

A-Engrossed
Senate Bill 5539

Ordered by the Senate June 12
Including Senate Amendments dated June 12

Introduced and printed pursuant to House Concurrent Resolution 23 (2023) (at the request of Oregon Department of Administrative Services)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Appropriates moneys from General Fund to Oregon Watershed Enhancement Board for certain biennial expenses.

Directs board to allocate moneys from Watershed Conservation Operating Fund to various state agencies to implement Article XV, section 4b, of Oregon Constitution.

Limits biennial expenditures by board from federal funds and lottery moneys.

Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by board.

Directs board to establish by rule process for allocating available moneys in Natural Resources Subaccount of Parks and Natural Resources Fund.

Declares emergency, effective July 1, 2023.

A BILL FOR AN ACT

1
2 Relating to the financial administration of the Oregon Watershed Enhancement Board; and declaring
3 an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. There are appropriated to the Oregon Watershed Enhancement Board, for**
6 **the biennium beginning July 1, 2023, out of the General Fund, the amount of \$1,000,000 for**
7 **operations.**

8 **SECTION 1a. In addition to and not in lieu of any other appropriation, there is appro-**
9 **priated to the Oregon Watershed Enhancement Board, for the biennium beginning July 1,**
10 **2023, out of the General Fund, the amount of \$15,466,689, for the distribution of grants**
11 **specified in section 69, chapter 669, Oregon Laws 2021.**

12 **SECTION 1b. In addition to and not in lieu of any other appropriation, there is appro-**
13 **priated to the Oregon Watershed Enhancement Board, for the biennium beginning July 1,**
14 **2023, out of the General Fund, the amount of \$4,240,706, for the distribution of grants de-**
15 **scribed in section 303, chapter 110, Oregon Laws 2022, for natural resource recovery actions**
16 **in areas affected by 2021 fires.**

17 **SECTION 1c. In addition to and not in lieu of any other appropriation, there is appro-**
18 **priated to the Oregon Watershed Enhancement Board, for the biennium beginning July 1,**
19 **2023, out of the General Fund, the amount of \$3,452,949, for the distribution of grants de-**
20 **scribed in sections 19 to 23, chapter 4, Oregon Laws 2021 (second special session).**

21 **SECTION 2. Of the moneys deposited into the Watershed Conservation Operating Fund**
22 **established under ORS 541.945, the Oregon Watershed Enhancement Board shall allocate**
23 **\$9,000,385 to the Department of State Police for fish and wildlife activities to implement Ar-**

Note: For budget, see 2023-2025 Biennial Budget

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 title XV, section 4b, of the Oregon Constitution.

2 **SECTION 3.** Of the moneys deposited into the Watershed Conservation Operating Fund
3 established under ORS 541.945, the Oregon Watershed Enhancement Board shall allocate
4 \$6,818,367 to the State Department of Fish and Wildlife for activities and projects to imple-
5 ment Article XV, section 4b, of the Oregon Constitution.

6 **SECTION 4.** Of the moneys deposited into the Watershed Conservation Operating Fund
7 established under ORS 541.945, the Oregon Watershed Enhancement Board shall allocate
8 \$8,859,764 to the State Department of Agriculture for activities and projects to implement
9 Article XV, section 4b, of the Oregon Constitution.

10 **SECTION 5.** Of the moneys deposited into the Watershed Conservation Operating Fund
11 established under ORS 541.945, the Oregon Watershed Enhancement Board shall allocate
12 \$4,908,369 to the Department of Environmental Quality for activities and projects to imple-
13 ment Article XV, section 4b, of the Oregon Constitution.

14 **SECTION 6.** Notwithstanding any other law limiting expenditures, the amount of
15 \$9,228,766 is established for the biennium beginning July 1, 2023, as the maximum limit for
16 payment of expenses by the Oregon Watershed Enhancement Board from lottery moneys
17 deposited into the Watershed Conservation Operating Fund established under ORS 541.945,
18 for operating expenses, activities and projects to implement Article XV, section 4b, of the
19 Oregon Constitution.

20 **SECTION 7.** Notwithstanding any other law limiting expenditures, the following amounts
21 are established for the biennium beginning July 1, 2023, as the maximum limits for payment
22 of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but ex-
23 cluding lottery funds and federal funds, collected or received by the Oregon Watershed En-
24 hancement Board, for the following purposes:

- 25 (1) Operations..... \$ 971,210
- 26 (2) Grants..... \$ 23,190,935

27 **SECTION 8.** Notwithstanding any other law limiting expenditures, the following amounts
28 are established for the biennium beginning July 1, 2023, as the maximum limits for payment
29 of expenses from federal funds collected or received by the Oregon Watershed Enhancement
30 Board, for the following purposes:

- 31 (1) Operations..... \$ 4,377,048
- 32 (2) Grants..... \$ 52,659,999

33 **SECTION 9.** (1) The Oregon Watershed Enhancement Board shall establish by rule a
34 process for allocating on a quarterly basis available moneys in the Natural Resources Sub-
35 account of the Parks and Natural Resources Fund, established under ORS 541.942, to fulfill
36 the biennial allocations made in this 2023 Act. Except as provided in subsection (2) of this
37 section, all quarterly allocations shall be set at one-eighth of the biennial allocations.

38 (2) If, in any quarter, the moneys transferred from the Oregon State Lottery Fund to the
39 Parks and Natural Resources Fund are insufficient to pay for the quarterly allocations es-
40 tablished under subsection (1) of this section, the allocations shall be reduced proportionately
41 by amounts sufficient to accommodate the revenue shortfall.

42 **SECTION 10.** This 2023 Act being necessary for the immediate preservation of the public
43 peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect
44 July 1, 2023.