

B-Engrossed
House Bill 2266

Ordered by the Senate May 5
Including House Amendments dated March 9 and Senate Amendments
dated May 5

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Governor Kate Brown for State Department of Fish and Wildlife)

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.

Allows unexpended and unobligated balance in Oregon Hatchery Research Center Fund to remain in fund.

Repeals January 2, 2027, sunset on Hatchery Construction Fund.

Requires, upon January 2, 2027, sunset of Oregon Hatchery Research Center Fund, transfer of unexpended and unobligated moneys in Oregon Hatchery Research Center Fund to Hatchery Construction Fund.

Allows State Department of Fish and Wildlife to receive gifts, grants, bequests, endowments or donations for deposit in Hatchery Construction Fund.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to fish hatchery funding; amending sections 1, 2 and 8, chapter 734, Oregon Laws 2015; and
3 declaring an emergency.

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

5 **SECTION 1.** Section 1, chapter 734, Oregon Laws 2015, is amended to read:

6 **Sec. 1.** (1) The Oregon Hatchery Research Center Fund is established in the State Treasury,
7 separate and distinct from the General Fund. Interest earned by the Oregon Hatchery Research
8 Center Fund shall be credited to the fund. Moneys in the fund are continuously appropriated to the
9 State Department of Fish and Wildlife. The fund shall consist of:

10 (a) All moneys received from the surcharge on angling licenses imposed by section 3 *[of this 2015*
11 *Act]*, **chapter 734, Oregon Laws 2015**; and

12 (b) All moneys received from the ad valorem fee imposed by section 4 *[of this 2015 Act]*, **chapter**
13 **734, Oregon Laws 2015**.

14 (2) *[Except as provided in subsection (3) of this section,]* Moneys in the fund may be expended only
15 on research projects recommended by the Oregon Hatchery Research Center Board.

16 *[(3) Any unexpended and unobligated balance in the Oregon Hatchery Research Center Fund as*
17 *calculated on July 1 of each year shall be transferred to the Hatchery Construction Fund.]*

18 **SECTION 2.** Section 2, chapter 734, Oregon Laws 2015, is amended to read:

19 **Sec. 2.** The Hatchery Construction Fund is established in the State Treasury, separate and dis-
20 tinct from the General Fund. Interest earned by the Hatchery Construction Fund shall be credited
21 to the fund. Moneys in the fund are continuously appropriated to the State Department of Fish and
22 Wildlife. The fund shall consist of *[moneys transferred to the fund under section 1 of this 2015 Act*
23 *and]* any moneys *[transferred]* **appropriated** to the fund by the Legislative Assembly **and moneys**

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.

1 **received by the department for the purposes established in this section in the form of gifts,**
2 **grants, bequests, endowments or donations.** Moneys in the fund may be expended only to im-
3 prove, upgrade or replace current coastal hatchery facilities in order to incorporate new technolo-
4 gies [*or to make physical improvements to the hatchery facilities*].

5 **SECTION 3.** Section 8, chapter 734, Oregon Laws 2015, as amended by section 53, chapter 779,
6 Oregon Laws 2015, is amended to read:

7 **Sec. 8.** (1)(a) Sections [1, 2,] 4 and 7, chapter 734, Oregon Laws 2015, are repealed on January
8 2, 2027.

9 (b) Section 3, chapter 734, Oregon Laws 2015, as amended by section 52 [*of this 2015 Act*],
10 **chapter 779, Oregon Laws 2015,** is repealed on January 2, 2027.

11 **(c) Section 1, chapter 734, Oregon Laws 2015, as amended by section 1 of this 2017 Act,**
12 **is repealed on January 2, 2027.**

13 (2) Any balance in the Oregon Hatchery Research Center Fund that is unexpended and unobli-
14 gated on the date of the repeal of section 1, chapter 734, Oregon Laws 2015, and all moneys that
15 would have been deposited in the Oregon Hatchery Research Center Fund had section 1, chapter
16 734, Oregon Laws 2015, remained in effect, shall be transferred to and deposited in [*the Fish*
17 *Endowment Subaccount in the Fish and Wildlife Account, and are appropriated for expenditure as in*
18 *the case of other moneys in the Fish Endowment Subaccount*] **the Hatchery Construction Fund, and**
19 **are appropriated for expenditure as in the case of other moneys in the Hatchery Con-**
20 **struction Fund.**

21 [*(3) Any balance in the Hatchery Construction Fund that is unexpended and unobligated on the*
22 *date of the repeal of section 2, chapter 734, Oregon Laws 2015, and all moneys that would have been*
23 *deposited in the Hatchery Construction Fund had section 2, chapter 734, Oregon Laws 2015, remained*
24 *in effect, shall be transferred to and deposited in the Fish Endowment Subaccount in the Fish and*
25 *Wildlife Account, and are appropriated for expenditure as in the case of other moneys in the Fish*
26 *Endowment Subaccount.*]

27 **SECTION 4.** This 2017 Act being necessary for the immediate preservation of the public
28 **peace, health and safety, an emergency is declared to exist, and this 2017 Act takes effect**
29 **on its passage.**

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