

Requested by Representative GRAYBER

**PROPOSED AMENDMENTS TO
HOUSE BILL 3484**

1 On page 1 of the printed bill, delete lines 5 through 26 and delete page
2 2 and insert:

3 **“SECTION 1. Sections 2 to 4 of this 2023 Act are added to and made**
4 **a part of ORS chapter 476.**

5 **“SECTION 2. (1)(a) The State Fire Marshal Mobilization Fund is**
6 **established in the State Treasury, separate and distinct from the**
7 **General Fund.**

8 **“(b) The State Fire Marshal Mobilization Fund consists of moneys**
9 **appropriated by the Legislative Assembly for deposit in the fund pur-**
10 **suant to section 3 of this 2023 Act, federal grant funds received by the**
11 **Department of the State Fire Marshal from the Federal Emergency**
12 **Management Agency, and other moneys appropriated, allocated, de-**
13 **posited or transferred to the fund by the Legislative Assembly or oth-**
14 **erwise.**

15 **“(c) Moneys in the fund are continuously appropriated to the de-**
16 **partment for eligible mobilization costs incurred by the department**
17 **and reimbursements pursuant to ORS 476.560.**

18 **“(d) Expenditures from the fund shall not be considered as a budget**
19 **item on which a limitation is otherwise fixed by law, but shall be in**
20 **addition to any specific biennial appropriations or amounts authorized**
21 **to be expended from continuously appropriated moneys for any**

1 **biennial period.**

2 **“(2) As used in this section, ‘eligible mobilization costs’ means ex-**
3 **penses incurred for emergency mobilization and pre-positioning activ-**
4 **ities in Oregon.**

5 **“SECTION 3. (1) In each biennium, the Department of the State**
6 **Fire Marshal shall, in its agency request budget filed under ORS**
7 **291.208, request an appropriation for deposit in the State Fire Marshal**
8 **Mobilization Fund in an amount equal to twice the average annual**
9 **expenditures by the department for eligible mobilization costs and re-**
10 **imbursements pursuant to ORS 476.560 in the previous five years.**

11 **“(2) Each biennium, the Legislative Assembly shall appropriate**
12 **moneys for deposit in the fund in an amount not less than the amount**
13 **requested by the department under subsection (1) of this section.**

14 **“(3) On July 1 of each odd-numbered year, the department shall**
15 **cause the balance of the fund to be transferred to the General Fund**
16 **for general governmental purposes.**

17 **“(4) As used in this section, ‘eligible mobilization costs’ has the**
18 **meaning given that term in section 2 of this 2023 Act.**

19 **“SECTION 4. On or before March 31 of each odd-numbered year, the**
20 **Department of the State Fire Marshal shall report to the standing or**
21 **interim Joint Committee on Ways and Means on the following mat-**
22 **ters:**

23 **“(1) The amounts deposited in the State Fire Marshal Mobilization**
24 **Fund, from any source, within the current biennium;**

25 **“(2) Actual and anticipated expenditures from the fund within the**
26 **current biennium; and**

27 **“(3) The anticipated amount to be transferred to the General Fund**
28 **on the following July 1 pursuant to section 3 of this 2023 Act.**

29 **“SECTION 5. For the biennium beginning July 1, 2023, the Legisla-**
30 **tive Assembly shall appropriate moneys for deposit in the State Fire**

1 **Marshal Mobilization Fund in an amount equal to twice the average**
2 **annual expenditures by the Department of the State Fire Marshal for**
3 **eligible mobilization costs as defined in section 2 of this 2023 Act, and**
4 **for reimbursements pursuant to ORS 476.560, in the previous five**
5 **years.**

6 **“SECTION 6. Section 5 of this 2023 Act is repealed on June 30, 2025.**

7 **“SECTION 7. ORS 476.055 is amended to read:**

8 “476.055. (1) All moneys received by the Department of the State Fire
9 Marshal shall be paid into the State Treasury, and shall be placed by the
10 State Treasurer to the credit of the State Fire Marshal Fund, except those
11 moneys received and accounted for under the provisions of ORS 279A.290 **and**
12 **sections 2 and 3 of this 2023 Act.**

13 “(2) Except as otherwise provided by this section, moneys in the State
14 Fire Marshal Fund shall be available and constitute a continuing appropri-
15 ation for the payment of any expense of the department and for the payment
16 of expenses of the Department of Public Safety Standards and Training and
17 the Board on Public Safety Standards and Training relating to training
18 programs concerning fire services and accreditation of fire service profes-
19 sionals. The Department of the State Fire Marshal shall keep on file an
20 itemized statement of all expenses incurred by the department and shall ap-
21 prove all disbursements as submitted for payment. Administrative expendi-
22 tures made from the State Fire Marshal Fund shall not exceed a reasonable
23 amount for the services performed.

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

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