

SENATE AMENDMENTS TO SENATE BILL 502

By COMMITTEE ON NATURAL RESOURCES

March 31

1 In line 2 of the printed bill, after “programs” insert “; declaring an emergency; and providing
2 for revenue estimate modification that requires approval by a two-thirds majority”.

3 Delete lines 4 through 9 and insert:

4 **“SECTION 1. Pursuant to Article IX, section 14 (6)(a), of the Oregon Constitution, the
5 Legislative Assembly increases the amount of the estimate of revenues that will be received
6 from revenue sources other than corporate excise or income taxes for the biennium begin-
7 ning July 1, 2021, to \$27 billion.**

8 **“SECTION 2. (1) Except as provided in subsection (2) of this section, any positive differ-
9 ence between the actual amount of revenues collected from revenue sources other than
10 corporate excise or income taxes for the biennium beginning July 1, 2021, and the estimate
11 made for that biennium pursuant to Article IX, section 14 (1), of the Oregon Constitution,
12 shall be transferred:**

13 **“(a) First, to a suspense account established in the State Treasury, to be continuously
14 appropriated to the Department of Revenue for the purpose of making the payments required
15 under section 4 of this 2023 Act; and**

16 **“(b) To the extent that amounts remain after the transfer described in paragraph (a) of
17 this subsection, to the Oregon Wildfire Mitigation and Adaptation Fund established under
18 section 3 of this 2023 Act.**

19 **“(2) If the actual amount of revenues collected from revenue sources other than corpo-
20 rate excise or income taxes for the biennium beginning July 1, 2021, exceeds the amount of
21 the estimate made in section 1 of this 2023 Act by two percent or more:**

22 **“(a) The difference between the actual amount of revenues and the estimate made in
23 section 1 of this 2023 Act shall be returned to personal income taxpayers in the manner
24 provided in ORS 291.349; and**

25 **“(b) The difference between the estimate of revenues made in section 1 of this 2023 Act
26 and the estimate made for the biennium beginning July 1, 2021, pursuant to Article IX, sec-
27 tion 14 (1), of the Oregon Constitution, shall be transferred to the Oregon Wildfire Mitigation
28 and Adaptation Fund established under section 3 of this 2023 Act.**

29 **“SECTION 3. (1) The Oregon Wildfire Mitigation and Adaptation Fund is established in
30 the State Treasury, separate and distinct from the General Fund. Interest earned by the
31 Oregon Wildfire Mitigation and Adaptation Fund shall be credited to the fund, and shall be
32 used solely for the purposes of wildfire mitigation and community adaptation to wildfire risk.
33 The principal of the fund shall be retained in the fund.**

34 **“(2) The Legislative Assembly may not appropriate moneys other than interest earned
35 by the fund from the Oregon Wildfire Mitigation and Adaptation Fund.**

1 “SECTION 4. (1) Not later than December 15, 2023, the Department of Revenue shall
2 make a payment to each taxpayer who has timely filed a full-year, resident personal income
3 tax return for the 2022 tax year. The payment under this subsection shall be \$1,000 per re-
4 turn, regardless of the type of return filed.

5 “(2) The payments required under this section shall be in lieu of any amount of surplus
6 credit otherwise required under ORS 291.349 for the biennium ending June 30, 2023, as would
7 otherwise be claimed on tax returns filed for tax years beginning during calendar year 2023.

8 “SECTION 5. This 2023 Act being necessary for the immediate preservation of the public
9 peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect
10 on its passage.”.

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