

## HOUSE AMENDMENTS TO HOUSE BILL 3160

By COMMITTEE ON REVENUE

June 2

1 On page 1 of the printed bill, delete lines 6 through 27 and insert:

2 **“SECTION 2. (1) The Oregon Wildfire Preparedness and Community Protection Fund is**  
3 **established in the State Treasury, separate and distinct from the General Fund. Moneys in**  
4 **the Oregon Wildfire Preparedness and Community Protection Fund are continuously appro-**  
5 **propriated to the State Fire Marshal for the purposes specified in this section and section 3 of**  
6 **this 2021 Act.**

7 **“(2)(a) At the written request of the State Fire Marshal, the State Treasurer shall**  
8 **transfer moneys from the balance available in the Oregon Wildfire Preparedness and Com-**  
9 **munity Protection Fund on August 1 of each year to the following funds in accordance with**  
10 **the specified allocations:**

11 **“(A) Fifty percent to the State Fire Marshal Fund. The State Fire Marshal shall retain**  
12 **the transferred moneys in a special account and expend the moneys as provided in section**  
13 **3 (1) of this 2021 Act.**

14 **“(B) Twenty-five percent to the State Forestry Department Account. The State Forester**  
15 **shall retain the transferred moneys in a special subaccount and expend the moneys as pro-**  
16 **vided in section 3 (2) of this 2021 Act.**

17 **“(C) Twenty-five percent to the Watershed Conservation Grant Fund. The Oregon**  
18 **Watershed Enhancement Board shall retain the transferred moneys in a special account and**  
19 **expend the moneys as provided in section 3 (3) of this 2021 Act.**

20 **“(b) Each agency that receives a transfer of funds from the Oregon Wildfire**  
21 **Preparedness and Community Protection Fund under paragraph (a) of this subsection shall**  
22 **keep a record of the account or subaccount into which the agency deposits the transferred**  
23 **moneys, indicating the source of the transfer and the activity or program against which the**  
24 **agency charges any withdrawal. An agency may invest the moneys in the applicable account**  
25 **or subaccount described in paragraph (a)(A), (B) or (C) of this subsection in the same man-**  
26 **ner as other state moneys. The agency must credit any interest earned on investments to**  
27 **the appropriate account or subaccount.**

28 **“(c) Each agency that receives a transfer of funds from the Oregon Wildfire**  
29 **Preparedness and Community Protection Fund under paragraph (a) of this subsection may**  
30 **retain a portion of the transferred moneys to pay the agency’s costs in administering the**  
31 **account or subaccount into which the agency deposits the transferred moneys.**

32 **“(d) If moneys credited to an account or subaccount are withdrawn, transferred or oth-**  
33 **erwise used for a program other than a program or activity described in section 3 of this 2021**  
34 **Act, interest accrues at the rate specified in ORS 82.010 on the amount withdrawn from the**  
35 **date of the withdrawal until the moneys are restored.**

1       **“(3) The total amount that all agencies listed in subsection (2)(a) of this section may re-**  
2 **tain from the moneys in the Oregon Wildfire Preparedness and Community Protection Fund**  
3 **to pay costs associated with administering a fund, account, subaccount, expenditure, grant**  
4 **or program described in this section or section 3 of this 2021 Act may not exceed, in the**  
5 **aggregate, more than 10 percent of the balance of the Oregon Wildfire Preparedness and**  
6 **Community Protection Fund on August 1 of each year.**

7       **“(4) The State Fire Marshal, the Oregon Watershed Enhancement Board and the State**  
8 **Forestry Department may accept, from whatever source, gifts or grants of moneys given for**  
9 **the purposes set forth in section 3 of this 2021 Act. Each agency shall deposit any such**  
10 **moneys into the Oregon Wildfire Preparedness and Community Protection Fund. All moneys**  
11 **deposited in this manner are available for allocation as described in subsection (2)(a) of this**  
12 **section, unless the donor or grantor of the moneys specifies a condition for the use of the**  
13 **moneys, in which case the agency that received the gift or grant shall use the moneys in**  
14 **conformance with the condition the donor or grantor specified.”.**

15       On page 2, delete lines 1 through 13.

16       On page 3, delete lines 32 through 45 and delete page 4 and insert:

17       **“SECTION 4. There is appropriated to the State Fire Marshal, for the biennium beginning**  
18 **July 1, 2021, out of the General Fund, the amount of \$45,000,000 for the purpose of carrying**  
19 **out the provisions of sections 2 and 3 of this 2021 Act.”.**

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