



Senate Bill 1602: An ODF Summary

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Today's Presentation

- SB 1602 Background
- Stream and Water Protection
- Communications - FERNS
- Other Provisions
- Future FPA Updates



SB 1602 Background



STATE OF OREGON
Office of the Governor
KATE BROWN

NEWS RELEASE

February 10, 2020

Media Contact:
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**Governor Kate Brown Brokers
Unprecedented Agreement Between Timber
and Environmental Groups**

The memorandum of understanding will chart a new path for science-based forest management in Oregon

(Salem, OR) — Governor Kate Brown today announced a historic agreement between representatives from the state's forest industry and major environmental groups to chart a

SB 1602 Background



80th OREGON LEGISLATIVE ASSEMBLY--2020 Special Session

A-Engrossed Senate Bill 1602

Ordered by the Senate June 24
Including Senate Amendments dated June 24

Sponsored by Senator COURTNEY (at the request of Joint Committee on the First Special Session of 2020)

SUMMARY

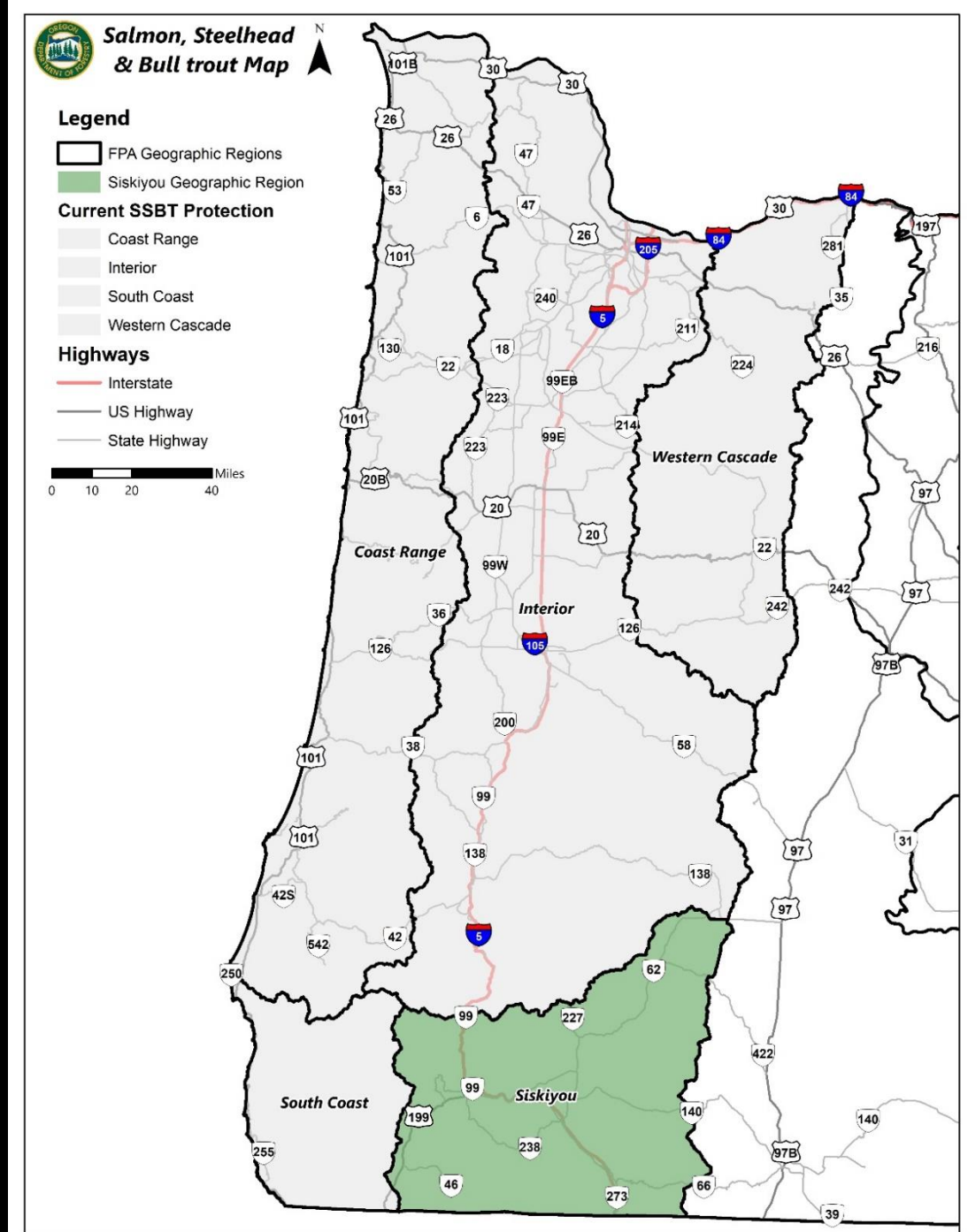
The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Requires Governor to facilitate mediation sessions between forest industry and environmental interest representatives. Identifies purposes and completion goal for, and provides for confidentiality of, mediation sessions. Requires joint legislative committee hearing during 2021 regular session regarding mediation process.

Allows person to register with State Forestry Department to receive notice of pesticide appli-

Stream and Water Protection

- SSBT streams (Salmon, steelhead, and bull trout)
 - Wider harvest buffers
 - Effective in rest of western Oregon July 1, 2017
 - SB directed rule-making to extend to Siskiyou Georegion
 - Takes effect in Siskiyou January 1, 2021



Stream and Water Protection



- Helicopter spray buffers - streams
 - Type “F” and Type “D” streams - the wider of:
 - 75 feet
 - RMA width
 - Type “N” streams w/ surface water: 50 feet
 - Takes effect statewide January 1, 2021



Stream and Water Protection

- Helicopter spray buffers - water intakes
 - Applies to “water uses qualifying for a spray buffer”
 - Domestic use
 - Watering $\leq \frac{1}{2}$ acre of lawn or non-commercial garden
 - Livestock watering
 - Community water systems, inc. commercial and industrial use
 - 300 feet
 - Takes effect statewide when FERNS is ready



Stream and Water Protection



- Helicopter spray buffers - schools and dwellings
 - Applies to schools and inhabited dwellings
 - 300 feet from:
 - Edge of dwelling structure
 - Boundary of school campus tax lot
 - Landowner or school board may waive
 - Takes effect January 1, 2021



Communications - FERNS



- Upcoming features:
 - 90-day spray window
 - Communication to neighbors from operators
 - Next-day announcement
 - Completion reporting
- Neighbors must register
 - Tax lot/residence
 - Water intake
- Automatic w/in 1 mile



Communications - FERNS



- Legislature provided funding
- FERNS construction underway, complete mid-2021
- Fines for failing to make next-day announcement or report completion
- No changes for ground-based or other aerial methods



Other Provisions



- Fine for interference with helicopter application
- Records requests via PARC
 - Accept requests for daily spray records and GIS flight data:
 - Health provider
 - State government agency
 - Law enforcement
 - PARC requests records/data from applicator
 - Deadlines to fulfill requests
 - Fine for failure to provide
- Effective July 7, 2020



Future FPA Updates



- Governor-mediated sessions - forest industry + environmental interests
- Goal: Updates to FPA/rules to achieve HCP or similar for aquatic/riparian species
- Progress report during 2021 legislature
- Complete sessions by January 7, 2022

Questions?



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