

Requested by Representative SANCHEZ

**PROPOSED AMENDMENTS TO
HOUSE BILL 4149**

1 In line 2 of the printed bill, after the semicolon insert “creating new
2 provisions; amending ORS 430.223 and 471.810;”.

3 After line 7, insert:

4 **“SECTION 2.** ORS 471.810 is amended to read:

5 “471.810. (1) At the end of each month, the Oregon Liquor Control Com-
6 mission shall certify the amount of moneys available for distribution in the
7 Oregon Liquor Control Commission Account and, after withholding such
8 moneys as it may deem necessary to pay its outstanding obligations, shall
9 within 35 days of the month for which a distribution is made direct the State
10 Treasurer to **transfer amounts in accordance with subsection (2) of this**
11 **section and** pay the **remaining** amounts [*due*], upon warrants drawn by the
12 Oregon Department of Administrative Services, as follows:

13 “(a) Fifty-six percent, or the amount remaining after the distribution un-
14 der subsection (4) of this section, credited to the General Fund available for
15 general governmental purposes wherein it shall be considered as revenue
16 during the quarter immediately preceding receipt;

17 “(b) Twenty percent to the cities of the state in such shares as the pop-
18 ulation of each city bears to the population of the cities of the state, as de-
19 termined by Portland State University last preceding such apportionment,
20 under ORS 190.510 to 190.610;

21 “(c) Ten percent to counties in such shares as their respective populations

1 bear to the total population of the state, as estimated from time to time by
2 Portland State University; and

3 “(d) Fourteen percent to the cities of the state to be distributed as pro-
4 vided in ORS 221.770 and this section.

5 “(2) The commission shall direct the Oregon Department of Administra-
6 tive Services to transfer:

7 “(a) 50 percent of the revenues from the taxes imposed by ORS 473.030
8 and 473.035 to the Mental Health Alcoholism and Drug Services Account in
9 the General Fund to be paid monthly as provided in ORS 430.380; and

10 “(b) **\$10 million to the Oregon Health Authority for carrying out the**
11 **comprehensive addiction, prevention, treatment and recovery plan**
12 **developed by the Alcohol and Drug Policy Commission under ORS**
13 **430.223.**

14 “(3) If the amount of revenues received from the taxes imposed by ORS
15 473.030 for the preceding month was reduced as a result of credits claimed
16 under ORS 473.047, the commission shall compute the difference between the
17 amounts paid or transferred as described in subsections (1)(b), (c) and (d) and
18 (2) of this section and the amounts that would have been paid or transferred
19 under subsections (1)(b), (c) and (d) and (2) of this section if no credits had
20 been claimed. The commission shall direct the Oregon Department of Ad-
21 ministrative Services to pay or transfer amounts equal to the differences
22 computed for subsections (1)(b), (c) and (d) and (2) of this section from the
23 General Fund to the recipients or accounts described in subsections (1)(b),
24 (c) and (d) and (2) of this section.

25 “(4)(a) Notwithstanding subsection (1) of this section, no city or county
26 shall receive for any fiscal year an amount less than the amount distributed
27 to the city or county in accordance with ORS 471.350 (1965 Replacement
28 Part), 471.810, 473.190 and 473.210 (1965 Replacement Part) during the
29 1966-1967 fiscal year unless the city or county had a decline in population
30 as shown by its census. If the population declined, the per capita distribution

1 to the city or county shall be not less than the total per capita distribution
2 during the 1966-1967 fiscal year. Any additional funds required to maintain
3 the level of distribution under this subsection shall be paid from funds
4 credited under subsection (1)(a) of this section.

5 **“(b) If the transfer of \$10 million to the authority under subsection**
6 **(2) of this section will prevent a city or county from receiving the**
7 **amount due under this subsection, the \$10 million shall be reduced by**
8 **the amount necessary to pay the amounts due under this subsection.**

9 “(5) Notwithstanding subsection (1) of this section, amounts to be dis-
10 tributed from the Oregon Liquor Control Commission Account that are at-
11 tributable to a per bottle surcharge imposed by the Oregon Liquor Control
12 Commission, shall be credited to the General Fund.

13 **“SECTION 3.** ORS 430.223 is amended to read:

14 “430.223. (1) For purposes of this section, ‘program’ means a state, local
15 or tribal alcohol and drug abuse prevention and treatment program.

16 “(2) The Alcohol and Drug Policy Commission established under ORS
17 430.221 shall develop a comprehensive addiction, prevention, treatment and
18 recovery plan for this state. The plan must include, but is not limited to,
19 recommendations regarding:

20 “(a) Capacity, type and utilization of programs;

21 “(b) Methods to assess the effectiveness and performance of programs;

22 “(c) The best use of existing programs;

23 “(d) Budget policy priorities for participating state agencies;

24 “(e) Standards for licensing programs;

25 “(f) Minimum standards for contracting for, providing and coordinating
26 alcohol and drug abuse prevention and treatment services among programs
27 that use federal, private or state funds administered by the state; and

28 “(g) The most effective and efficient use of participating state agency re-
29 sources to support programs.

30 **“(3) In developing the plan, the commission shall conduct an in-**

1 **ventory of the program resources in this state, including the ge-**
2 **ographic distribution of the resources, to determine the level and**
3 **distribution of resources necessary to move forward with the compre-**
4 **hensive plan.**

5 “[3] (4) The commission shall **conduct the inventory and mapping**
6 **under subsection (3) of this section and** review and update the plan de-
7 veloped under subsection (2) of this section no later than July 1 of each
8 even-numbered year, beginning July 1, 2020.

9 “[4] (5) The commission may:

10 “(a) Conduct studies related to the duties of the commission in collab-
11 oration with other state agencies;

12 “(b) Apply for and receive gifts and grants for public and private sources;
13 and

14 “(c) Use funds received by the commission to carry out the purposes of
15 ORS 430.220 and 430.221 and this section.

16 “[5] (6) All state and local agencies shall assist the commission in de-
17 veloping the comprehensive addiction, prevention, treatment and recovery
18 plan.

19 “[6] (7) The commission may adopt rules to carry out its duties under
20 this section.

21 **“SECTION 4.** ORS 430.223, as amended by section 7, chapter 44, Oregon
22 Laws 2018, and section 3, chapter 54, Oregon Laws 2019, is amended to read:

23 “430.223. (1) For purposes of this section, ‘program’ means a state, local
24 or tribal alcohol and drug abuse prevention and treatment program.

25 “(2) The Alcohol and Drug Policy Commission established under ORS
26 430.221 shall develop a comprehensive addiction, prevention, treatment and
27 recovery plan for this state. The plan must include, but is not limited to,
28 recommendations regarding:

29 “(a) Capacity, type and utilization of programs;

30 “(b) Methods to assess the effectiveness and performance of programs;

1 “(c) The best use of existing programs;
2 “(d) Budget policy priorities for participating state agencies;
3 “(e) Standards for licensing programs;
4 “(f) Minimum standards for contracting for, providing and coordinating
5 alcohol and drug abuse prevention and treatment services among programs
6 that use federal, private or state funds administered by the state; and
7 “(g) The most effective and efficient use of participating state agency re-
8 sources to support programs.

9 **“(3) In developing the plan, the commission shall conduct an in-
10 ventionary of the program resources in this state, including the ge-
11 ographic distribution of the resources, to determine the level and
12 distribution of resources necessary to move forward with the compre-
13 hensive plan.**

14 “[(3)] (4) The commission shall **conduct the inventory and mapping**
15 **under subsection (3) of this section and** review and update the plan de-
16 veloped under subsection (2) of this section no later than July 1 of each
17 even-numbered year.

18 “[(4)] (5) The commission may:

19 “(a) Conduct studies related to the duties of the commission in collab-
20 oration with other state agencies;

21 “(b) Apply for and receive gifts and grants for public and private sources;
22 and

23 “(c) Use funds received by the commission to carry out the purposes of
24 ORS 430.220 and 430.221 and this section.

25 “[(5)] (6) All state and local agencies shall assist the commission in de-
26 veloping the comprehensive addiction, prevention, treatment and recovery
27 plan.

28 “[(6)] (7) The commission may adopt rules to carry out its duties under
29 this section.”.

30 In line 8, delete “2.” and insert “5.”.

1 In line 9, delete “3.” and insert “6.”.

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