

HOUSE AMENDMENTS TO A-ENGROSSED HOUSE BILL 2128

By JOINT COMMITTEE ON WAYS AND MEANS

June 5

- 1 On page 1 of the printed A-engrossed bill, line 2, after “ORS” insert “180.205,”.
2 In line 3, after “180.445,” insert “293.537,”.
3 On page 14, after line 15, insert:
4 “**SECTION 14.** ORS 180.205 is amended to read:
5 “180.205. (1) The Tobacco Enforcement Fund is established separate and distinct from the Gen-
6 eral Fund. The Tobacco Enforcement Fund shall consist of:
7 “(a) Moneys deposited into the fund under ORS 180.450, 180.451 and 180.491 **and section 8 of**
8 **this 2023 Act**; and
9 “(b) Moneys transferred to the fund under ORS 293.537.
10 “(2) Moneys in the Tobacco Enforcement Fund are continuously appropriated to the Department
11 of Justice for the purpose of enforcing the provisions of ORS 180.400 to 180.455, 180.465 to 180.494,
12 323.106, 323.806 and 323.810 to 323.816 **and section 8 of this 2023 Act**. Moneys in the fund are not
13 subject to allotment under ORS 291.234 to 291.260.
14 “**SECTION 15.** ORS 293.537 is amended to read:
15 “293.537. (1) The Tobacco Settlement Funds Account is established as an account in the General
16 Fund. Except as provided in section 2, chapter 11, Oregon Laws 2003, the account shall consist of
17 all moneys paid to this state under the Master Settlement Agreement of 1998.
18 “(2) Before July 1 of each odd-numbered year, the Department of Justice shall submit for ap-
19 proval to the Oregon Department of Administrative Services the estimated costs that will be in-
20 curred by the Department of Justice in the subsequent biennium in enforcing the provisions of ORS
21 180.400 to 180.455, 323.106 and 323.806 **and section 8 of this 2023 Act**. On July 1 of each odd-
22 numbered year, a sum equal to the amount approved by the Oregon Department of Administrative
23 Services shall be transferred from the Tobacco Settlement Funds Account to the Tobacco Enforce-
24 ment Fund established under ORS 180.205. If the Department of Justice determines during a
25 biennium that it needs funds for purposes described in this subsection in addition to the amount
26 approved by the Oregon Department of Administrative Services, the Department of Justice may re-
27 quest transfer of additional moneys from the Tobacco Settlement Funds Account and the additional
28 amount approved by the Oregon Department of Administrative Services shall be transferred to the
29 Tobacco Enforcement Fund.
30 “(3) Except as provided in subsection (2) of this section, all moneys in the Tobacco Settlement
31 Funds Account are continuously appropriated to the Oregon Department of Administrative Services
32 to be expended as directed by the Legislative Assembly.
33 “(4) All moneys in the Tobacco Settlement Funds Account shall be invested as provided in ORS
34 293.701 to 293.790.”
35 In line 16, delete “14” and insert “16”.

