

OREGON



WATER RESOURCES  
DEPARTMENT

# Well Construction Rulemaking

**Oregon Water Resources Department**

**Rules Advisory Committee Meeting**

**November 02, 2023**

# Meeting Agenda

Schedule	Topic	Lead/Presenter
2:00-2:10 pm	Welcome and Introductions	Annette Liebe
2:10-2:15 pm	Agenda Review and Committee Guidelines	Annette Liebe
2:15-2:25 pm	Overview of HB 3343 <ul style="list-style-type: none"> <li>• Divisions 205 and 240</li> </ul>	Kris Byrd
2:25-2:35 pm	Draft Rules Review <ul style="list-style-type: none"> <li>• Divisions 205 and 240</li> </ul>	Kris Byrd
2:35-2:55 pm	Review Statement of Need and Fiscal Impact; Review Racial Equity Statement	Kris Byrd
2:55-3:00 pm	Public Comment	Annette Liebe
3:00-3:10 pm	Wrap-up & Next Steps	Annette Liebe

# Please Remember To

- Treat others respectfully
- Remain “muted” when not speaking
- Use the “raise hand” feature to indicate you would like to speak
- Hold your questions/comments until the end of the presentation

# Overview of Rulemaking Process



Draft Rules & Statement of Need/Fiscal Impact



Rulemaking Advisory Committee (RAC)



Notice of Proposed Rulemaking



Public Comment Period & Hearing(s)



Staff Recommendation & Commission Decision

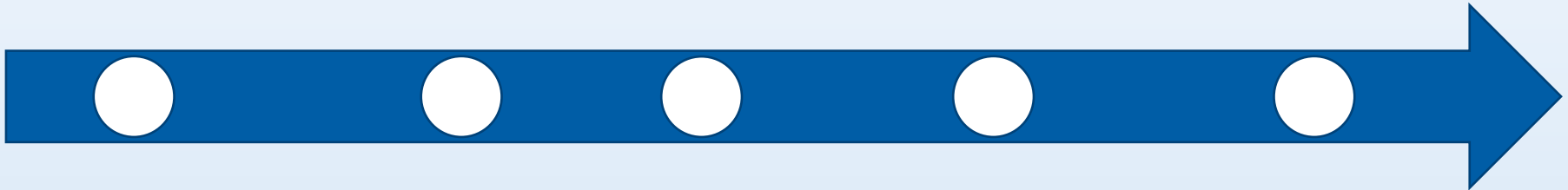
# Rulemaking Timeline

## RAC Meeting

Input on Draft Rules,  
Statement of Need,  
Fiscal Impact, and  
Racial Equity  
Statement  
**Nov 02, 2023**

**Review Comments;**  
Revise Draft Rules;  
Develop WRC  
Report  
**Jan 12 – Feb 25**

**Effective Date**  
of Final Rules  
**April 1, 2024**



**OR Bulletin**  
**Notice;** Public  
Comment Period  
& Public Hearing  
**Dec 1 – Jan 11**

**WRC Meeting Decision**  
on Draft Rule Adoption  
**Mar 14 - 15**

# RAC Operating Guidelines

## RAC Role

- Attend and participate in meeting
- Provide information/recommendations regarding draft rules, potential fiscal impacts, statement of need, racial equity

## OWRD Role

- Facilitate meeting
- Provide technical support and subject matter expertise
- Foster collaboration and consensus building



# House Bill 3343 (2023)



# Why is Rulemaking Needed?

## Implement HB 3343 (2023)

Modifies qualifications for water well constructor's license.

Provides that the Department can determine which types of wells require evidence of welding proficiency in order to issue a drillers license.

## ORS 537.747(3)(e)

Provides evidence that the person has completed an arc welding training course from a community college, received a professional welding certification, passed a welding proficiency test or otherwise completed professional welding training, **if the evidence is required under rules adopted by the Water Resources Commission that are based on the type of well for which the water well constructor is qualified.**

## Purpose of Rulemaking

The Department is using its discretion to remove the welding proficiency requirement for monitoring well license applicants.





# Draft Rules

## Divisions 205 and 240

## Water Supply Well Constructor Licensing

- 690-205-0020 Water Supply Well Constructor's License, Experience Requirements, Trainee Card and Temporary Authorization

## Summary

- Update to remove welding proficiency waiver for water supply well constructor license applicants that currently hold a monitoring well constructors license.

## ***Statutory Authority (Oregon Revised Statutes, ORS)***

- *Oregon Revised Statute (ORS) 537.747: Water well constructor's license; rules; fees*
- *ORS 537.505-537.795: Appropriation of Water Generally (Groundwater)*

## Monitoring Well Constructor Licensing

- 690-240-0065 Monitoring Well Constructor License, Experience Requirements, Trainee Card and Temporary Authorization

## Summary

- Remove requirement to provide evidence of welding proficiency to obtain a monitoring well constructors license.

## *Statutory Authority*

- *Oregon Revised Statute (ORS) 537.747: Water well constructor's license; rules; fees*
- *ORS 537.505-537.795: Appropriation of Water Generally (Groundwater)*

The background features a stylized landscape. The top portion shows brown mountains with white snow-capped peaks under a light blue sky with a large white cloud. The middle section is a solid blue horizontal band. The bottom section shows rolling green hills with light tan outlines.

# Public Comment



# Wrap Up/Next Steps

## **Email Rules Coordinator** ([kelly.a.meinz@water.oregon.gov](mailto:kelly.a.meinz@water.oregon.gov))

- Any questions about the rules process

## **Next Steps**

- Public comment period:
  - 12/1/2023 to 1/11/2024
- Public Hearing in Salem (Hybrid):
  - 1/4/2024 (2:00 pm – 3:00 pm)

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