

Enrolled
Senate Bill 885

Sponsored by COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

CHAPTER

AN ACT

Relating to limits on Willamette Valley canola production; and declaring an emergency.

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

SECTION 1. (1) As used in this section:

(a) “Canola” means plants of the genus Brassica:

(A) In which seeds having a high oil content are the primary economically valuable product; and

(B) That have a high erucic acid content suitable for industrial uses or a low erucic acid content suitable for edible oils.

(b) “Willamette Valley Protected District” means the area encompassed within a rectangle formed by the point in Tillamook County that is the northwest corner of township 1 north, range 6 west, the point in Multnomah County that is the most northeastern point of township 1 north, range 2 east within Oregon, the point in Lane County that is the southeast corner of township 19 south, range 2 east and the point in Lane County that is the southwest corner of township 19 south, range 6 west.

(2) A person growing canola within the Willamette Valley Protected District must receive prior approval by license from the State Department of Agriculture.

(3) The department may:

(a) Authorize a person to grow canola within the Willamette Valley Protected District only in a manner determined to be compatible with the growing of other crops, including but not limited to the maintenance of isolation distances between canola and other crops that equal or exceed the industry-recommended isolation distance between specialty seed crops of the genus Brassica and other crops.

(b) Authorize canola production within the Willamette Valley Protected District, not to exceed 500 acres per year.

(4) The department may assess a civil penalty, not to exceed \$25,000, against a person that violates subsection (2) of this section or the terms of a license issued under this section.

SECTION 2. (1) The Legislative Assembly intends that if this 2019 Act becomes law after July 1, 2019, section 1 of this 2019 Act operates retroactively to July 1, 2019. All canola planted within the Willamette Valley Protected District after July 1, 2019, and prior to the effective date of this 2019 Act is subject to the requirements set forth in section 1 of this 2019 Act. Any lawful action described in section 1 of this 2019 Act that is taken by the State Department of Agriculture after July 1, 2019, and prior to the effective date of this 2019 Act is hereby ratified and approved.

(2) This 2019 Act does not affect application of sections 1 to 3, chapter 638, Oregon Laws 2015, to canola planted within the Willamette Valley Protected District on or before July 1, 2019.

SECTION 3. Section 1 of this 2019 Act is repealed on June 30, 2023.

SECTION 4. This 2019 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect on its passage.

Passed by Senate June 29, 2019

.....
Lori L. Brocker, Secretary of Senate

.....
Peter Courtney, President of Senate

Passed by House June 30, 2019

.....
Tina Kotek, Speaker of House

Received by Governor:

.....M.,....., 2019

Approved:

.....M.,....., 2019

.....
Kate Brown, Governor

Filed in Office of Secretary of State:

.....M.,....., 2019

.....
Bev Clarno, Secretary of State