Lands shall provide staff support to the task force.**

12       **(11) Members of the task force are not entitled to compensation, but may be reimbursed**  
13 **for actual and necessary travel and other expenses incurred by them in the performance of**  
14 **their official duties in the manner and amounts provided for in ORS 292.495. Claims for ex-**  
15 **penditures shall be paid out of funds appropriated to the Department of State Lands for purposes**  
16 **of the task force.**

17       **(12) All agencies of state government, as defined in ORS 174.111, are directed to assist**  
18 **the task force in the performance of its duties and, to the extent permitted by laws relating**  
19 **to confidentiality, to furnish such information and advice as the members of the task force**  
20 **consider necessary to perform their duties.**

21       **SECTION 2.** **Section 1 of this 2015 Act is repealed on December 31, 2016.**

22       **SECTION 3.** **This 2015 Act being necessary for the immediate preservation of the public**  
23 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**  
24 **on its passage.**

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