

## SENATE AMENDMENTS TO A-ENGROSSED HOUSE BILL 2748

By COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

May 5

1 On page 1 of the printed A-engrossed bill, delete lines 5 through 23 and insert:

2 “**SECTION 1.** ORS 468A.490 is amended to read:

3 “468A.490. (1) There is established within the State Treasury a fund known as the Residential  
4 Solid Fuel Heating Air Quality Improvement Fund, separate and distinct from the General Fund.

5 “(2) All moneys appropriated or received [*as gifts or grants for the purposes of this section*] **from**  
6 **any source, public or private, for the purpose of reducing the emission of air contaminants**  
7 **from solid fuel burning devices** shall be credited to the Residential Solid Fuel Heating Air Quality  
8 Improvement Fund.

9 “(3) The State Treasurer may invest and reinvest the moneys in the fund as provided in ORS  
10 293.701 to 293.857. Interest from the moneys deposited in the fund and earnings from investment of  
11 the moneys in the fund shall accrue to the fund.

12 “(4) All moneys in the fund are continuously appropriated to the Department of Environmental  
13 Quality to:

14 “(a) Pay all costs incurred by the department for evaluating projects and programs, including  
15 projects and programs proposed by local communities or qualifying organizations, for project man-  
16 agement and oversight of funds awarded for projects and programs selected in accordance with this  
17 section and for documenting the benefit to air quality from such projects;

18 “(b) Fund the [*program*] **programs** established under [*subsection (5)*] **subsections (5) and (6)** of  
19 this section;

20 “(c) Fund activities to enhance enforcement of ORS 468A.460 to 468A.515;

21 “(d) Fund public education programs related to compliance with ORS 468A.460 to 468A.515;  
22 [*and*]

23 “(e) Fund public education programs related to the benefits of the use of solid fuel burning de-  
24 vices certified pursuant to ORS 468A.460 to 468A.515[.]; **and**

25 “**(f) Fund programs for replacing or removing solid fuel burning devices that are not**  
26 **certified by the department pursuant to ORS 468A.465.**

27 “(5) The department shall use moneys available under subsection (4) of this section to establish  
28 a program designed to reduce the emission of air contaminants by providing grants, loans, **rebates**  
29 or other subsidies for the replacement or removal of solid fuel burning devices that were not certi-  
30 fied by the department pursuant to ORS 468A.465. In addition to any other requirements established  
31 by rules adopted by the Environmental Quality Commission, the program shall provide that:

32 “(a) [*All*] Forms of new high-efficiency, low air contaminant-emitting heating systems are al-  
33 lowed, [*except vent-free heating appliances*] **as determined by the department;**

34 “(b) Any solid fuel burning device removed under the program must be destroyed;

35 “(c) Any replacement device selected under the program must be installed in conformance with

1 building code requirements and the manufacturer's specifications including but not limited to vent-  
2 ing specifications; and

3 "(d) To be eligible, program participants shall participate in any home energy audit program  
4 provided at no charge to the homeowner and shall obtain all information available regarding subsi-  
5 dies for cost-effective weatherization. The department shall make the information required in this  
6 subsection readily available to program participants.

7 "**(6) The department shall use moneys available under subsection (4) of this section to**  
8 **establish a program designed to reduce the emission of air contaminants from solid fuel**  
9 **burning devices by providing grants, loans, rebates or other subsidies to make dry wood or**  
10 **cleaner fuel available to communities or individuals.**

11 "**(7) In establishing the programs pursuant to subsections (5) and (6) of this section, the**  
12 **department shall prioritize allocating grants, loans, rebates or other subsidies within:**

13 "**(a) Nonattainment areas in this state that do not attain compliance with the standards**  
14 **for particulate matter established by the commission pursuant to ORS 468A.025; and**

15 "**(b) Areas in this state that the department determines are at substantial risk of being**  
16 **designated nonattainment areas due to particulate matter emissions.**

17 "[~~(6)~~] **(8)** The department may:

18 "**(a)** Enter into an agreement with a local government or a regional authority in order to im-  
19 plement the program established under subsection (5) of this section[.]; **and**

20 "**(b)** Enter into an agreement with a local government in order to implement the program  
21 established under subsection (6) of this section."

22 On page 2, delete lines 1 through 29.

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