

House Bill 3091

Sponsored by Representative LEVY E (Presession filed.)

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**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: This Act tells the DEQ to make clear rules about its permits and to expedite permits if it misses a deadline. (Flesch Readability Score: 72.7).

Requires the Department of Environmental Quality to establish clear administrative rules and internal directives with respect to permits or authorizations issued by the department. Prohibits the department from requiring applicants for a permit or authorization to comply with requirements not in effect at the time of application, subject to exceptions. Requires the department to expedite an application for a permit or authorization if the established deadline for final action has been missed.

A BILL FOR AN ACT

1
2 Relating to the Department of Environmental Quality.

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

4 **SECTION 1. Section 2 of this 2025 Act is added to and made a part of ORS chapter 468.**

5 **SECTION 2. (1) With respect to any permit issued pursuant to ORS 468.065 or any other**
6 **permit or authorization issued pursuant to ORS chapters 448, 453, 454, 459, 459A, 465, 466,**
7 **467, 468, 468A and 468B and ORS 475.405 to 475.495, the Department of Environmental Quality:**

8 (a) **Shall establish and maintain clear administrative rules, informal guidance and inter-**
9 **nal agency directives for each type of permit or authorization.**

10 (b)(A) **Except as provided in subparagraph (B) of this paragraph, may not impose as a**
11 **condition of a permit or authorization, or otherwise require an applicant for a permit or**
12 **authorization to comply with, any requirement not in effect at the time the applicant applied**
13 **for the permit or authorization.**

14 (B) **Subparagraph (A) of this paragraph does not apply to requirements necessary to**
15 **comply with:**

16 (i) **An Act of the Legislative Assembly; or**

17 (ii) **Any requirement imposed by federal law.**

18 (c) **Shall establish, maintain and make publicly available a deadline for final action on an**
19 **application for each type of permit or authorization.**

20 (2) **If the department fails to meet a deadline established under subsection (1)(c) of this**
21 **section, the department shall expedite the application for which the deadline has been**
22 **missed. Expedition may include, but need not be limited to, entering into an agreement with**
23 **the applicant under ORS 468.073.**
24

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.