



**Oregon**  
Department  
of Agriculture

# Agricultural Channel Maintenance ORS 196.906 – 196.919 (HB 2437)

**Board of Agriculture  
February 12, 2020**



## House Bill 2437: Legislative Intent

- It is in the state's interest to ...
  - Simplify the regulatory process
  - Improve awareness and compliance
  - Allow channel maintenance in a manner that protects, maintains, or improves ecological function



## What Does HB 2437 Do?

- **Increases sediment removal limits**
- **Biennial Report to Legislature**
- **OSU Study of Impacts**
- **Adaptive Management**



# What Does HB 2437 Do?

## What Channels Qualify?

- Dry Ag Channels
  - Actual ditches
  - Certain intermittent streams
    - “Traditionally maintained”
    - “Serviceable” in past 5 years
  - Non ESH Streams
    - Maps available on DSL website



## What Does HB 2437 Do?

- **Adds to DSL Statute (Removal/Fill)**
- **Creates Notification Process at ODA**
  - **Replaces DSL Permit Process**
- **Required MOU further defines roles for DSL, ODA, ODFW**



## What Does HB 2437 Do?

- **Mandatory conditions**
- **Allows ODA, ODFW, DSL to add conditions**
- **Provides Notice Review Process**
- **Provides ODA & ODFW site visits**



## What Does HB 2437 Do?

- **Education and Outreach**
  - **Directs ODA and DSL to provide education “... in coordination with Soil and Water Conservation Districts ...”**



## What Does HB 2437 Do?

- **Compliance and Enforcement**
  - ODA has compliance authority
    - ODA Administrative Rules
  - DSL has enforcement authority
    - DSL Removal/Fill law