

Legislative Fiscal Office

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Joint Committee on Ways and Means

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To: Capital Construction Subcommittee

From: Matt Stayner, Legislative Fiscal Office

Date: July 3, 2017

Subject: SB 644: Work Session Recommendations

The measure defines a significant mineral resources site and stipulates that mining activities on such a site on land zoned for exclusive farm use located in Baker, Grant, Harney, Lake, Malheur, Union or Wallowa counties is not subject to conformity with any statewide land use planning goal or administrative rule for the purpose of a county approval of an application for a land use permit, with exceptions.

A project coordinating committee must be activated by the State Department of Geology and Mineral Industries upon receipt of an application for an operating permit to mine on a significant mineral resource site.

The measure stipulates a number of conditions and requirements for the permitting of mining activities on these sites by the State Department of Geology and Mineral Industries including:

- Amending permits to conform with subsequently issued federal, state, or local permits
- Notice of permit application and comment solicitation from cooperating federal and state agencies
- Inclusion of provisions to address conflicts between mining operations, agricultural activities, and concerns addressed by cooperating agencies

The measure also makes declarations regarding the mining of significant mineral resources and private rights of action regarding nuisance or trespass in relation to the permitting of mining sites on lands zoned for exclusive farm use being inconsistent with state interest in economic development.

In addition to the other requirements of the bill, DOGAMI is also required to make all data and research on mineral resource potential in eastern and southern Oregon counties accessible online.

Recommended Changes

LFO recommends adoption of the -A8 amendment.

MOTION: I move adoption of the -A8 amendment to SB 644. (VOTE)

Final Subcommittee Action

LFO recommends that SB 644, as amended by the -A8 amendment, to be moved to the Ways and Means Full Committee.

MOTION: I move SB 644, as amended, to the Full Committee with a do pass recommendation. (VOTE)

Carriers

Full Committee: _____

House Floor: _____

Senate Floor: _____