HOUSE AMENDMENTS TO
HOUSE BILL 2136

By COMMITTEE ON HEALTH CARE

April 17

1   On page 1 of the printed bill, line 3, delete "180.205 and".

2   Delete lines 5 through 28 and delete page 2 and insert:

3   "**SECTION 1.** ORS 293.537 is amended to read:

4   "293.537. (1) The Tobacco Settlement Funds Account is established as an account in the General

5 Fund. Except as provided in section 2, chapter 11, Oregon Laws 2003, the account shall consist of

6 all moneys paid to this state under the Master Settlement Agreement of 1998.

7   "(2) Before July 1 of each odd-numbered year, the Department of Justice shall submit for ap-

8 proval to the Oregon Department of Administrative Services the estimated costs that will be in-

9 curred by the Department of Justice in the subsequent biennium in enforcing the provisions of ORS

10 180.400 to 180.455, 323.106 and 323.806. On July 1 of each odd-numbered year, a sum equal to the

11 amount approved by the Oregon Department of Administrative Services shall be transferred from the

12 Tobacco Settlement Funds Account to the Tobacco Enforcement Fund established under ORS

13 180.205. If the Department of Justice determines during a biennium that it needs funds for purposes

14 described in this subsection in addition to the amount approved by the Oregon Department of Ad-

15 ministrative Services, the Department of Justice may request transfer of additional moneys from the

16 Tobacco Settlement Funds Account and the additional amount approved by the Oregon Department

17 of Administrative Services shall be transferred to the Tobacco Enforcement Fund.

18   "**(3) Before July 1 of each odd-numbered year, the Oregon Department of Administrative**

19 **Services, as directed by the State Treasurer, shall determine the amounts that are required**

20 **to be transferred to the Oregon Opportunity Fund, the Oregon Health and Science University**

21 **Bond Fund and the Oregon Health and Science University Bond Administrative Fund in the**

22 **subsequent biennium for the purposes described in sections 12, 14 and 16, chapter 921, Oregon**

23 **Laws 2001. On July 1 of each odd-numbered year, an amount equal to the amount determined**

24 **by the Oregon Department of Administrative Services shall be transferred from the Tobacco**

25 **Settlement Funds Account to the Oregon Opportunity Fund, the Oregon Health and Science**

26 **University Bond Fund and the Oregon Health and Science University Bond Administrative**

27 **Fund described in sections 12, 14 and 16, chapter 921, Oregon Laws 2001.**

28   "[*(3)*] **(4)** Except as provided in [*subsection (2)*] **subsections (2) and (3)** of this section, all mon-

29 eys in the Tobacco Settlement Funds Account are continuously appropriated to the Oregon Depart-

30 ment of Administrative Services [*to be expended as directed by the Legislative Assembly*].

31   "**(5) Following the transfers of moneys described in subsections (2) and (3) of this section,**

32 **the Oregon Department of Administrative Services shall transfer the remaining moneys in**

33 **the Tobacco Settlement Funds Account as follows:**

34   "**(a) Ninety percent of the moneys paid each calendar year to this state under the Master**

35 **Settlement Agreement of 1998 shall be transferred to the Oregon Health Authority Fund es-**

1   **tablished under ORS 413.101 and credited to an account within the fund designated by the**
2   **Oregon Health Authority. Moneys in the account are continuously appropriated to the au-**
3   **thority for the purpose of funding health care initiatives.**

4   **"(b) Ten percent of the moneys paid each calendar year to this state under the Master**
5   **Settlement Agreement of 1998 shall be transferred to the Tobacco Use Reduction Account**
6   **established under ORS 431.832.**

7   "[*(4)*] **(6)** All moneys in the Tobacco Settlement Funds Account shall be invested as provided in
8   ORS 293.701 to 293.790.

9   "<u>**SECTION 2.**</u> **The amendments to ORS 293.537 by section 1 of this 2013 Act apply to**
10   **moneys received by this state under the Master Settlement Agreement of 1998 on or after**
11   **January 1, 2014.**

12   "<u>**SECTION 3.**</u> **This 2013 Act being necessary for the immediate preservation of the public**
13   **peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect**
14   **on its passage.".**

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