

Proposed Rule Revision Tracker

Division 14 – CERTIFIED WATER RIGHT EXAMINERS

Section / Version comment	Issue	Response/Modified Language	Status / Version change made in
Title 9/2	OWRD - Title doesn't reflect rule content	OWRD POST RAC: added Preparation of Claims of Beneficial Use to title	Complete. Change made. v2 draft.
690-014-0005(1) 9/2	OWRD: Other rule divisions describe mapping requirements that are not listed here.	OWRD POST RAC: Added to the list of key applicable rules, plus added other rules of the Commission in case a division was missed.	Complete Change made. v2 draft.
690-014-0020(12) 9/2	OWRD – The definition of “pump test” should point to the definition at 690-217-0010 and not the requirements for pump test at 690-217-0020, as proposed.	OWRD POST RAC: Change 690-217-0020 to 0010 to properly reference the pump test definition.	Complete Change made. v2 draft.
690-014 9/2 draft	RACM - Can the Department require more precise location data (latitude/ longitude) for all points of diversion and appropriation any time a water rights was updated.	POST RAC: We are proposing for the Div 305 mapping standards to apply to processes to change a water right in Divisions 18, 325, 380, and 382. The Division 305 rules would allow lat/long as an option among other options (see OAR 690-305-0010(3)(h): “The locations may be shown by distance and bearing, by coordinates (distance north or south and distance east or west from the corner), or by latitude and longitude as established by a global positioning system accurate to within ten feet”).	Complete. No change made to division 14. This comment has been moved to division 305 and will be discussed there.
690-014-0030 9/2 draft	OWRD staff identified that this rule required updating. The rule implies that these are the only types of transactions requiring a CWRE, which is not correct. Not all transfers require a CWRE to prepare the map	This rule amendment corrects the language related to water user to mean water right holder, and removes the map of a transfer application as that is already required by respective transfer rules. Changes make it clear that a CWRE is required for claims of beneficial use for transfers and permits, and also specify that other rules may	Complete. Change made. v2 draft.

		require a CWRE to prepare other types of documents.	
690-014-0050(3) 9/2 draft	OWRD Staff: There was a desire note that CWRE could electronically sign. Would prefer to have this clear in one rule instead of repeating in all rules.	POST RAC - WRD proposes modifying OAR 690-014-0050(3) to reflect OSBEELS rules regarding digital seal and signature to apply to ANY document required of CWRE. Change made. Also clarifies maps are included.	Complete. Change made. v2 draft.
690-014-0090 9/2 draft	OWRD identified need to refer to new division 305 and that only applicable laws should apply.	This rule amendment clarifies that only applicable provisions of laws listed apply, and that Division 305 is now governing maps.	Complete. Change made. v2 draft.
690-014-0100 (1)(k) - 9/2 draft	WRD staff- List includes just the pump test, but that is not consistent with (12).	POST RAC: Added: "documentation as specified in subsection 12 of this rule"	Complete. Change made. v2 draft.
690-014-0170 General - 9/2 draft	RACM - addition of the requirement of a CWRE stamp and signature and allowing for electronic submission provided the signature is original.	POS RAC - WRD proposes modifying OAR 690-014-0050(3) to reflect OSBEELS rules regarding digital seal and signature. And apply acceptance to any document prepared by CWRE, including maps. Change made.	Complete. Change made. v2 draft.
690-014-0170 - 9/ draft	RACM - adding "...shall be prepared and submitted by a CWRE..." mimicking language in -0010.	Added "by a CWRE"	Complete. Change made. v2 draft.