

**PROPOSED AMENDMENTS TO
SENATE BILL 412**

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

3 Delete lines 4 through 31 and delete pages 2 through 4 and insert:

4 **“SECTION 1. (1) The Legislative Assembly finds and declares that:**

5 **“(a) Dredging by port districts in this state in furtherance of navi-**
6 **gation and commercial development is essential to a strong and di-**
7 **verse economy;**

8 **“(b) Dredging is an activity regulated by both state and local au-**
9 **thorities;**

10 **“(c) Dredged material can be a useful commercial product; and**

11 **“(d) The movement, storage and use of dredged material is a bene-**
12 **ficial activity that supports maritime commerce.**

13 **“(2) ORS 459.005 does not apply to material that:**

14 **“(a) Is dredged from submerged or submersible lands by a port dis-**
15 **trict;**

16 **“(b) Is not commingled with other types of solid waste; and**

17 **“(c)(A) Is placed upland in an area designated by the port district**
18 **as a dredged material management area;**

19 **“(B) Is placed in water as part of the port’s dredging operation;**

20 **“(C) Is sold as a commercial product; or**

21 **“(D) Is applied to a beneficial use, as defined by the Environmental**
22 **Quality Commission.**

1 **“(3) Consistent with the policy stated in subsection (1) of this sec-**
2 **tion, the commission may adopt rules necessary for the protection of**
3 **human health or the environment concerning the management of**
4 **dredged material subject to subsection (2) of this section.**

5 **“(4) As used in this section, ‘port district’ means any port formed**
6 **pursuant to ORS 777.005 to 777.725 and 777.915 to 777.953 or ORS chapter**
7 **778.”.**

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