

# Senate Bill 731

Sponsored by COMMITTEE ON ENVIRONMENT AND LAND USE

## 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**.

Requires all water users to measure amounts of water withdrawn or stored.

Applies to new water users on and after July 1, 2005. Applies to existing water users on January 1, 2010. Allows Water Resources Commission to require water users to report water use measurements.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1 Relating to measurement of water use; and declaring an emergency.

2 Whereas the measurement and reporting of water use benefits all water users and is critical to  
3 the effective management of the water resources of this state; and

4 Whereas the promotion of measurement and reporting of water use by all water users is valu-  
5 able public policy; and

6 Whereas local, state and federal cooperation and coordination should be encouraged in order to  
7 provide financial support for water use measurement and reporting; now, therefore,

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

9 **SECTION 1. Section 2 of this 2005 Act is added to and made a part of ORS chapter 536.**

10 **SECTION 2. (1) As used in this section, "water user" means any person who:**

11 **(a) Holds a water right permit issued under ORS 537.211 or a water right certificate is-**  
12 **sued under ORS 537.250;**

13 **(b) Holds a reservoir permit issued under ORS 537.400 or a reservoir certificate issued**  
14 **under ORS 537.407, or who stores water in a reservoir otherwise exempt under ORS 537.405;**

15 **(c) Holds a ground water permit issued under ORS 537.625 or a ground water certificate**  
16 **issued under ORS 537.630;**

17 **(d) Uses water pursuant to a registration statement filed under ORS 539.240 or holds a**  
18 **water right certificate issued under ORS 539.140;**

19 **(e) Uses water under a limited license issued under ORS 537.143; or**

20 **(f) Uses water otherwise exempt under ORS 537.545.**

21 **(2) In addition to a requirement to measure the amount of water used imposed pursuant**  
22 **to ORS 390.835, 537.099 or 540.435, all water users shall install water measurement devices**  
23 **that provide for measurement of the amount of water withdrawn or stored at the point of**  
24 **diversion and that allow for the determination of the rate and duty of water appropriated.**

25 **(3) Any water user required to install a water measurement device under this section**  
26 **shall maintain the device in good working order for the period of water use.**

27 **(4) The Water Resources Commission may require any water user or group of water us-**  
28 **ers to report water use measurements pursuant to a schedule established by rule by the**  
29 **commission.**  
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**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.

